

**City of Davenport, Iowa**  
**City Council Meeting Minutes**  
**Wednesday, May 25, 2022**

The City Council of Davenport, Iowa met in regular session on Wednesday, May 25, 2022 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Matson presiding and all Aldermen present except Alderman Kelly (*In person*: Alderman Dunn, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Cornette, Alderwoman Dickmann, Alderman Jobgen, and Alderman Ortiz; *Via telephone*: Alderman Condon).

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Ortiz

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

**APPROVED**

Approval of the City Council Meeting minutes for May 11, 2022.

VI. City Administrator Update

VII. Report on Committee of the Whole

**APPROVED**

Approval of the Report on Committee of the Whole for May 18, 2022.

*CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, May 18, 2022 -- The Davenport City Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding. The Council observed a moment of silence. Pledge of Allegiance led by Alderman Jobgen. Upon the roll being called, all Aldermen were present except Alderman Condon and Alderwoman Dickmann (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Cornette, Alderman Jobgen, and Alderman Ortiz).*

*The following Public Hearings were held: **Community Development:** 1. on the proposed conveyance of vacated public right-of-way known as a portion of right-of-way lying south of East 59th Street and west of Tremont Avenue in Brady Eighty Industrial Park 5th and 6th Additions (Seven Hills Paving LLC, Petitioner); 2. on the proposed conveyance of City-owned property located at 637 Oak Street to Amber Martin, Petitioner; and 3. for Case REZ22-02 being the request of Menard, Inc to rezone the 4.48 acre property located north of West 65th Street and east of Harrison Street (Parcel #X0239-02A) from R-MF Multi-Family Residential District to I-1 Light Industrial District (Plan and Zoning Commission recommends denial. 8 votes are required for passage). **Public Works:** 1. on the plans, specifications, form of contract, and estimate of cost for the West 69th Street and Jebens Avenue Resurfacing project, CIP #35054; and 2. on the plans, specifications, form of contract, and estimate of cost for the FY 2023 Sanitary Sewer Lateral Repair Program, CIP #30061.*

*Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Jobgen item #1, First Consideration: Ordinance for Case REZ22-02 being the request of Menard, Inc to rezone the 4.48 acre property located north of West 65th Street and east of Harrison Street (Parcel #X0239-02A) from R-MF Multi-Family Residential District to I-1 Light Industrial District, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderman Ortiz, second by Alderman Dunn item #2, First*

Consideration: Ordinance amending subsection 9.40.030(B) to change and shorten the time period to legally use consumer fireworks on July 3 and 4 to 5:00 p.m. until 10:00 p.m. from the current 2:00 p.m. to 11:00 p.m.; the Susan Prouty Graduation Party street closure under item #3; and the new liquor license for Topsy Village, LLC (1117 Mound St | Ward 5) under item #5 moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Ortiz and all items moved to the Consent Agenda. **Finance:** Alderman Cornette reviewed all items listed. On motion by Alderman Jobgen, second by Alderman Ortiz all items moved to the Consent Agenda.

On motion by Alderwoman Meginnis, second by Alderman Dunn with all Aldermen present voting aye, Council recessed to Executive Session at **6:29 p.m.** to discuss strategy with counsel in matters involving litigation pursuant to Iowa code Section 21.5(1)(c). Council reconvened in Executive Session at **6:34 p.m.** with Mayor Matson and all Aldermen present except Alderman Condon and Alderwoman Dickmann (Alderman Cornette, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Lee, Alderwoman Meginnis, and Alderman Ortiz). Others present included City Administrator Corri Spiegel, Public Works Director/Assistant City Administrator Nicole Gleason, and Corporation Counsel Tom Warner. On motion by Alderman Ortiz, second by Alderman Jobgen, Council went back into open session and adjourned at **6:55 p.m.**

## VIII. Appointments, Proclamations, Etc.

## IX. Presentations

**HELD**

### A. Youth Recognitions

- Central High School Jazz 1
- Central High School Wind Symphony

### B. 2022 DavenportU Citizens Academy Graduation

## X. Petitions and Communications from Council Members and the Mayor

## XI. Individual Approval of Items on the Discussion Agenda

1. *First consideration of the below Ordinance was moved by Alderman Ortiz and seconded by Alderman Cornette. Alderman Gripp moved a motion to table for one cycle, seconded by Alderman Ortiz, and upon the roll being called, all Aldermen present voted aye.*

First Consideration: Ordinance for Case REZ22-02 being the request of Menard, Inc to rezone the 4.48 acre property located north of West 65th Street and east of Harrison Street (Parcel #X0239-02A) from R-MF Multi-Family Residential District to I-1 Light Industrial District. [Ward 8]

**TABLED**

### **PLAN AND ZONING COMMISSION RECOMMENDS DENIAL. 8 VOTES REQUIRED FOR PASSAGE.**

2. *On motion by Alderman Jobgen, second by Alderman Ortiz and all Aldermen present voting aye except Alderwoman Lee and Alderman Gripp, the following Ordinance moved to second consideration:*

First Consideration: Ordinance amending subsection 9.40.030(B) to change and shorten the time period to legally use consumer fireworks on July 3 and 4 to 5:00 p.m. until 10:00 p.m. from the current 2:00 p.m. to 11:00 p.m. [All Wards]

**MOVED TO SECOND CONSIDERATION**

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

Resolution approving a street closure request on the listed date and time to hold outdoor an event. **ADOPTED 2022-261**

Susan Prouty; Graduation Party; 1320 West 49th Street; Friday, June 3, 2022 4:00 p.m. - 10:00 p.m.; **Closure:** West 49th Street from Taylor Street east to the dead end. [Ward 7]

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

Motion approving the following beer and liquor license application. **PASSED 2022-262**

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

**Ward 5**

Tipsy Village, LLC (Tipsy Village, LLC) - 1117 Mound St - Outdoor Area - New License (New Ownership) - License Type: Class C Liquor

XII. Approval of All Items on the Consent Agenda

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

1. Second Consideration: Ordinance amending Chapter 8.14 entitled "Neighborhood Enhancement - Environmental Improvement" by amending various sections in Article VI "Nuisance Vehicles" to clearly define unregistered vehicles, define a new process of abating nuisance vehicles, and provide a more efficient process for removing these vehicles from the public right-of-way. [All Wards] **MOVED TO THIRD CONSIDERATION**

2. Second Consideration: Ordinance amending the Municipal Code of Davenport, Iowa by deleting Chapter 2.26 "Financial Disclosure" and amending Chapter 2.12 "Department of Finance" to add a new Section 2.12.270 entitled "Financial Disclosure". [All Wards] **MOVED TO THIRD CONSIDERATION**

3. Resolution authorizing the conveyance of vacated public right-of-way known as a portion of right-of-way lying south of East 59th Street and west of Tremont Avenue in Brady Eighty Industrial Park 5th and 6th Additions (Seven Hills Paving LLC, Petitioner). [Ward 8] **ADOPTED 2022-263**

4. Resolution authorizing the conveyance of City-owned property located at 637 Oak Street to Amber Martin, Petitioner. [Ward 3] **ADOPTED 2022-264**

5. Resolution approving street, lane, or public ground closures on the listed dates and times to hold outdoor events.

**ADOPTED 2022-265**

Humility Homes & Services; Welcome Home Neighborhood Block Party; 519 Fillmore Street; Saturday, June 25, 2022 10:30 a.m. - 2:00 p.m.; **Closure:** West 6th Street from Fillmore Street to Washington Street. [Ward 3]

Cornbelt Running Club; Bix 7 and Quick Bix; Saturday, July 30, 2022 4:00 a.m. - 12:00 p.m.; **Closure:** Iowa Street between East 2nd and East 3rd Streets. [Ward 3]

Michelle Russell; The Heights of the Era; Lindsay Park | 2200 East 11th Street; Saturday, July 30, 2022 5:00 a.m. – 11:00 p.m.; **Closures:** East 11th Street from Jersey Ridge Road to Hillcrest Avenue; River Street between Hillcrest Avenue and Edgehill Terrace (beginning at 12:00 p.m. after the Bix). [Ward 5]

Davenport Public Library; QCBeats - Alternating Currents; Main Library Branch | 321 North Main Street; Thursday, August 18, 2022 3:00 p.m. - 8:00 p.m.; **Closure:** Main Street from West 4th Street south to north of the alley. [Ward 3]

6. Resolution approving the plans, specifications, form of contract, and estimate of cost for the West 69th Street and Jebens Avenue Resurfacing project, CIP #35054. [Ward 8]

**ADOPTED 2022-266**

7. Resolution approving the plans, specifications, form of contract, and estimate of cost for the FY 2023 Sanitary Sewer Lateral Repair Program, CIP #30061. [All Wards]

**ADOPTED 2022-267**

8. Resolution assessing the cost of boarding up buildings at various lots and tracts of real estate. [All Wards]

**ADOPTED 2022-268**

9. Resolution assessing the cost of brush and debris removal at various lots and tracts of real estate. [All Wards]

**ADOPTED 2022-269**

10. Resolution assessing the cost of condemned property demolition at various lots and tracts of real estate. [All Wards]

**ADOPTED 2022-270**

11. Resolution assessing the cost of snow removal at various lots and tracts of real estate. [All Wards]

**ADOPTED 2022-271**

12. Resolution assessing the cost of stream bank stabilization projects at various lots and tracts of real estate. [All Wards]

**ADOPTED 2022-272**

13. Resolution awarding a contract for the City Hall Exterior Repairs project to Bi-State Masonry Inc of Rock Island, Illinois in the amount of \$542,313, CIP #23067. [Ward 3]

**ADOPTED 2022-273**

14. Resolution awarding a contract for the purchase of road salt for the 2022-2023 winter season to Compass Minerals America Inc of Overland Park, Kansas in the amount of \$586,980. [All Wards] **ADOPTED 2022-274**

15. Resolution awarding a contract for professional land surveying services for the West 3rd Street and West 4th Street Rehabilitation project to Veenstra & Kimm of Rock Island, Illinois in an amount not-to-exceed \$103,206, CIP #35055. [Ward 3] **ADOPTED 2022-275**

16. Resolution awarding a contract for the West 49th Street (Sturdevant Street to Fillmore Lane) Reconstruction project to Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of \$324,268, CIP #35054. [Ward 7] **ADOPTED 2022-276**

17. Resolution awarding a contract for the Brick Street Patching Program to Kelly Construction of Davenport, Inc of Davenport, Iowa in the amount of \$167,879.50, CIP #35054. [Wards 1, 3, 5, 6, & 7] **ADOPTED 2022-277**

18. Resolution approving a Memorandum of Understanding between the Downtown Davenport Partnership, City of Davenport, and City of Rock Island establishing an event model for Red, White & Boom through a collaborative policy, programming, and funding approach. [Ward 3] **ADOPTED 2022-278**

19. Motion approving noise variance requests for outdoor events on the listed dates and times. **PASSED 2022-279**

Susan Prouty; Graduation Party; 1320 West 49th Street; Friday, June 3, 2022 4:00 p.m. - 9:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 7]

Riverfront Improvement Commission; Riverfront Events; LeClaire Park and Quinlan Court; Various dates and times June through October 2022 (see attached list); Outdoor music/bands, over 50 dBA. [Ward 3]

The Coffee House; The Textures CD Release Party; 1315 Jersey Ridge Road; Friday, June 17, 2022 6:00 p.m. - 9:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 5]

Humility Homes & Services; Welcome Home Neighborhood Block Party; 519 Fillmore Street; Saturday, June 25, 2022 11:00 a.m. - 2:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 3]

Davenport Public Library; QCBeats - Alternating Currents; Main Library Branch | 321 North Main Street | Thursday, August 18, 2022 5:00 p.m. - 7:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 3]

20. Motion approving beer and liquor license applications. **PASSED 2022-280**

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

**Ward 3**

Front Street Brewery (Front Street Brewery, Inc) - 101 W River Dr - Recurring Outdoor Event "Riverpalooza" Thursdays June 2 - September 29 - License Type - Class C Liquor

#### **Ward 4**

Don Juan Mexican Cocina, LLC (Don Juan Mexican Cocina, LLC) - 1902 N Division St - New License - License Type: Class C Liquor

#### **Ward 5**

Rudy's Tacos (LaRosa S A, Inc) - 2214 E 11th St - Extended Outdoor Area May 30 - License Type: Class C Liquor

#### **Ward 8**

Girl + Food by Café Fresh (Girl + Food, LLC) - 5345 Belle Ave – Outdoor Area - New License - License Type: Class C Liquor

Best Western Plus Steeplegate Inn (Global Brothers Davenport, LLC) – 100 W 76th St - New License (New Ownership) - License Type: Class C Liquor

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

#### **Ward 2**

MK Grocery (MK Grocery, Inc) - 1715 W Kimberly Rd - License Type: Class C Beer

Hy-Vee Wine and Spirits (Hy-Vee, Inc) - 3301 W Kimberly Rd – License Type: Class E Liquor

#### **Ward 3**

Dam View Inn (VanDamQC, LLC) - 410 E 2nd St - Outdoor Area – License Type: Class C Liquor

#### **Ward 4**

CVS/Pharmacy #8659 (Iowa CVS Pharmacy, LLC) - 1777 Division St - License Type: Class E Liquor

Sun Mart, LLC (Sun Mart, LLC) - 2920 W Locust St - License Type: Class E Liquor

#### **Ward 6**

Staybridge Hotel (Shree Balaji, LLC) - 4729 Progress Dr - License Type: Beer/Wine

Biaggi's Ristorante Italiano, LLC (Biaggi's Ristorante Italiano, LLC) – 5195 Utica Ridge Rd - License Type: Class C Liquor

#### **Ward 7**

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

XIII. Other Ordinances, Resolutions and Motions

XIV. Public with Business

XV. Reports of City Officials

Following is a summary of revenue received for the month of April 2022:

|                          |              |
|--------------------------|--------------|
| Property Taxes           | \$30,860,197 |
| Other City Taxes         | \$1,804,953  |
| Special Assessments      | -            |
| Licenses & Permits       | \$159,837    |
| Intergovernmental        | \$5,441,990  |
| Charges for Services     | \$3,658,289  |
| Use of Monies & Property | \$456,801    |
| Fines & Forfeits         | \$163,211    |
| Bonds/Loan Proceeds      | \$109,665    |
| Miscellaneous            | \$490,065    |

XVI. Adjourn **6:30 p.m.**



Brian J. Krup  
Deputy City Clerk