CITY COUNCIL MEETING

City of Davenport, Iowa

Wednesday, April 12, 2023; 5:30 PM

City Hall | 226 West 4th Street | 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 March 22, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

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

VIII. Appointments, Proclamations, Etc.

A. Appointments

1. Historic Preservation Commission
   - Christopher Kretz (new appointment)

B. Proclamations

1. Earth Week | April 18 - 24, 2023
2. Arbor Day | April 28, 2023

IX. Presentations

A. Davenport Fire Department Swearing-In Ceremony
- Kyle Davis
- Nicholas Marino
- Kayla Jones
- Nevin Goettsch
- Megan Frey
- Justinian (Kelan) Keimig
- Logan Sehie
- Aiden Gonzalez
- Caleb Trier
- Zackary Caddell

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

1. First Consideration: Ordinance for Case REZ23-01 being the request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 North Division Street and 1711 West Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District. [Ward 4]

2. First Consideration: Ordinance for Case ROW23-01 being the request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of North Division Street between West Pleasant Street and Hickory Grove Road. [Ward 4]

3. First Consideration: Ordinance providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same. [All Wards]

STAFF RECOMMENDS SUSPENSION OF THE RULES AND PASSAGE OF SECOND AND THIRD CONSIDERATIONS.

i. Motion for suspension of the rules.

ii. Passage of second and third considerations.

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 XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding 6th Street along the south side from 75 feet east of Ripley Street, east 80 feet thereto. [Ward 3]

2. Third Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled “Schedules” by adding Bridge Avenue along the frontage of 1032 Bridge Avenue thereto. [Ward 5]

3. Second Consideration: Ordinance amending Schedule I Snow Routes of Chapter 10.96 entitled “Schedules” by deleting various streets throughout the city therefrom. [Wards 1, 3, & 8]

4. First Consideration: Ordinance amending Chapter 5.10 entitled "Alcoholic Beverage Control" by repealing the current Chapter 5.10 and enacting a new Chapter 5.10 entitled "Alcoholic Beverage Control" in its place. [All Wards]

5. Resolution approving street, lane, or public ground closure requests for the listed dates and times to hold outdoor events.

   Knights of Columbus/St. Paul the Apostle; Blue Mass; 916 East Rusholme Street; Tuesday, May 16, 2023 4:30 p.m. - 8:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

   Quad Cities Bicycle Club; Kwik Star Criterium; Village of East Davenport; Monday, May 29, 2023 5:00 a.m. – 9:00 p.m.; **Closures:** Mound Street from

East 11th Street to East 12th Street; East 12th Street/Fulton Avenue from Mound Street to Glenwood Avenue; Glenwood Avenue from Fulton Avenue to Hillcrest Avenue; Hillcrest Avenue from Glenwood Avenue to River Street; East 11th Street from Mound Street to River Street. [Ward 5]

Village of East Davenport Business Association; Village Hops; Village of East Davenport; Saturday, June 17, 2023 12:00 p.m. - 8:00 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley; Jersey Ridge Road from East 11th Street north to the alley. [Ward 5]

6. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Fire Station #3 Furniture, Fixtures, and Equipment project, CIP #63012. [Ward 7]
7. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Davenport Police Department Parking Garage Repair project, CIP #23031. [Ward 3]
8. Resolution awarding a contract for the 3rd and Brady Streetscaping project to Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $456,273, CIP #60035. [Ward 3]
9. Resolution awarding a contract for the North Clark Street (West 11th Street to West 13th Street) Reconstruction project to Five Cities Construction Company of Coal Valley, Illinois in the amount of $821,083.90, CIP #35062. [Wards 1, 3, & 4]
10. Resolution awarding a contract for the West 36th Street (Pacific Street to North Division Street) Reconstruction project to Hawkeye Paving Corporation of Davenport, Iowa in the amount of $816,730.10, CIP #35062. [Ward 2]
11. Resolution awarding a contract for the Fairmount Community Center project to Precision Builders, Inc of Bettendorf, Iowa in the amount of $2,868,972, ARP #09. [Ward 1]
12. Resolution approving Amendment #1 to Sasaki Associates, Inc of Denver, Colorado in the amount of $1,106,665 for the Destination Iowa | Main Street Landing project, ARP #12. [Ward 3]
13. Resolution approving Change Order #1 to CDMI Concrete Contractors Inc of Port Byron, Illinois in the amount of $200,000 for the FY 2023 Sealcoat Road Rehabilitation Program, CIP #35054. [Wards 1 & 2]
14. Resolution awarding a contract with the Center for Transportation and the Environment (CTE) of Atlanta, Georgia for consulting services regarding the purchase and deployment of four electric buses and related infrastructure in an amount not-to-exceed $495,000. [All Wards]
15. Resolution approving and adopting Davenport's contributions to and submission of an updated 5-year Scott County Multi-Jurisdictional Hazard Mitigation Plan to the Federal Emergency Management Agency (FEMA) by the Bi-State Regional Commission and the Scott County Emergency Management Agency for the purpose of updating and renewing the plan. [All

Wards]

16. Resolution authorizing the submission of a Hazard Mitigation Assistance (HMA) grant application to the Federal Emergency Management Agency (FEMA) for financial assistance with the River Drive and Marquette Street Flood Mitigation project. [Ward 3]

17. Resolution to fix meeting date for hearing on the issuance of not-to-exceed $31,000,000 General Obligation Corporate Bonds, Series 2024. [All Wards]

18. Resolution setting a Public Hearing on amending the FY 2023 Operating and Capital Improvement Budgets. [All Wards]

19. Resolution authorizing and approving an amended Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of $9,607,376.46 Sewer Revenue Improvement and Refunding Bond, Series 2023. [All Wards]

20. Resolution approving six 2023 Open Prairie/Forest Cover property tax exemptions. [Wards 1, 6, & 8]

21. Motion approving a noise variance request for the listed date and time for an outdoor event.

    German American Heritage Center and Museum; Best of the Wurst; 712 West 2nd Street; Saturday, June 17, 2023 11:00 a.m. - 3:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 3]

22. Motion approving beer and liquor license applications.

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

    Ward 7

    Assumption High School (Assumption High School) - Temporary Event "April Knight" April 22 - 1020 West Central Park Avenue - License Type: Class C Liquor (On-Premises)

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

    Ward 1

    QC Mart (Bethany Enterprises, Inc) - 2747 Rockingham Road - License Type: Class B Beer (Carry-Out)

    Ward 2

    The Devil's Door (The Devil’s Door, LLC) - 4908 North Pine Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

    Rina Mart, LLC (Rina Mart, LLC) - 3815 West Kimberly Road - License Type: Class E Liquor (Carry-Out)

Ward 3

Antonella's II, LLC (Antonella's II, LLC) - 421 West River Drive #5 - Outdoor Area - License Type: Beer/Wine (On-Premises)

At the Stardust (At the Stardust, LLC) - 218 Iowa Street - License Type: Class C Liquor (On-Premises)

Cru 221 (Cru 221, LLC) - 221 Brady Street - License Type: Class C Liquor (On-Premises)

Geezer's Drafthouse (Geezers, Inc) - 1654 West 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Iowa Mini Mart (Samreet, LLC) - 234 West 3rd Street - License Type: Class E Liquor (Carry-Out)

Mantra Indian Restaurant (Madan, LLC) - 220 North Harrison Street - License Type: Special Class C Beer/Wine (On-Premises)

Redstone Room (River Music Experience) - 129 Main Street (2nd Floor) - License Type: Class C Liquor (On-Premises)

Ward 4

Cedar Street Inn (Fleetfood, Inc) - 810 Cedar Street - License Type: Class C Liquor (On-Premises)

Famous Liquors (Jay Liquor, Inc) - 2604 West Locust Street - License Type: Class E Liquor (Carry-Out)

Hy-Vee Fast and Fresh #5 (Hy-Vee, Inc) - 2353 West Locust Street - License Type: Class E Liquor (Carry-Out)

Ward 5

Grilled Cheese Bar (Tbs Enterprises, LLC) - 1019 Mound Street - License Type: Class C Liquor (On-Premises)

Ward 6

Aldi Inc #80 (Aldi, Inc - Corporation) - 5262 Elmore Avenue - License Type: Class B Retail (Carry-Out)

Biaggi's Ristorante Italiano, LLC (Biaggi's Ristorante Italiano, LLC) - 5195 Utica Ridge Road - License Type: Class C Liquor (On-Premises)

Fresh Thyme Farmers Market (Lakes Venture, LLC) - 2130 East Kimberly Road - License Type: Class B Beer (Carry-Out)

Hy-Vee Market Cafe (Hy-Vee, Inc) - 4064 East 53rd Street (Cafe Area) - Outdoor Area - License Type: Class C Liquor (On-Premises)

Pints (Pub @ Utica, LLC) - 5268 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Your Pie (The Gizzeria Group, Inc) - 4520 East 53rd Street #400 - Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Ward 7

Mo Brady's (DRC Ventures, Inc) - 4830 North Brady Street - License Type: Class C Liquor (On-Premises)

Ward 8

Big 10 Mart (Molo Oil Company) - 5310 North Brady Street - License Type: Class B Beer (Carry-Out)

QC Marts (Bethany Enterprises, Inc) - 6807 Northwest Boulevard - License Type: Class B Beer (Carry-Out)

C. Request For 19/20-Year-Old Exemption

Ward 3

At the Stardust (At the Stardust, LLC) - 218 Iowa Street - License Type: Class C Liquor (On-Premises)

Redstone Room (River Music Experience) - 129 Main Street (2nd Floor) - License Type: Class C Liquor (On-Premises)

23. Motion awarding a contract for the We-Go Swing Installation at Vander Veer Botanical Park to The Henley Group, LLC of Muscatine, Iowa in the amount of $71,955, CIP #64070. [Ward 5]

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 not appearing on this agenda. This is not an opportunity to discuss issues with the Council members or get information. In accordance with Open Meetings law, the Council 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

Department: City Clerk
Contact Info: Brian Krup | 563-326-6163

Action / Date
4/12/2023

Subject:
Approval of the City Council Meeting minutes for March 22, 2023.

ATTACHMENTS:

Type	Description
Exhibit	CC Min 032223

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	4/6/2023 - 8:17 AM

City of Davenport, Iowa

City Council Meeting Minutes

Wednesday, March 22, 2023

The City Council of Davenport, Iowa met in regular session on Wednesday, March 22, 2023 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Matson presiding and all Aldermen present except Alderwoman Dickmann (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderman Cornette, Alderman Jobgen, and Alderman Ortiz).

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Gripp

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes **APPROVED**

Approval of the City Council Meeting minutes for March 8, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole **APPROVED**

Approval of the Report on Committee of the Whole for March 15, 2023.

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, March 15, 2023 -- The Davenport City Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding. The Council observed a moment of silence. Pledge of Allegiance led by Alderwoman Lee. Upon the roll being called, all Aldermen were present except Alderman Jobgen (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderman Cornette, Alderwoman Dickmann, and Alderman Ortiz).

The following Public Hearings were held: ***Community Development:*** *1. on the recommended allocations for Year 49 (July 1, 2023 – June 30, 2024) Community Development Block Grant (CDBG) funds.* ***Public Works:*** *1. on the plans, specifications, form of contract, and estimate of cost for the Redstone Parking Garage Stair Tower Masonry Improvements project, CIP #23062; 2. on the plans, specifications, form of contract, and estimate of cost for the Annie Wittenmyer Aquatic Center Roof Replacement project, CIP #23072; and 3. on the plans, specifications, form of contract, and estimate of cost for the Davenport Municipal Airport South Ramp Reconstruction project, CIP #20015.* ***Finance:*** *1. on the FY 2024 Operating Budget, FY 2024 Capital Improvement Budget, and the FY 2024 - FY 2029 Capital Improvement Plan.*

The following Proclamation was issued: National Day of Empathy | March 15, 2023, ***2023-127.***

Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) ***Community Development:*** *Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Dunn all items moved to the Consent Agenda.* ***Public Safety:*** *Alderwoman Dickmann reviewed all items listed. On motion by Alderwoman Dickmann, second by Alderman Ortiz all items moved to the Consent Agenda.* ***Public Works:*** *Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderwoman Dickmann all items moved to the Consent Agenda.* ***Finance:*** *Alderman Condon reviewed all items listed. On motion by Alderman Cornette, second by Alderman Ortiz all items moved to the Consent Agenda.*

*On motion by Alderman Dunn, second by Alderman Gripp and all Aldermen present voting aye, Council recessed to Executive Session at **6:21 p.m.** to discuss strategy with counsel on matters involving litigation pursuant to Iowa Code Section 21.5(1)(c). Council reconvened in Executive Session at **6:25 p.m**. with Mayor Matson and all Aldermen present except Alderman Jobgen (Alderman Condon, Alderman Cornette, Alderwoman Dickmann, Alderman Dunn, Alderman Gripp, Alderman Kelly, Alderwoman Lee, Alderwoman Meginnis, and Alderman Ortiz). Others present included City Administrator Corri Spiegel, Corporation Counsel Tom Warner, and Attorney Jason O'Rourke from Lane & Waterman LLP. On motion by Alderman Gripp, second by Alderman Ortiz, Council went back into open session and adjourned at **6:46 p.m.***

VIII. Appointments, Proclamations, Etc.

A. Appointments **APPROVED 2023-128**

1. Civil Service Commission

   - Michael Schertz (re-appointment)

2. Plan and Zoning Commission

   - Dave Tallman (re-appointment)

   - Regen Johnson (re-appointment)

3. Riverfront Improvement Commission

   - Angela Stone (new appointment | 4th Ward)

B. Proclamations **ISSUED 2023-129**

1. National Work Zone Awareness Week | April 17 - 21, 2023

2. Child Abuse Prevention Week | April 2 - 8, 2023

IX. Presentations **HELD**

A. FY 2023 GFOA Distinguished Budget Presentation Award

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

XII. Approval of All Items on the Consent Agenda

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

1. Third Consideration: Ordinance amending Section 13.16.109 entitled "Fees" of the Municipal Code of Davenport, Iowa to allow fees to be set by resolution of the City Council for Compost tipping, Water Pollution Control Plant hauled waste, Water Pollution Control Plant permits for hauled waste, and the sale of Compost goods. [All Wards] **ADOPTED 2023-130**

ORDINANCE NO. **2023-130**

AN ORDINANCE AMENDING SECTION 13.16.109 ENTITLED "FEES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA TO ALLOW FEES TO BE SET BY RESOLUTION OF THE CITY COUNCIL FOR COMPOST TIPPING, WATER

POLLUTION CONTROL PLANT HAULED WASTE, WATER POLLUTION CONTROL PLANT PERMITS FOR HAULED WASTE, AND THE SALE OF COMPOST GOODS.

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

Section 1. That Section 13.16.109 of the Municipal Code of Davenport, Iowa be and the same is hereby amended to read as follows:

13.16.109 **Fees.**

Fees for Compost tipping, Water Pollution Control Plant hauled waste, Water Pollution Control Plant permits for hauled waste, and the sale of Compost goods shall be set by resolution of the City Council.

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

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

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.
Adopted 3/22/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Second Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding 6th Street along the south side from 75 feet east of Ripley Street, east 80 feet thereto. [Ward 3] **MOVED TO THIRD CONSIDERATION**

3. Second Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding Bridge Avenue along the frontage of 1032 Bridge Avenue thereto. [Ward 5] **MOVED TO THIRD CONSIDERATION**

4. First Consideration: Ordinance amending Schedule I Snow Routes of Chapter 10.96 entitled "Schedules" by deleting various streets throughout the city therefrom. [Wards 1, 3, & 8]
MOVED TO SECOND CONSIDERATION

5. Resolution of support for Case ANX23-01 for the annexation of 182.35 acres, more or less, of territory located south of Slopertown Road and west of Hillandale Road to the City of Davenport, Iowa (RIVALDD Farms, Inc, Petitioner). [Adjacent to Ward 8]
ADOPTED 2023-131

6. Resolution adopting the Extreme DREAM Project utilizing $2,100,000 from the sale proceeds of the Heritage. [Wards 3 & 4] **ADOPTED 2023-132**

7. Resolution approving street, lane, or public ground closure requests for the listed dates and times to hold outdoor events. **ADOPTED 2023-133**

Michelle Russell; The Heights of the Era; Lindsay Park | 2200 East 11th Street; 9:30 a.m. Friday, July 28, 2023 – 11:00 p.m. Saturday, July 29, 2023; **Closures:** East 11th Street from Jersey Ridge Road to Hillcrest Avenue; River Street between Hillcrest Avenue and Edgehill Terrace. [Ward 5]

Cornbelt Running Club; Bix 7 and Quick Bix; Saturday, July 29, 2023 4:00 a.m. – 12:00 p.m. **Closures:** Brady Street from River Drive to Kirkwood Boulevard; Kirkwood Boulevard from Brady Street to Jersey Ridge Road; Jersey Ridge Road from Kirkwood Boulevard to Middle Road; Middle Road from Kirkwood Boulevard to McClellan Boulevard; McClellan Boulevard from Middle Road to River Drive; East 4th St from Main Street to River Drive (East 4th Street from Pershing Avenue to River Drive closed beginning at 1:00 p.m. Friday, July 28); East 3rd Street from Main Street to River Drive (East 3rd Street from Iowa Street to River Drive closed beginning at 1:00 p.m. on Friday, July 28 to set up finish line); East 2nd Street from Main Street to Perry Street; East 15th Street from Brady Street to Perry Street; Perry Street from East 15th Street to East 4th Street; LeClaire Street from East 2nd Street to East 4th Street (beginning at 12:00 p.m. on Friday, July 28); Iowa Street from East 3rd Street to East 4th Street (beginning at 1:00 p.m. Friday, July 28); River Street from McClellan Boulevard to Hillcrest Avenue. [Wards 3 & 5]

8. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Redstone Parking Garage Stair Tower Masonry Improvements project, CIP #23062. [Ward 3] **ADOPTED 2023-134**

9. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Annie Wittenmyer Aquatic Center Roof Replacement project, CIP #23072. [Ward 5] **ADOPTED 2023-135**

10. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Davenport Municipal Airport South Ramp Reconstruction project, CIP #20015. [Ward 8] **ADOPTED 2023-136**

11. Resolution awarding a three-year contract with an annual extension not to exceed five years in total length for vehicle telematic services to Telus Communications Inc of St. Johns, Canada using Sourcewell contract #020221-SKY. [All Wards] **ADOPTED 2023-137**

12. Resolution awarding a contract for the Carriage Hill Drive Reconstruction project to N.J. Miller Inc of Bettendorf, Iowa in the amount of $239,296.35, CIP #35062. [Ward 6] **ADOPTED 2023-138**

13. Resolution awarding a contract for the East Locust Street and Eastern Avenue Intersection Reconstruction project to Hawkeye Paving Corporation of Davenport, Iowa in the amount of $734,500, CIP #35061. [Ward 5] **ADOPTED 2023-139**

14. Resolution awarding a contract for the East Central Park Avenue (Brady Street to Pershing Avenue) Reconstruction and Farnam Street/East Central Park Avenue Intersection Overlay project to N.J. Miller, Inc of Bettendorf, Iowa in the amount of $550,172, CIP #35061. [Ward 5] **ADOPTED 2023-140**

15. Resolution awarding a contract for the CY 2023 Contract Milling Program to Manatts Inc - Eastern Iowa Division of Camanche, Iowa in the amount of $193,967.40, CIP #35041. [All Wards] **ADOPTED 2023-141**

16. Resolution awarding a contract for the Tremont Sanitary Sewer Interceptor project to Langman Construction Inc of Rock Island, Illinois in the amount of $3,078,755.76, CIP #30048. [Ward 3] **ADOPTED 2023-142**

17. Resolution awarding a contract for construction inspection services for the Tremont Sanitary Sewer Interceptor project to Veenstra & Kimm, Inc of Rock Island, Illinois in an amount not to exceed $105,167.48, CIP #30048. [Ward 3] **ADOPTED 2023-143**

18. Resolution awarding a contract for a sanitary sewer condition assessment within the Robin Creek and Northpark Basin to Strand & Associates Inc of Madison, Wisconsin in an amount not to exceed $505,590, CIP #30057. [Ward 7] **ADOPTED 2023-144**

19. Resolution authorizing the submission of a Land and Water Conservation Fund (LWCF) Program grant application to the Iowa Department of Natural Resources for financial assistance with outdoor recreation area development for the Goose Creek Park Stream Restoration and Access project. [Ward 8] **ADOPTED 2023-145**

20. Resolution approving the Response and Recovery Assessment Plan and Substantial Damage Management Plan to address damage that may be caused to property due to a disaster. [All Wards] **ADOPTED 2023-146**

21. Resolution setting fees for Compost tipping, Water Pollution Control Plant hauled waste, Water Pollution Control Plant permits for hauled waste, and the sale of Compost goods. [All Wards] **ADOPTED 2023-147**

22. Resolution adopting the FY 2024 Operating Budget, FY 2024 Capital Improvement Budget, and the FY 2024 - FY 2029 Capital Improvement Plan. [All Wards] **ADOPTED 2023-148**

23. Resolution setting April 12, 2023, as date for sale of General Obligation Corporate Bonds, Series 2023 and approving preliminary official statement. [All Wards] **ADOPTED 2023-149**

24. Resolution to fix a date for a public hearing on proposal to enter into an amended Sewer Revenue Loan and Disbursement Agreement and to borrow money thereunder in a principal amount not to exceed $11,287,000. [All Wards] **ADOPTED 2023-150**

25. Resolution approving the purchase of new Pure Storage hardware from Insight Public Sector of Des Moines, Iowa in the amount of $193,271.34. [All Wards] **ADOPTED 2023-151**

26. Motion approving the recommended allocations for Year 49 (July 1, 2023 – June 30, 2024) Community Development Block Grant (CDBG) funds and HOME Investment Partnership (HOME) funds. [All Wards] **PASSED 2023-152**

27. Motion approving a noise variance request for the listed dates and times for an outdoor event. **PASSED 2023-153**

Michelle Russell; The Heights of the Era; Lindsay Park | 2200 East 11th Street; 3:00 p.m. - 10:00 p.m. Friday, July 28, 2023 and 10:00 a.m. - 10:00 p.m. Saturday, July 29, 2023; Outdoor music/bands, over 50 dBA. [Ward 5]

28. Motion approving beer and liquor license applications. **PASSED 2023-154**

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

Ward 3

RME Courtyard (River Music Experience) - 121 West 2nd Street – Temporary License April-November - Outdoor Area - License Type: Class C Liquor (On-Premises)

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

Ward 3

Taste of Ethiopia (Taste of Ethiopia, LLC) - 102 South Harrison Street #300 - Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Ward 5

Brew in the Village (3 Blessings, Inc) - 1104 Jersey Ridge Road – Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 6

Combine, A Midwest Restaurant (Bass Street Grille, LLC) - 5266 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor - (On-Premises)

Panchero's Mexican Grill (Central Coast Hospitality, Inc) - 4888 Utica Ridge Road - License Type: Special Class C Beer/Wine (On-Premises)

QC Mart (Bethany Enterprises, Inc) - 2415 Est 53rd Street - Class B Beer (Carry-Out)

C. Request for 19/20-year-old Exemption

Ward 3

RME Courtyard (River Music Experience) - 121 West 2nd Street – Temporary License April-November - Outdoor Area - License Type: Class C Liquor (On-Premises)

29. Motion approving the payment to Insight Public Sector of Des Moines, Iowa for Pure Storage annual license renewal in the amount of $74,844.12. [All Wards] **PASSED 2023-155**

XIII. Other Ordinances, Resolutions and Motions

XIV. Public with Business

XV. Reports of City Officials

The following is a summary of revenue received for the month of February 2023:

Property Taxes	$965,087
Other City Taxes	$3,036,820

Special Assessments	$ -
Licenses & Permits	$205,823
Intergovernmental	$3,761,090
Charges for Services	$4,143,823
Use of Monies & Property	$86,222
Fines & Forfeits	$134,645
Bonds/Loan Proceeds	$62,693
Miscellaneous	$305,188

XVI. Adjourn **5:56 p.m.**

Brian J. Krup
Deputy City Clerk

City of Davenport

Department: City Clerk
Contact Info: Brian Krup | 563-326-6163

Action / Date
4/12/2023

Subject:
Approval of the Report on Committee of the Whole for April 5, 2023.

ATTACHMENTS:

	Type	Description
	Exhibit	COW Report 040523

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	4/6/2023 - 9:44 AM

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

The following Public Hearings were held: **Community Development:** 1. for Case REZ23-01 being the request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 North Division Street and 1711 West Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District; and 2. for Case ROW23-01 being the request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of Division Street between West Pleasant Street and Hickory Grove Road. **Public Works:** 1. on the plans, specifications, form of contract, and estimate of cost for the Fire Station #3 Furniture, Fixtures, and Equipment project, CIP #63012; and 2. on the plans, specifications, form of contract, and estimate of cost for the Davenport Police Department Parking Garage Repair project, CIP #23031. **Finance:** 1. on an amended Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of $9,607,376.46 Sewer Revenue Improvement and Refunding Bond, Series 2023.

The following Proclamations were issued: Fair Housing Month | April 2023; National Community Development Week | April 10 - 14, 2023; and Junior Achievement Day | April 6, 2023, **2023-156.**

Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderwoman Dickmann both items moved to the Discussion Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderwoman Dickmann, second by Alderman Ortiz all items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderwoman Dickmann all items moved to the Consent Agenda. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderman Cornette, second by Alderwoman Dickmann item #1, First Consideration: Ordinance providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same, moved to the Discussion Agenda with a staff recommendation for suspension of the rules and passage of second and third considerations, and all other items moved to the Consent Agenda.

Council adjourned at **6:17 p.m.**

City of Davenport

Department: Office of the Mayor
Contact Info: Tiffany Thorndike | 563-326-7701

Action / Date
4/12/2023

Subject:
Historic Preservation Commission
- Christopher Kretz (new appointment)

Background:
Christopher Kretz is a new appointment to the Historic Preservation Commission. He is filling a vacancy created by resignation and term dates for this appointment are April 13, 2023 to June 30, 2023.

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Thorndike, Tiffany	Approved	4/6/2023 - 8:33 AM

City of Davenport

Department: Office of the Mayor
Contact Info: Samantha Torres | 563-327-5128

Action / Date
4/12/2023

Subject:
Earth Week | April 18 - 24, 2023

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	4/5/2023 - 8:05 AM

City of Davenport

Department: Office of the Mayor
Contact Info: Samantha Torres | 563-327-5128

Action / Date
4/12/2023

Subject:
Arbor Day | April 28, 2023

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	4/5/2023 - 8:05 AM

City of Davenport

Department: Community Planning & Economic Development **Action / Date**
Contact Info: Laura Berkley | 563-888-3553 **4/12/2023**

Subject:
First Consideration: Ordinance for Case REZ23-01 being the request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 North Division Street and 1711 West Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District. [Ward 4]

Recommendation:
Consider the Ordinance.

Background:
At its March 14, 2023 meeting, the Plan and Zoning Commission recommended Case REZ23-01 be forwarded to the City Council with a recommendation for approval subject to the listed findings and conditions. The vote was 5 in favor, 2 opposed.

Findings:

1. The zoning map amendment (rezoning) is consistent with Davenport 2035+ Land Use Plan and Map, which identifies the property as Urban Corridor (UC) and Commercial Node (CN). Both classifications allow for commercial uses along corridors and edges. The area has been commercially developed since at least the mid-1930's and is compatible with UC and CN land use classifications.
2. The proposed C-2 General Commercial District is compatible with the zoning of nearby property in the Five-Points commercial node, as well as other C-2 and C-1 zoning located along the W. Locust corridor.
3. Rezoning the property to C-2 General Commercial District will not create zoning nonconformities and will, in fact, reduce nonconformities.
4. Staff concurs with the City Traffic Engineer's review of this site for traffic impacts from the proposed zoning change and more specifically the use of the site as a car wash and staff also concurs with the required right-in/right-out access point on Hickory Grove Road.
5. There shall be minimal noise impacts to the adjacent area; any potential impacts to the properties to the north shall be mitigated by installation of a six (6) foot tall privacy fence and landscaping.

Conditions:

1. The ingress/egress to Hickory Grove RD shall be right-in/right-out as directed by the City Traffic Engineer;
2. A fence and landscaping shall be installed along the West Pleasant Street right-of-way line between the north south alley and North Division Street.

The staff report from the March 14, 2023 Plan and Zoning Commission meeting is attached.

ATTACHMENTS:

Type	Description
Backup Material	Ordinance
Backup Material	Staff Report-P&Z 3-14-23

Backup Material	Application
Backup Material	Rezoning Exhibit
Backup Material	Concept Plan
Backup Material	Vicinity, Zoning, & Future Land Use Map
Backup Material	Public Notice P&Z
Backup Material	Public Notice COW
Backup Material	Neighborhood Meeting Presentation
Backup Material	Neighborhood Meeting Attendance
Backup Material	Public Comment-1724 W Locust Street
Backup Material	Public Comment-Vesole
Backup Material	Scott County Parcel Report-1711 W Pleasant Street
Backup Material	Scott County Parcel Report-1930 N Division Street
Backup Material	Scott County Parcel Report- 1934 N Division Street
Backup Material	Sanitary Sewer Information Exhibit

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	3/31/2023 - 1:51 PM

ORDINANCE NO. 2023-

AN ORDINANCE for Case REZ23-01 being the request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 Division Street and 1711 Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District. [Ward 4]

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 "C-2 Corridor Commercial District."

ALLEYWAY: A part of Block 1 of J.M.D. Burrow's Subdivision of a part of the East One-Half of the Southwest Quarter of Section 22, in Township 78 North, Range 3 East of the 5th P.M., more particularly described as follows: The East 10 feet of the existing 20 foot alleyway adjacent to Parcel 4 and Parcel 5.

1930 North Division Street (Parcel #A0061-06): A part of Block 1 of J.M.D. Burrow's Subdivision of a part of the East One-Half of the Southwest Quarter of Section 22, in Township 78 North, Range 3 East of the 5th P.M., more particularly described as follows: Commencing at a point in the West line of Allen's Grove Road, also called Division Street, 226 feet North from the intersection of the West line of Allen's Grove Road with the Northerly line of Hickory Grove Road; thence from said point of beginning running North along the West line of said Allen's Grove Road 36 feet; thence West 150 feet to an alley; thence South along the East line of said alley 36 feet; thence East 150 feet to the place of beginning; Also the South 4 feet of the East 150 feet of Lot 2 in Block 1 of J.M.D. Burrow's Subdivision of a part of the East One-Half of the Southwest Quarter of Section 22 in Township 78 North, Range 3 East of the 5th P.M., all being situated in the City of Davenport, Scott County, Iowa. EXCEPTING therefrom the East 3 feet of the North 36 feet of the East 150 feet of Lot 1, and the East 3 feet of the South 4 feet of Lot 2, Block 1, J.M.D. Burrow's Subdivision.

1711 West Pleasant Street (PARCEL #A0061-08): The West 60 feet of the North 72 feet of Lot 2 of Block 1 of J.M.D. Burrow's Subdivision in the East Half of the Southwest Quarter of Section 22, Township 78 North, Range 3 East of the 5th P.M. in Davenport, Scott County, Iowa.

1934 North Division Street (PARCEL #A0061-07): The North 72 feet of Lot 2, Block 1 of J.M.D. Burrow's Subdivision of a part of the East Half of the Southwest Quarter of Section 22, Township 78 North, Range 3 East of the 5th P.M., EXCEPTING therefrom the West 60 feet thereof, being situated in Scott County, Iowa.

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

Findings:

1. The zoning map amendment (rezoning) is consistent with Davenport 2035+ Land Use Plan and Map, which identifies the property as Urban Corridor (UC) and Commercial Node (CN). Both classifications allow for commercial uses along corridors and edges. The area has been commercially developed since at least the mid-1930's and is compatible with UC and CN land use classifications.
2. The proposed C-2 General Commercial District is compatible with the zoning of nearby property in the Five-Points commercial node, as well as other C-2 and C-1 zoning located along the W. Locust corridor.
3. Rezoning the property to C-2 General Commercial District will not create zoning nonconformities and will, in fact, reduce nonconformities.
4. Staff concurs with the City Traffic Engineer's review of this site for traffic impacts from the proposed zoning change and more specifically the use of the site as a car wash and staff also concurs with the required right-in/right-out access point on Hickory Grove Road.
5. There shall be minimal noise impacts to the adjacent area; any potential impacts to the properties to the north shall be mitigated by installation of a six (6) foot tall privacy fence and landscaping.

Conditions:

1. The ingress/egress to Hickory Grove RD shall be right-in/right-out as directed by the City Traffic Engineer;
2. A fence and landscaping shall be installed along the W. Pleasant Street right-of-way line between the north south alley and N. Division Street.

Section 3. At its March 14, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-01 to the City Council with a recommendation for approval subject to the listed findings and conditions.

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 _____

_____
Mike Matson
Mayor

Attest: _____
Brian Krup
Deputy City Clerk

Published in the *Quad City Times* on _____

City of Davenport
Plan and Zoning Commission-Staff Report
March 14, 2023

Case REZ23-01: Request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 Division Street and 1711 Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District. [Ward 4]

Background:
The area has been commercially developed since at least 1937 as identified with aerial photography. The subject properties are currently zoned R-4C Single-Family and Two-Family Central Residential District. The petitioner is requesting a rezoning to C-2 Corridor Commercial District. The three residential lots comprise of 0.41 acres.

The purpose is to redevelop the subject properties, along with the three C-2 zoned parcels to the south (1914, 1920 and 1926 N. Division St.) for a car wash.

Why is a Zoning Map Amendment Required?
The Zoning Ordinance does not permit a car wash in the R-4C Single-Family and Two-Family Central Residential District. Pending approval of the rezoning by City Council, the applicant intends to demolish the three residential properties and commercial buildings east of the alley. The properties would then be combined for the development of a car wash.

Comprehensive Plan:
Within Urban Service Area 2035: Yes

Future Land Use Designations:
The subject properties are designated Commercial Node in the Davenport +2035 Land Use Plan. The properties are also located within the Urban Corridor Overlay.

1. **Commercial Node (CN)** - Clusters of generally more intense uses found either along existing Urban Corridors or along or at the intersection of major streets in newly developed areas. CN areas may contain commercial uses somewhat more intense than uses found elsewhere on Urban Corridors, as well as higher density residential uses and office and service businesses. CN should serve a population of about 5000 people within 1/2 mile. Ideally, CN areas should be architecturally integrated, and designed to serve all modes of transportation. Pedestrian connections to the neighborhoods they serve are important. Therefore, master planning and customized zoning provisions for new CN areas should occur before development or redevelopment occurs.
2. **Urban Corridor (UC)** - Generally established corridors along major streets marked by mixed use development with commercial uses generally clustered at major intersections and/or transit stops. Urban corridors are mostly fully built-out and redevelopment occurs slowly. Commercial uses in UC generally serve adjacent neighborhoods with goods and services. The character and intensity of Urban Corridors can vary due to street and surrounding neighborhood characteristics. Therefore, specific corridor and neighborhood plans, and supporting zoning provisions, should be developed to help guide future development decisions.

Zoning:
The subject properties are currently zoned **R-4C Single-Family and Two-Family Central Residential District**. This district is intended to provide dense, centrally located, urban residential properties for the City. Standards of the R-4C District are intended to ensure that new development is complementary to the existing developed character of these neighborhoods. Limited non-residential uses that are compatible with the surrounding residential neighborhoods may be permitted in the R-4C District.

The applicant is requesting a rezoning to **C-2 Corridor Commercial District**. This district is intended to address the commercial corridors that are primarily oriented toward a mix of retail, personal service, and office uses along arterial streets and collector streets adjacent to arterial streets in the city. The C-2 District accommodates auto-oriented development – both individual businesses and retail centers – and mixed-use development, with the intent of improving the pedestrian environment along Davenport's commercial corridors.

Technical Review:
Utilities: City has not received comments from any of the utility companies.

City Traffic Division. The City Traffic Engineer has stated a traffic impact study will not be required. The proposed use would not generate a noticeable increase in traffic as many of the customers will be from the traffic already using the roadways in this area.

Ingress/egress onto Hickory Grove Road shall be limited to a right-in/right-out access point due to turning conflicts created by vehicle backs up due to the intersection. The proposed entrance along Division Street is sufficiently spaced from the intersection of Locust Street, Division Street, and Hickory Grove Road. Therefore, the north driveway can accommodate all turning movements. Final site access will be reviewed during the development process.

The Traffic Engineer has reviewed the width of Pleasant Street (31') and has no concerns regarding Fire Department access to and through W. Pleasant Street.

Street Development. No changes to the existing streets are needed or proposed.
The site has two ingress/egress drives, one located on North Division Street and one on Hickory Grove Road. As the City Traffic Engineer has stated, access to the Hickory Grove Road driveway shall be limited to right turn in/right turn out turning movements. No such restrictions shall apply to the driveway located on N. Division Street across from Walgreens.
Street Classifications: Division St - Minor Arterial; Hickory Gove Rd - Minor Arterial; Locust St - Minor Arterial; Pleasant St - Local Street.

Case ROW23-01 will address a request to vacate the north/south alley abutting the west of the proposed car wash site.

Storm Water. The site shall be made to conform to all stormwater codes and requirements. There shall be no impact to the stormwater system as on-site detention will be provided per code.

Sanitary Sewer. Sewer is existing on this site and in the area; there shall be no impact to the sewer system. Please see Sanitary Sewer Information Exhibit for additional information.

Other Utilities. All utilities are available at this site and in the area; there will be no impact to these services associated with this rezoning. [ROW23-01 will address the vacation of the alley]

Emergency Services. The subject property is located approximately 200 feet east of Fire Station No. 6 at 1735 W. Pleasant St. Demand for emergency services shall be commensurate with typical C-2 uses and shall not be a negatively impact adjacent properties. The Fire Department has not submitted any concerns regarding access to W. Pleasant Street.

Parks/Open Space. The proposed rezoning does not impact any parks or public open spaces.

Public Input:
The applicant held a neighborhood meeting at Johnson School, 1730 Wilkes Avenue, on February 16, 2023. Addresses within 200 feet of the request were invited to the meeting. City staff and elected officials were present to observe the discussion. Approximately twelve members of the public were in attendance. Concerns raised pertained to traffic, access points, parking requirements, landscaping, noise, and hours of operation.

Letters were sent to property owners within 200 feet of the proposed request notifying them of the February 28, 2023 Plan and Zoning Commission Public Hearing.

To date, staff received two written comments in support of the rezoning request. One of the comments was from the current property owner of the subject property. Staff will apprise the Commission of any additional correspondence at the March 14, 2023 Plan and Zoning Commission meeting.

At the Public Hearing on February 28, 2023, the public commented on the following issues: traffic generation and location of access points.

Approval Standards for Map Amendments (Chapter 17.14.040)
The Plan and Zoning Commission recommendation and the City Council decision on any zoning text or map amendment is a matter of legislative discretion that is not controlled by any particular standard. However, in making their recommendation and decision, the Plan and Zoning Commission and the City Council must consider the following standards. The approval of amendments is based on a balancing of these standards.

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

Urban Corridor (UC) and Commercial Node (CN) are the Davenport 2035+ land use classifications for this site. The UC designation allows for allows for mixed use development with commercial uses generally clustered at major intersections, such as Five-Points.

The proposed map amendment (rezoning) is compatible with the existing Comprehensive Davenport 2035+ Land use Map; the proposed rezoning will not necessitate a comprehensive plan change.

b. The compatibility with the zoning of nearby property; and c. The compatibility with established neighborhood character.

The three subject properties presently have four dwelling units. To the immediate south (which is part of the proposed development site) there is an amusement and party rental business. To the east and southeast are large scale pharmacy retail businesses, to the south and southwest are a mix of multiple-unit retail and personal service businesses. To the north are dwellings zoned R-4C, which are park of Davenport's densest single and two-family areas, centrally located, and well established as urban residential neighborhoods.

Approval of this request would result in the entire triangular shaped block bound by W. Pleasant, N. Division, and Hickory Grove to be zoned commercial (C-1 and C-2), as is the adjacent triangular half-block to the west bound by W. Pleasant, Hickory Grove, W. Locust, and a north-south alley. The depth of commercially zoned property would be the same as those properties on either side to the west and east (see the attached zoning map exhibit).

Staff's opinion is that the proposed rezoning is compatible with the existing uses and the existing zoning abutting the site. The scale of the proposed development, the amount of stacking and parking spaces provided, and the character of the area all are compatible with the proposed C-2 district.

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

Staff does not foresee any situation where the public health or welfare will be negatively impacted by the proposed rezoning or any of the uses which are allowed by the C-2 District provided the conditions of this request are approved and the ordinances of the city are upheld. Water quality protection processes are detailed in the attached the Sanitary Sewer Information Exhibit. Noise from the car wash is a penitential concern. Staff will be recommending a condition to this request which would require a solid 6-foot privacy fence along the northern boundary of the proposed development for noise attenuation. The fence shall help reduce noise impacts on the neighborhood to the north of the development.

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.

This site could be continued to be used for single and two-family dwellings. The lots are on the small size for any of the other significant non-residential uses allowed in the R-4C District. Continued use as zoned does not match the comprehensive plan for this site as Urban Corridor (UC) and Commercial Node (CN) are envisioned by Davenport 2035+. A car wash is not allowed in the R-4C (or any) residential district, thus the request for a rezoning of this site.

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

The proposed development will not create any nonconformities.

The development of the site and adjacent property which are also part of the proposed development, will remove a business which is non-conforming with regards to driveway locations, landscaping, lighting, and storage units.

Any redevelopment of the site shall be in accordance with applicable city codes and meet the standards of the C-2 Corridor Commercial District, and will not create any nonconformities.

Staff Recommendation:
Staff recommends Case REZ23-01 be forwarded to the City Council with a recommendation for approval subject to the listed findings and the following conditions:

Findings:

1. The zoning map amendment (rezoning) is consistent with Davenport 2035+ Land Use Plan and Map, which identifies the property as Urban Corridor (UC) and Commercial Node (CN). Both classifications allow for commercial uses along corridors and edges. The area has been commercially developed since at least the mid-1930's and is compatible with UC and CN land use classifications.
2. The proposed C-2 General Commercial District is compatible with the zoning of nearby property in the Five-Points commercial node, as well as other C-2 and C-1 zoning located along the W. Locust corridor.
3. Rezoning the property to C-2 General Commercial District will not create zoning nonconformities and will, in fact, reduce nonconformities.
4. Staff concurs with the City Traffic Engineer's review of this site for traffic impacts from the proposed zoning change and more specifically the use of the site as a car wash and staff also concurs with the required right-in/right-out access point on Hickory Grove Road.
5. There shall be minimal noise impacts to the adjacent area; any potential impacts to the properties to the north shall be mitigated by installation of a six (6) foot tall privacy fence and landscaping.

Conditions:

1. The ingress/egress to Hickory Grove RD shall be right-in/right-out as directed by the City Traffic Engineer;
2. A fence and landscaping shall be installed along the W. Pleasant Street right-of-way line between the north south alley and N. Division Street.



1200 E 46th St
Davenport, Iowa 52807
(563) 326-6198
Planning@davenportiowa.com

Complete application can be emailed to: planning@davenportiowa.com

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

Applicant (Primary Contact)**
Name:
Company:
Address:
City/State/Zip:
Phone:
Email:

Owner (if different from Applicant)
Name:
Company:
Address:
City/State/Zip
Phone:
Email:

Engineer (if applicable)
Name:
Company:
Address:
City/State/Zip
Phone:
Email:

Architect (if applicable)
Name:
Company
Address:
City/State/Zip:
Phone:
Email:

Attorney (if applicable)
Name:
Company:
Address:
City/State/Zip:
Phone:
Email:

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

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

Historic Preservation Commission
Certificate of Appropriateness
Landmark Nomination
Demolition Request

Administrative
Administrative Exception
Health Services and Congregate Living Permit

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

Request:

Existing Zoning:

Proposed Zoning Map Amendment:

Purpose of the Request:

Total Land Area:

Does 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.

Authorization to Act as Applicant

I,
authorize
to act as applicant, representing me/us before the Plan and Zoning Commission and City Council.

_____

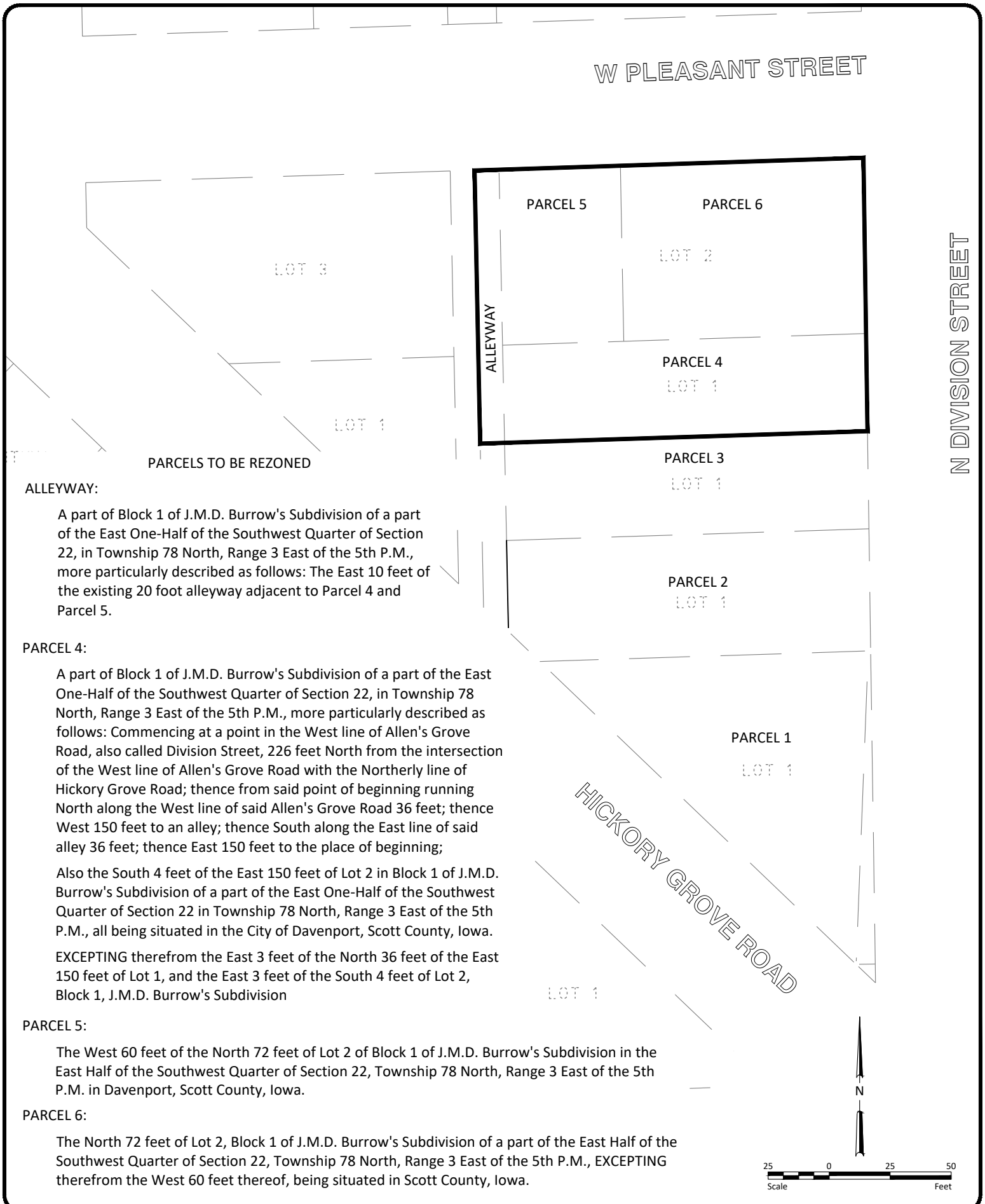
_____
Signature(s)

State of ,
County of .
Sworn and subscribed to before me

This day of 20 _____
Form of Identification

_____
Notary Public

My Commission Expires:



ALLEYWAY:

A part of Block 1 of J.M.D. Burrow's Subdivision of a part of the East One-Half of the Southwest Quarter of Section 22, in Township 78 North, Range 3 East of the 5th P.M., more particularly described as follows: The East 10 feet of the existing 20 foot alleyway adjacent to Parcel 4 and Parcel 5.

PARCEL 4:

A part of Block 1 of J.M.D. Burrow's Subdivision of a part of the East One-Half of the Southwest Quarter of Section 22, in Township 78 North, Range 3 East of the 5th P.M., more particularly described as follows: Commencing at a point in the West line of Allen's Grove Road, also called Division Street, 226 feet North from the intersection of the West line of Allen's Grove Road with the Northerly line of Hickory Grove Road; thence from said point of beginning running North along the West line of said Allen's Grove Road 36 feet; thence West 150 feet to an alley; thence South along the East line of said alley 36 feet; thence East 150 feet to the place of beginning;

Also the South 4 feet of the East 150 feet of Lot 2 in Block 1 of J.M.D. Burrow's Subdivision of a part of the East One-Half of the Southwest Quarter of Section 22 in Township 78 North, Range 3 East of the 5th P.M., all being situated in the City of Davenport, Scott County, Iowa.

EXCEPTING therefrom the East 3 feet of the North 36 feet of the East 150 feet of Lot 1, and the East 3 feet of the South 4 feet of Lot 2, Block 1, J.M.D. Burrow's Subdivision

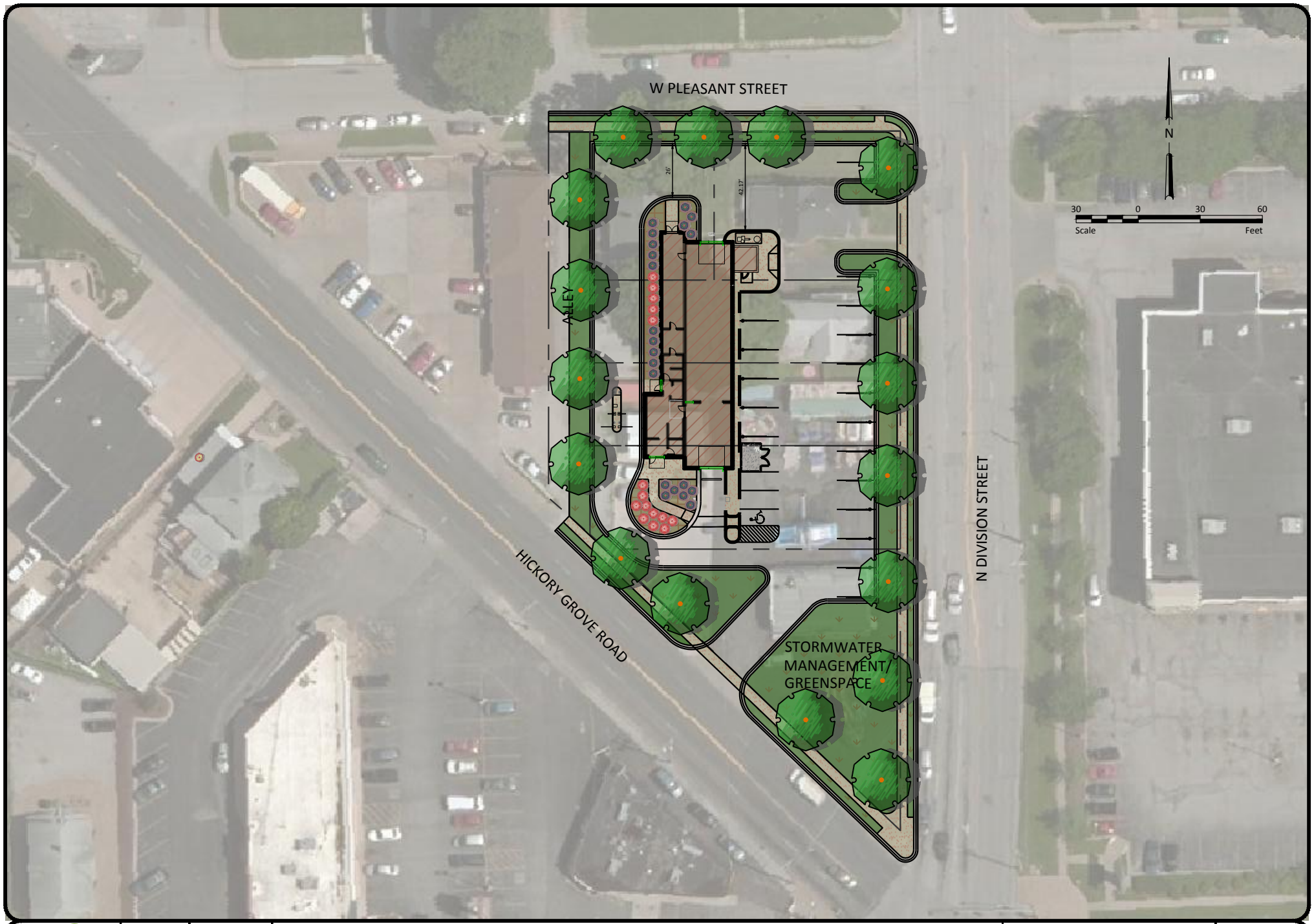
PARCEL 5:

The West 60 feet of the North 72 feet of Lot 2 of Block 1 of J.M.D. Burrow's Subdivision in the East Half of the Southwest Quarter of Section 22, Township 78 North, Range 3 East of the 5th P.M. in Davenport, Scott County, Iowa.

PARCEL 6:

The North 72 feet of Lot 2, Block 1 of J.M.D. Burrow's Subdivision of a part of the East Half of the Southwest Quarter of Section 22, Township 78 North, Range 3 East of the 5th P.M., EXCEPTING therefrom the West 60 feet thereof, being situated in Scott County, Iowa.

	Drawn by ZJH	Date 1-26-2023	SILVERSTAR CARWASH 1914 N DIVISION ST. DAVENPORT, IOWA	REZONING EXHIBIT	SHEET
	Checked by JJJ	Scale AS SHOWN		PROJECT NO. 10904-0029	1 OF 1



H:\JBN\10300\10300\10300_0021 Quad Cities Test Fits\1914_N_DivisionSt\10300-0021 1914 N Division Concept 3.dwg-Layout1-10/27/2022 10:18 PM-(jjohnson)

Drawn by JJJ	Date 10-27-2022	SILVERSTAR CARWASH	SILVERSTAR CARWASH - THE SCOUT II MODIFIED MFP, INC 1914 N DIVISION STREET, DAVENPORT, IA
Checked by JJJ	Scale AS SHOWN		

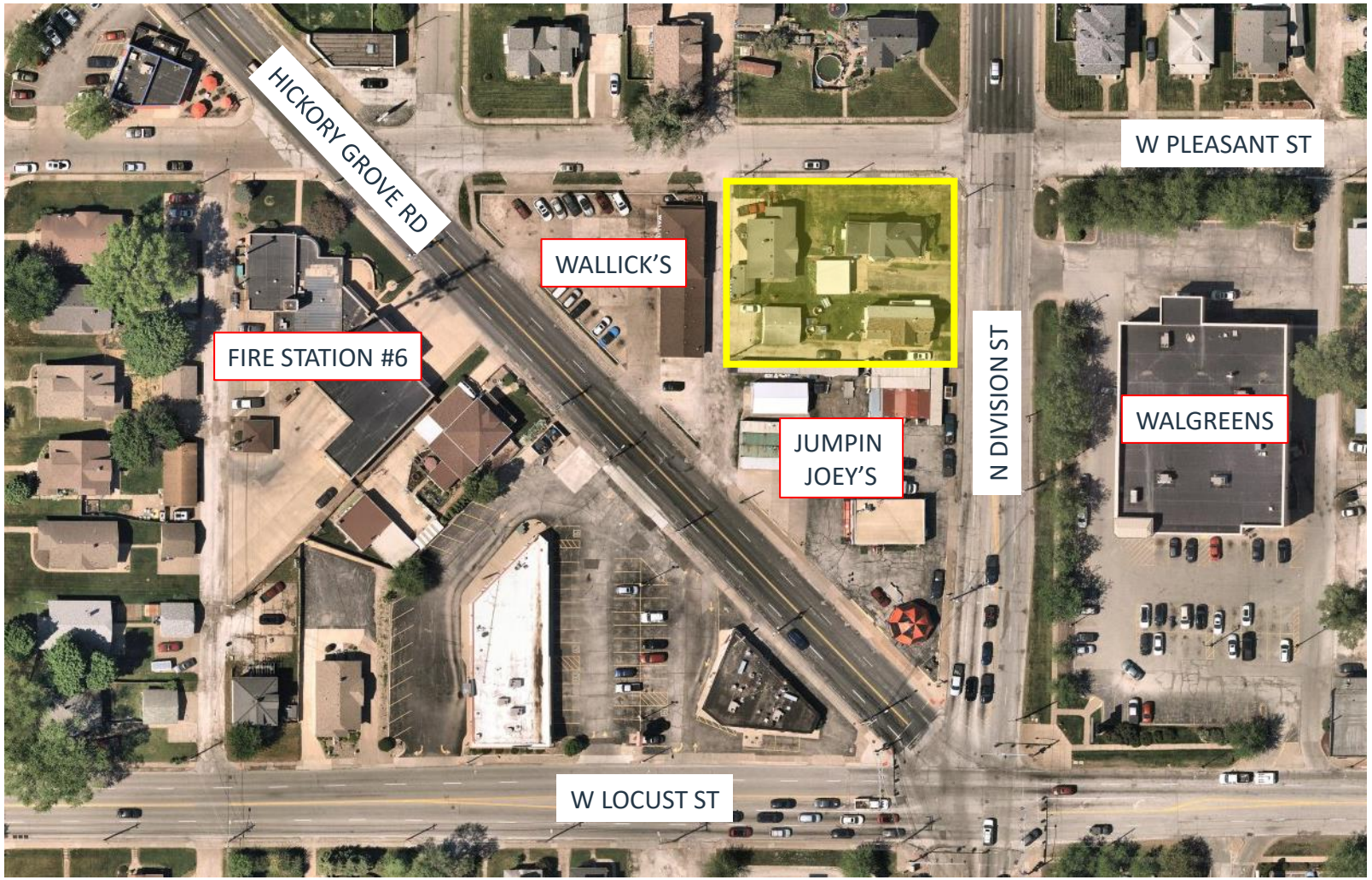
CONCEPT PLAN

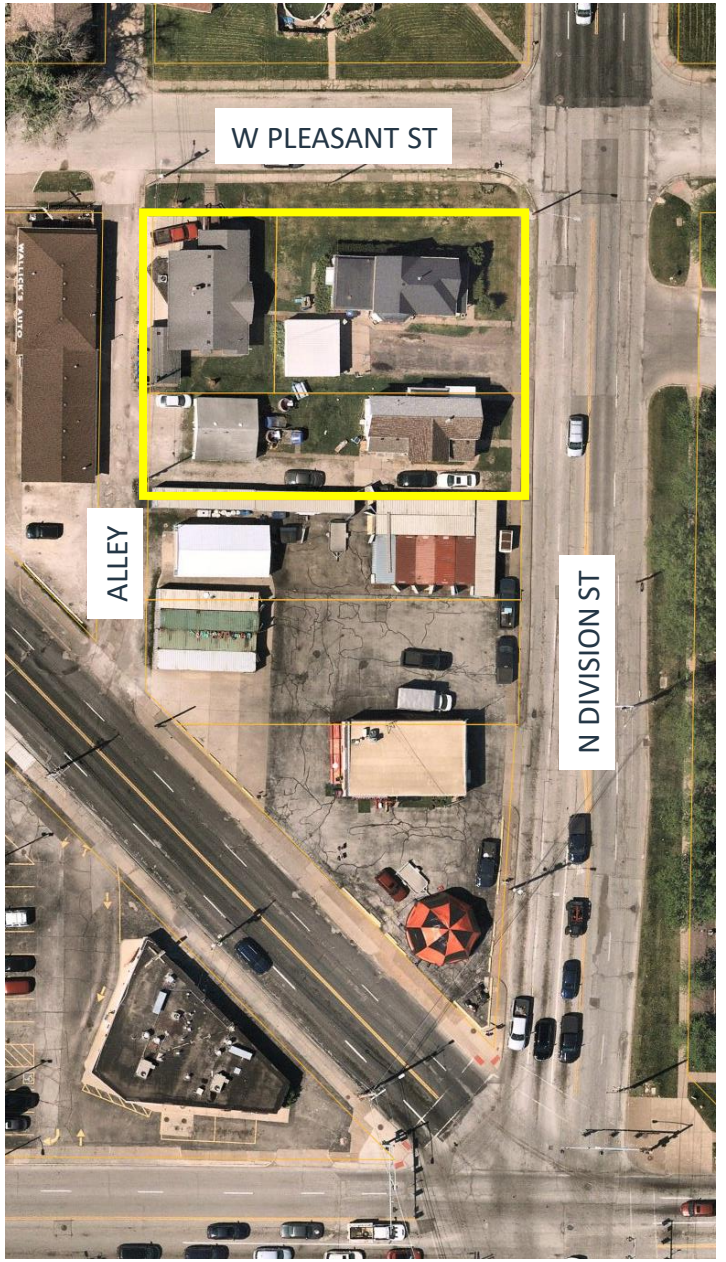
PROJECT NO. 10300-0021

SHEET 1

HEI NO. PPPP-PPP

Vicinity Map





Zoning Map

DAVENPORT
IOWA | USA



Future Land Use Map

DAVENPORT
IOWA | USA



DAVENPORT
DEVELOPMENT &
NEIGHBORHOOD SERVICES

PUBLIC HEARING NOTICE | PLAN AND ZONING COMMISSION

To: All property owners within 200 feet of the subject properties located at 1930 and 1934 Division Street and 1711 Pleasant Street.

Neighborhood Meeting
Date: 2/16/2023 Time: 5 PM Location: 1730 Wilkes Avenue (Johnson School Building)

Plan & Zoning Commission Public Hearing Meeting
Date: 2/28/2023 Time: 5:00 PM Location: Council Chambers | City Hall | 226 West 4th Street

What is this About?
This notice is being sent to inform you that a neighborhood meeting and a public hearing will be held for a Rezoning Request. The subject properties are currently zoned R-4C Single-Family and Two-Family Central Residential District. The property owner is requesting a rezoning to C-2 Corridor Commercial District. The purpose is to redevelopment the existing properties for a car wash.

Request/Case Description
Case REZ23-01: Request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 Division Street and 1711 Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District. [Ward 4]

What are the Next Steps after the Neighborhood Meeting and Public Hearing?
The Plan and Zoning Commission will hold a formal public hearing at their meeting on February 28, 2023. The Plan and Zoning Commission will vote (provide a recommendation) to the City Council at their meeting on March 14, 2023. The Commission's recommendation 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. 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 via email or in person at the public hearing. Send written comments to planning@davenportiowa.com (no later than 12:00 PM *one day before* the public hearing) or to: Planning, 1200 E 46th St, Davenport IA 52807.

All documents related to the meeting (agenda included) are at "Search Minutes & Agendas": www.cityofdavenportiowa.com/boards Mondays before the meeting/public hearing.

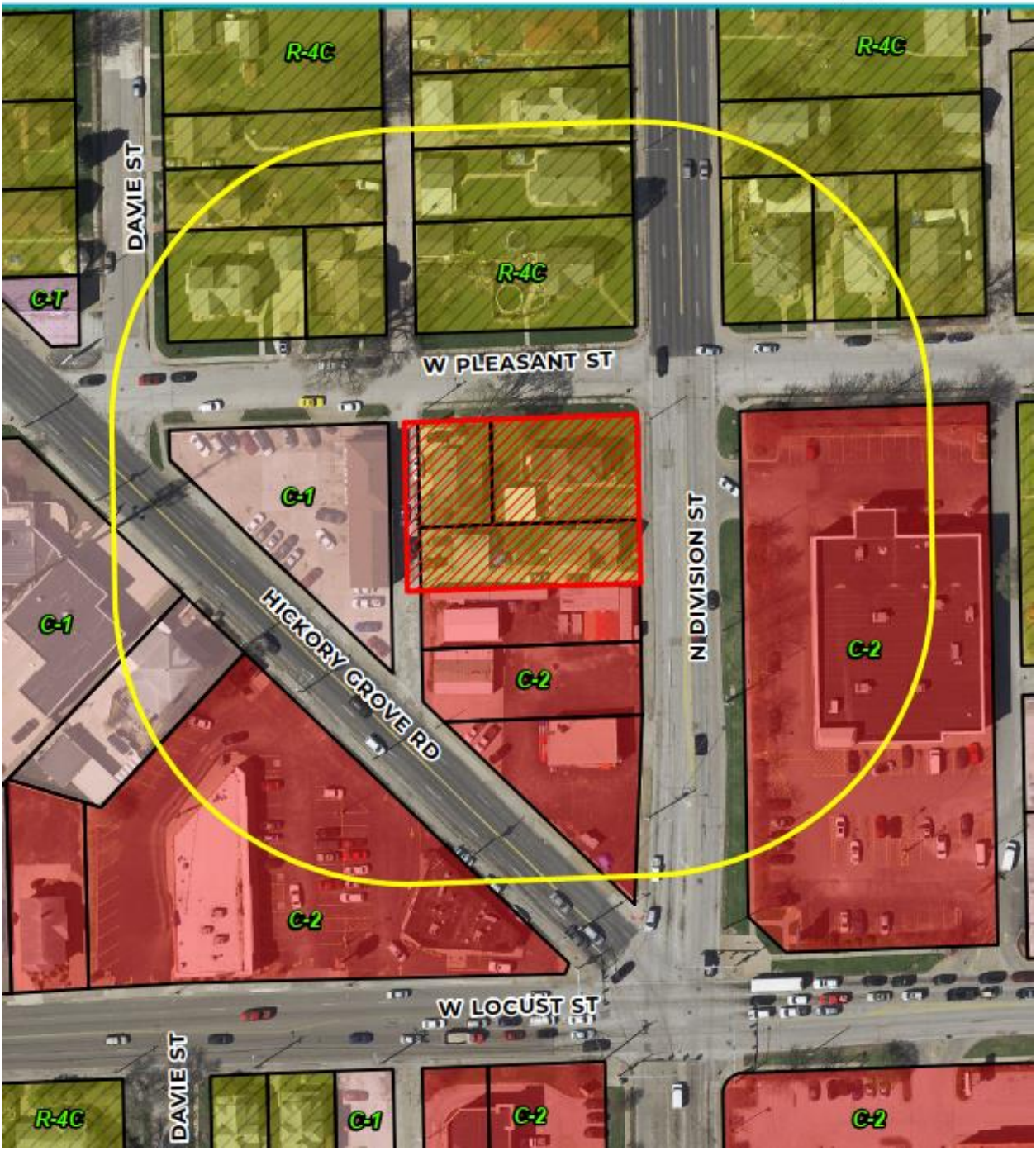
Do You Have Any Questions?
If you have any questions or if accommodations are needed for any reason, please contact the planner assigned to this project (Matt Werderitch) at matt.werderitch@davenportiowa.com or 563-888-2221. Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Please note items may be removed or tabled to a future hearing date at the request of the Applicant or Commission/Board. Those interested in verifying case actions and/or tablings, please contact Planning at 563-326-6198 or planning@davenportiowa.com for updates.

Rezoning Request | Public Hearing Notice

Case REZ23-01: Rezone from
R-4C Single-Family & Two-Family Central Residential District to
C-2 Corridor Commercial District

Subject Property
200' Notification Boundary
0 75 150
Feet



Development and Neighborhood Services
1200 East 46th St. Davenport, Iowa 52807

T | 563.326.6198
E | planning@davenportiowa.com

davenportiowa.com/DNS

DAVENPORT
DEVELOPMENT &
NEIGHBORHOOD SERVICES

PUBLIC HEARING NOTICE | COMMITTEE OF THE WHOLE

Date: 4/5/2023 Location: Council Chambers | City Hall | 226 W. 4th ST.
Time: 5:30 PM Subject: Public Hearing for a Rezoning Request

To: All property owners within 200 feet of the subject properties located at 1930 and 1934 Division Street and 1711 Pleasant Street.

What is this About?
This notice is being sent to inform you that a neighborhood meeting and a public hearing will be held for a Rezoning Request. The subject properties are currently zoned R-4C Single-Family and Two-Family Central Residential District. The property owner is requesting a rezoning to C-2 Corridor Commercial District. The purpose is to redevelopment the existing properties for a car wash.

Request/Case Description
Case REZ23-01: Request of Midwest Fidelity Partners LLC to rezone 1930 and 1934 Division Street and 1711 Pleasant Street from R-4C Single-Family and Two-Family Central Residential District to C-2 Corridor Commercial District. [Ward 4]

At its March 14, 2023 meeting, the Plan and Zoning Commission recommended Case REZ23-01 be forwarded to the City Council with a recommendation for approval subject to the listed findings and conditions.

Findings:
1. The zoning map amendment (rezoning) is consistent with Davenport 2035+ Land Use Plan and Map, which identifies the property as Urban Corridor (UC) and Commercial Node (CN). Both classifications allow for commercial uses along corridors and edges. The area has been commercially developed since at least the mid-1930's and is compatible with UC and CN land use classifications.
2. The proposed C-2 General Commercial District is compatible with the zoning of nearby property in the Five-Points commercial node, as well as other C-2 and C-1 zoning located along the W. Locust corridor.
3. Rezoning the property to C-2 General Commercial District will not create zoning nonconformities and will, in fact, reduce nonconformities.
4. Staff concurs with the City Traffic Engineer's review of this site for traffic impacts from the proposed zoning change and more specifically the use of the site as a car wash and staff also concurs with the required right-in/right-out access point on Hickory Grove Road.
5. There shall be minimal noise impacts to the adjacent area; any potential impacts to the properties to the north shall be mitigated by installation of a six (6) foot tall privacy fence and landscaping

Conditions:
1. The ingress/egress to Hickory Grove RD shall be right-in/right-out as directed by the City Traffic Engineer.
2. A fence and landscaping shall be installed along the W. Pleasant Street right-of-way line between the north south alley and N. Division Street.

What are the next steps?
The public hearing on the above matter is scheduled for 5:30 p.m. or as soon thereafter as possible on Wednesday, April 5, 2023 in the Council Chambers of the Davenport City Hall, 226 West 4th Street, Davenport, Iowa.

Would you like to submit an official comment?
You may submit written comments on the above item or attend the public hearing to express your views, or both. Written comments may be sent via email to mayor.info@davenportiowa.com or mailed to the Development and Neighborhood Services Department, at the below address, no later than 12:00 noon on the day of the public hearing.

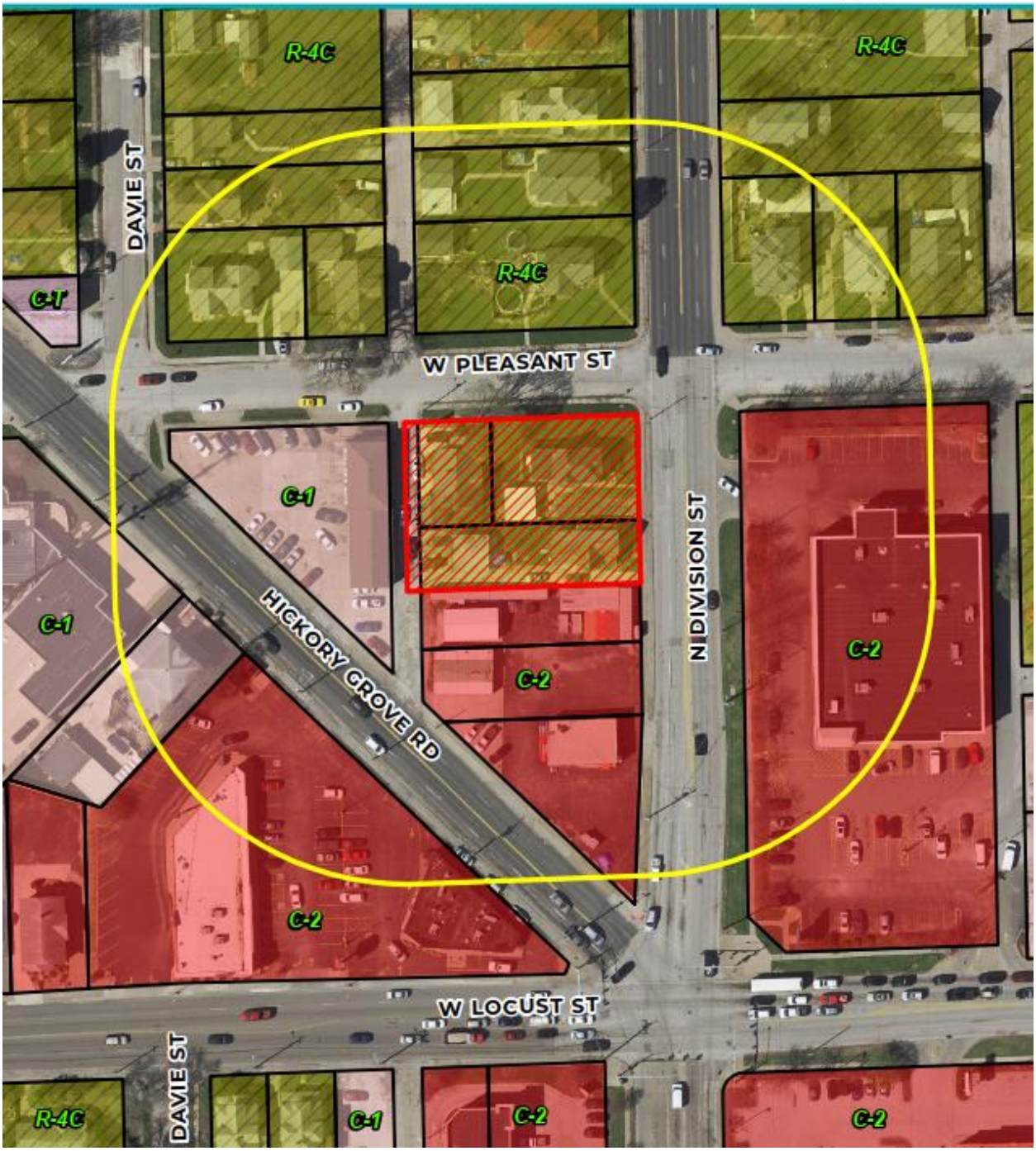
All written comments and protests already received will be forwarded to the Committee of the Whole. The Committee of the Whole meeting can be viewed live at www.davenportiowa.com/watchlive.

Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Rezoning Request | Public Hearing Notice

Case REZ23-01: Rezone from
R-4C Single-Family & Two-Family Central Residential District to
C-2 Corridor Commercial District

Subject Property
200' Notification Boundary
0 75 150
Feet



Development and Neighborhood Services
1200 East 46th St. Davenport, Iowa 52807

T | 563.326.6198
E | planning@davenportiowa.com

davenportiowa.com/DNS

SILVERSTAR

CAR WASH

NEIGHBORHOOD INFORMATIONAL MEETING

FEBRUARY 16, 2023

BRYAN SLAMA

SILVERSTAR CAR WASH

(BY PHONE IF NECESSARY)

MAGGIE MOTTO

CALISSE MCPHERSON

RTM ENGINEERING

(SUPPORTING HOUSTON ENGINEERING)

HOUSTON engineering, inc.

ENGINEER OF RECORD

PRESENTATION TEAM



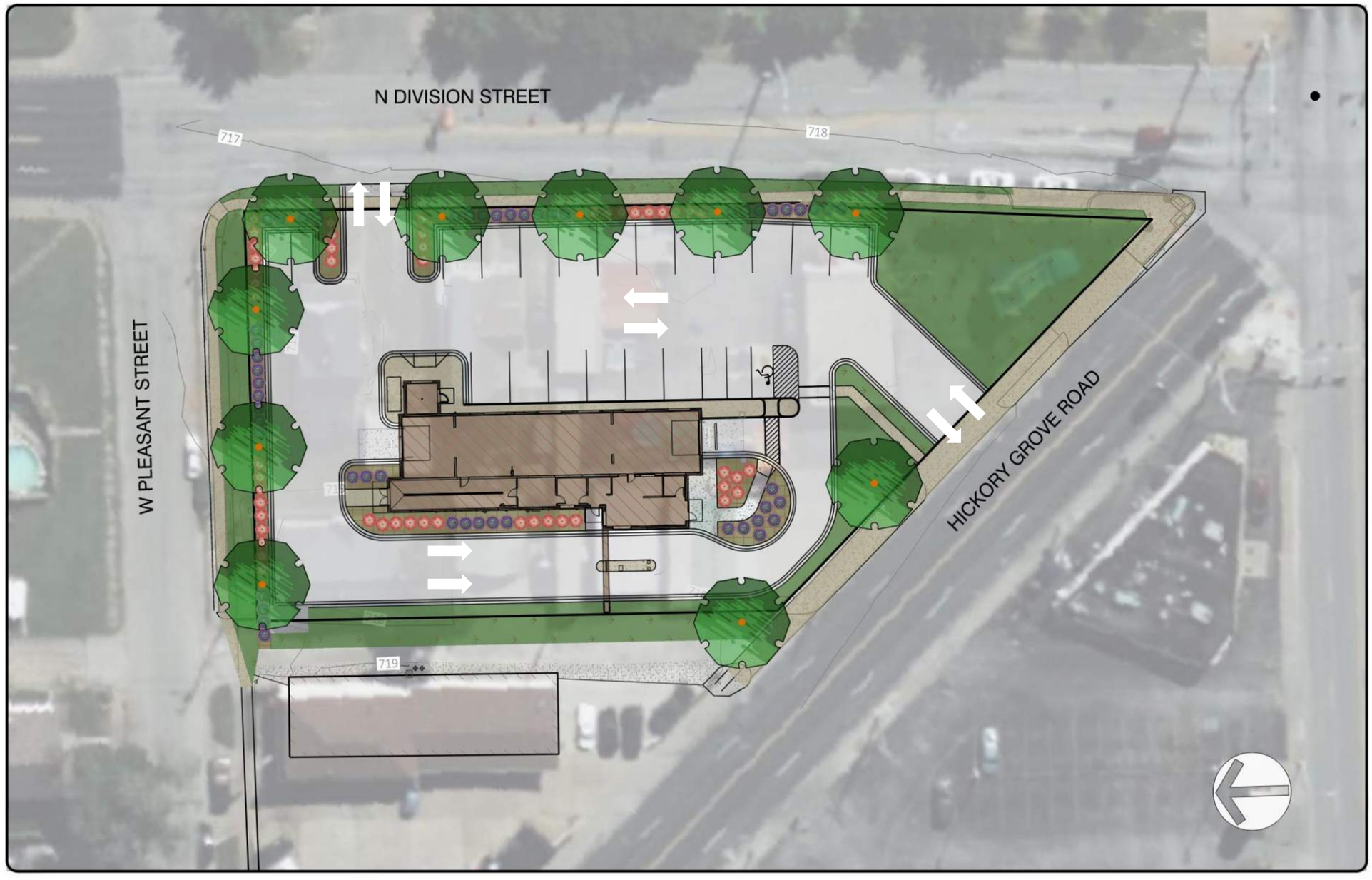
LOCATION MAP



REZONING EXHIBIT



ALLEY VACATION EXHIBIT


N DIVISION STREET
W PLEASANT STREET
HICKORY GROVE ROAD
717
718
719

SITE PLAN



1 **3D View 1**
Scale:



2 **3D View 2**
Scale:

ARCHITECTURAL PERSPECTIVE





PROJECT EXAMPLES





PROJECT EXAMPLES

QUESTIONS?

Neighborhood Meeting Attendance List

Date: 2/16/23 Time: 5pm Location: Johnson School 1730 Wilkes Avenue

Case: REZ 23-01

The purpose of this meeting is to provide an **informal setting to allow courteous discussion** between the developer and adjacent owners, and to answer any questions and concerns about the proposed action. This meeting does not replace the Public Hearing.

	NAME	EMAIL:	PHONE: (optional)	ADDRESS (as shown on the notice map)
1	Bob Ingram	Bingram58@gmail	563.349.0341	
2	Alderman Robby Ortiz	Robby.Ortiz@davenportiowa.com	(563) 343-5993	
3	matt werderitch	planning@davenportiowa.com	563-888-2221	
4	Maggie Motto	RTM Engineering	Maggiemotto@rtmec.com	563-676-7355
5	Tom Dalton	TDALTON@RVHL COMMERCIAL.com	5635291752	
6	Scott Wallick	WallicksAuto@yahoo.com	324-3824	
7	Thomas Pilcher	TPS@LAC6MAIL.com	5635281415	
8	Connor von Hecke	Cvonhecke@gicloo.com	563-424-8642	
9	Joe Van Hecke	info@jumpinjoeys.com	563-528-3000	
10	Brandon Bra	dtpawnshop@gmail.com	563-499-4443	
11	Lynn Pilcher	viptransportation65@gmail.com	563-528-1414	
12	Lisa Palmer	ldpalmer1968@gmail.com	563-528-1413	
13				
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SENT BY	John J Corelis (john.corelis@gmail.com)
MESSAGE FROM SENDER	Re: Case REZ23-01 and ROW23-01 I am the managing partner of 1724 Building, LLC located at 1724 West Locust Street and 1902 1904 North Division Davenport, Iowa adjacent to the real estate at 1711 W. Pleasant Street, 1930 & 1934 Division Street Davenport, Iowa which is subject to a rezoning request and the alley vacation. 1724 Building, LLC is in favor of the City granting the rezoning request and alley vacation and in total support of seeing this property sold and redeveloped into a car wash. Rezoning the residentially zoned portion of the block makes a lot of sense and combining lots makes sense as will be allow the existing tracts to be cleaned up and put into a new use that will enhance the neighborhood. Traffic flow will benefit and the use will be an enhancement to the existing businesses on my property. Thank you for considering this request and ask that the granting of the rezoning be expedited. John J Corelis 1724 Building LLC Owner and Managing Member
SHARED ON	16-February-2023 01:26 PM PDT

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Adobe, 345 Park Ave., San Jose, CA 95110 USA

Werderitch, Matt

From: Rick Vesole <rvesole@gmail.com>
Sent: Tuesday, February 14, 2023 7:51 PM
To: Planning
Subject: [EXT] Rezoning request for 1711 W. Pleasant St, 1930 & 1934 Division St and alley vacation

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Green Category

ATTENTION: This is an external email.

Re: Case REZ23-01 and ROW23-01

Even though I am an interested party for this zoning request and alley vacation, I thought I would submit this email to let you know that I support both applications.

In addition, it seems to make sense that the 3 residential zoned properties should be zoned commercial, since all the other parcels in that block are zoned C-1 or C2, and since the adjacent properties to the east, south and southwest are also C-2. To keep the block part residential and part commercial doesn't make sense to me.

Also, I see no reason not to vacate the alley - with the triangular shape of that block, it makes sense to eliminate the alley cutting though it, and it would probably be safer for the traffic on Hickory Grove and W. Pleasant St . to not have the alley cutting through.

Thank you

Richard Vesole
for Richard I. Vesole 401(k) Profit Sharing Plan an First Financial Group, L.C.

Scott County / City of Davenport, Iowa

Summary - Auditor's Office

Parcel ID	A0061-08
Alternate ID	A34007
Property Address	**1711 W PLEASANT ST** **DAVENPORT IA 52803**
Sec/Twp/Rng	N/A
Brief Tax Description	BURROW'S SUBD Lot: 002 Block: 001 BURROW'S SUBD W 60'OF N. 72' OF (Note: Not to be used on legal documents)
Deed Book/Page	2016-11793
Contract Book/Page	
Gross Acres	0.00
Net Acres	0.00
Adjusted CSR Pts	0
District	DAD - DAVENPORT DAVENPORT
School District	DAVENPORT SCHOOL
Subdivision	BURROW'S SUBD



Owners - Auditor's Office

Deed Holder
FIRST FINANCIAL GROUP LC
1987 SPRUCE HILLS DR
BETTENDORF IA 52722
Contract Holder
Mailing Address
FIRST FINANCIAL GROUP LC
1987 SPRUCE HILLS DR
BETTENDORF IA 52722

Land - Assessor's Office

Map Area	A34
Lot Dimensions	Regular Lot: 60.00 x 72.00
Lot Area	0.10 Acres; 4,320 SF

Land Sizes Used For Assessment Purposes Only. Not A Survey Of The Property.

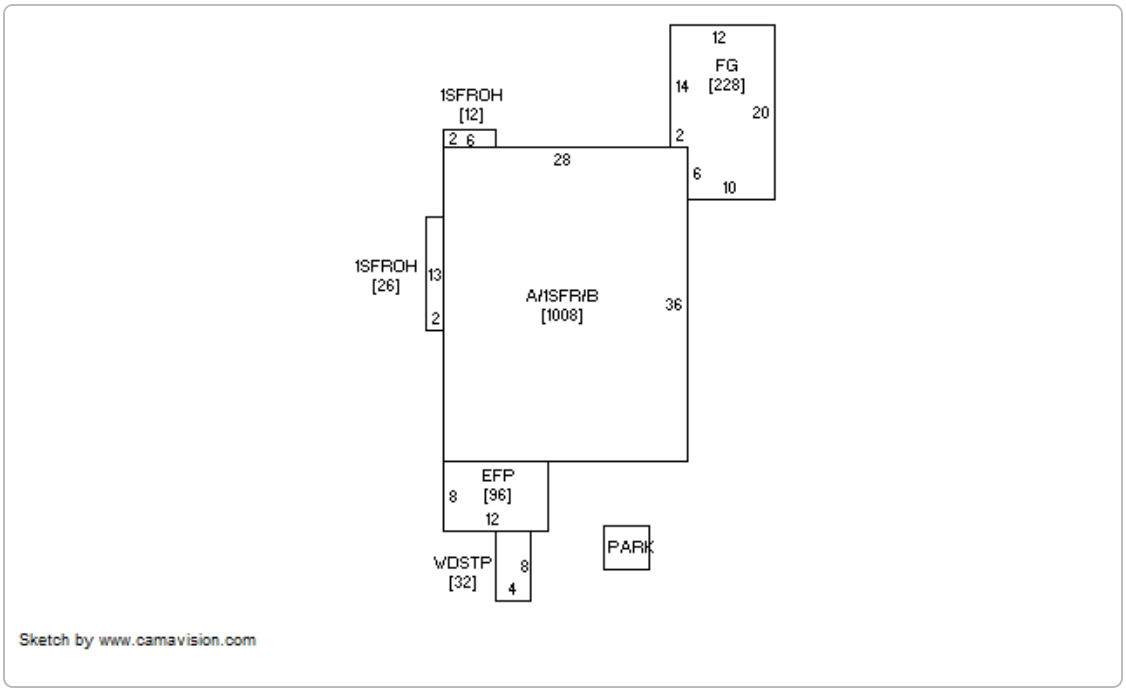
Residential Dwelling - Assessor's Office

Residential Dwelling	
Occupancy	Single-Family
Style	1 Story Frame
Year Built	1926
Exterior Material	Vinyl
Total Gross Living Area	1,500 SF
Attic Type	3/4 Finished; 454 SF
Number of Rooms	0 above; 0 below
Number of Bedrooms	2 above; 0 below
Basement Area Type	Full
Basement Area	1,008
Basement Finished Area	700 - Rec. Room (Single)
Plumbing	1 Full Bath 1 Shower Stall Bath 1 Sink
Central Air	Yes
Heat	FHA - Gas
Fireplaces	
Porches	1S Frame Enclosed (96 SF);
Decks	Wood Stoop (32 SF);
Additions	1 Story Frame (26 SF); 1 Story Frame (12 SF);
Garages	228 SF - Att Frame (Built 1926);

Photos - Assessor's Office



Sketches - Assessor's Office



Permits - Assessor's Office

Permit #	Date	Description	Amount
W/O	07/27/2021	Work Order	0
M014798	08/28/2015	HVAC	9,350
P008263	07/23/2015	Plumb/Elec	7,469
E008955	07/09/2015	Plumb/Elec	8,000
B02271	05/20/2015	Rehab	46,000
9926	05/14/2010	Bath Remodel	7,300

Sales - Assessor's Office

Date	Seller	Buyer	Recording	Sale Condition - NUTC	Type	Multi Parcel	Amount
5/12/2016	WALLICK LARRY D	FIRST FINANCIAL GROUP, LC	2016-11793	Normal	WD		$105,000.00
3/20/1998	SHERIDAN, MARY JO SHERIDAN, JOSEPH H	WALLICK,LARRY D WALLICK,JUDITH	1998-13192	NORMAL ARMS-LENGTH TRANSACTION	WD		$49,800.00
2/27/1976		SHERIDAN, MARY JO SHERIDAN, JOSEPH H	1976-03057	NONE	X		$0.00

Recent Sales in Area

Sale date range:

From:

02/23/2013

To:

02/23/2023

Sales by Neighborhood

Sales by Subdivision

1500

Feet

Sales by Distance

Valuation - Assessor's Office

		2022	2021	2020	2019	2018
	Classification	Residential	Residential	Residential	Residential	Residential
+	Assessed Land Value	$14,280	$14,280	$14,280	$14,280	$14,280
+	Assessed Building Value	$0	$0	$0	$0	$0
+	Assessed Dwelling Value	$128,710	$102,910	$89,630	$89,630	$82,990
=	Gross Assessed Value	**$142,990**	**$117,190**	**$103,910**	**$103,910**	**$97,270**
-	Exempt Value	$0	$0	$0	$0	$0
=	Net Assessed Value	**$142,990**	**$117,190**	**$103,910**	**$103,910**	**$97,270**

Taxation - Auditor\Treasurer's Office

		2021 Pay 2022-2023	2020 Pay 2021-2022	2019 Pay 2020-2021	2018 Pay 2019-2020
x	Rollback (estimated)	54.13	56.41	55.07	56.92
+	Taxable Land Value	$7,730	$8,055	$7,865	$8,128
+	Taxable Building Value	$0	$0	$0	$0
+	Taxable Dwelling Value	$55,705	$50,560	$49,363	$47,236
=	Gross Taxable Value	**$63,435**	**$58,615**	**$57,228**	**$55,364**
-	Military Credit	$0	$0	$0	$0
=	Net Taxable Value	**$63,435**	**$58,615**	**$57,228**	**$55,364**
x	Levy Rate (per $1000 of value)	39.64283	39.37037	39.44684	39.41990
=	Gross Taxes Due	**$2,514.74**	**$2,307.69**	**$2,257.46**	**$2,182.44**
-	Ag Land Credit	$0.00	$0.00	$0.00	$0.00
-	Family Farm Credit	$0.00	$0.00	$0.00	$0.00
-	Homestead Credit	$0.00	$0.00	$0.00	$0.00
-	Disabled and Senior Citizens Credit	$0.00	$0.00	$0.00	$0.00
-	Business Property Credit	$0.00	$0.00	$0.00	$0.00
=	Net Taxes Due	**$2,514.00**	**$2,308.00**	**$2,258.00**	**$2,182.00**

Tax History - Treasurer's Office

Year	Due Date	Amount	Paid	Date Paid	Receipt
2021	March 2023 September 2022	$1,257 $1,257	Yes Yes	12/30/2022 9/30/2022	613978
2020	March 2022 September 2021	$1,154 $1,154	Yes Yes	1/3/2022 9/30/2021	611620
2019	March 2021 September 2020	$1,129 $1,129	Yes Yes	12/28/2020 9/28/2020	672537
2018	March 2020 September 2019	$1,091 $1,091	Yes Yes	12/30/2019 9/30/2019	677680
2017	March 2019 September 2018	$1,023 $1,023	Yes Yes	12/31/2018 10/1/2018	676292
2016	March 2018 September 2017	$1,059 $1,059	Yes Yes	12/27/2017 10/2/2017	604341

Year	Due Date	Amount	Paid	Date Paid	Receipt
2015	March 2017 September 2016	$871 $871	Yes Yes	12/29/2016 10/3/2016	829869
2014	March 2016 September 2015	$930 $930	Yes Yes	3/22/2016 9/22/2015	702056
2013	March 2015 September 2014	$914 $914	Yes Yes	3/31/2015 10/7/2014	607624
2012	March 2014 September 2013	$909 $909	Yes Yes	3/25/2014 9/25/2013	659827
2011	March 2013 September 2012	$882 $882	Yes Yes	3/25/2013 9/21/2012	659269
2010	March 2012 September 2011	$820 $820	Yes Yes	3/27/2012 10/3/2011	625741
2009	March 2011 September 2010	$792 $792	Yes Yes	3/3/2011 9/20/2010	658835
2008	March 2010 September 2009	$753 $753	Yes Yes	3/18/2010 9/24/2009	625504

Davenport Data Correction Feedback Form

Link to Data Correction Feedback Form

Treasurer Data Correction Feedback Form

Link to Treasurer Data Correction Feedback Form

Pay Property Taxes

Click here to pay your Property Taxes online for this parcel

Davenport Tax Credit Applications

Apply for Homestead, Sales Questionnaire or Military Tax Credits

Iowa Land Records

(1-62)

Data for Scott County between Beacon and Iowa Land Records is available on the Iowa Land Records site beginning in 1989. For records prior to 1989, contact the County Recorder or Customer Support at www.IowaLandRecords.org.

No data available for the following modules: Summary - Inactive, DBA (Doing Business As) - Assessor's Office, Commercial Buildings - Assessor's Office, Agricultural Buildings - Assessor's Office, Yard Extras - Assessor's Office, Tax Sale Certificates - Treasurer's Office, Special Assessments - Treasurer's Office, Scott County Data Correction Feedback Form, Scott County Tax Credit Applications.

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User Privacy Policy
GDPR Privacy Notice

Last Data Upload: 2/23/2023, 7:19:56 AM

Version 2.3.248

Scott County / City of Davenport, Iowa

Summary - Auditor's Office



Parcel ID	A0061-06
Alternate ID	A34005
Property Address	**1930 N DIVISION ST** **DAVENPORT IA 52804**
Sec/Twp/Rng	N/A
Brief	BURROW'S SUBD Block: 001 BURROW'S SUBD PT BLK1 COM 226' N OF NWCOR
Tax Description	DIV ST & HICKORYGR RD-N 36' -W 150'-S 36'-E TO BEG ALSO S 4' X 150' LOT 2 (Note: Not to be used on legal documents)
Deed Book/Page	2015-7137
Contract Book/Page	
Gross Acres	0.00
Net Acres	0.00
Adjusted CSR Pts	0
District	DAD - DAVENPORT DAVENPORT
School District	DAVENPORT SCHOOL
Subdivision	BURROW'S SUBD

Owners - Auditor's Office

Deed Holder
FIRST FINANCIAL GROUP LC
1987 SPRUCE HILLS DR
BETTENDORF IA 52722
Contract Holder
Mailing Address
FIRST FINANCIAL GROUP LC
1987 SPRUCE HILLS DR
BETTENDORF IA 52722

Land - Assessor's Office

Map Area	A34
Lot Dimensions	Regular Lot: 40.00 x 150.00
Lot Area	0.14 Acres; 6,000 SF

Land Sizes Used For Assessment Purposes Only. Not A Survey Of The Property.

Residential Dwelling - Assessor's Office

Residential Dwelling	
Occupancy	Two-Family Conversion
Style	1 1/2 Story Frame
Year Built	1900
Exterior Material	Aluminum
Total Gross Living Area	1,238 SF
Attic Type	None;
Number of Rooms	0 above; 0 below
Number of Bedrooms	3 above; 0 below
Basement Area Type	Full
Basement Area	757
Basement Finished Area	
Plumbing	2 Full Bath 1 Sink
Central Air	No
Heat	FHA - Gas
Fireplaces	
Porches	1S Frame Open (60 SF); 1S Frame Enclosed (126 SF); 1S Frame Enclosed (90 SF);
Decks	
Additions	1 Story Frame (70 SF) (70 Bsmt SF);
Garages	576 SF (24F W x 24F L) - Det Frame (Built 1972);

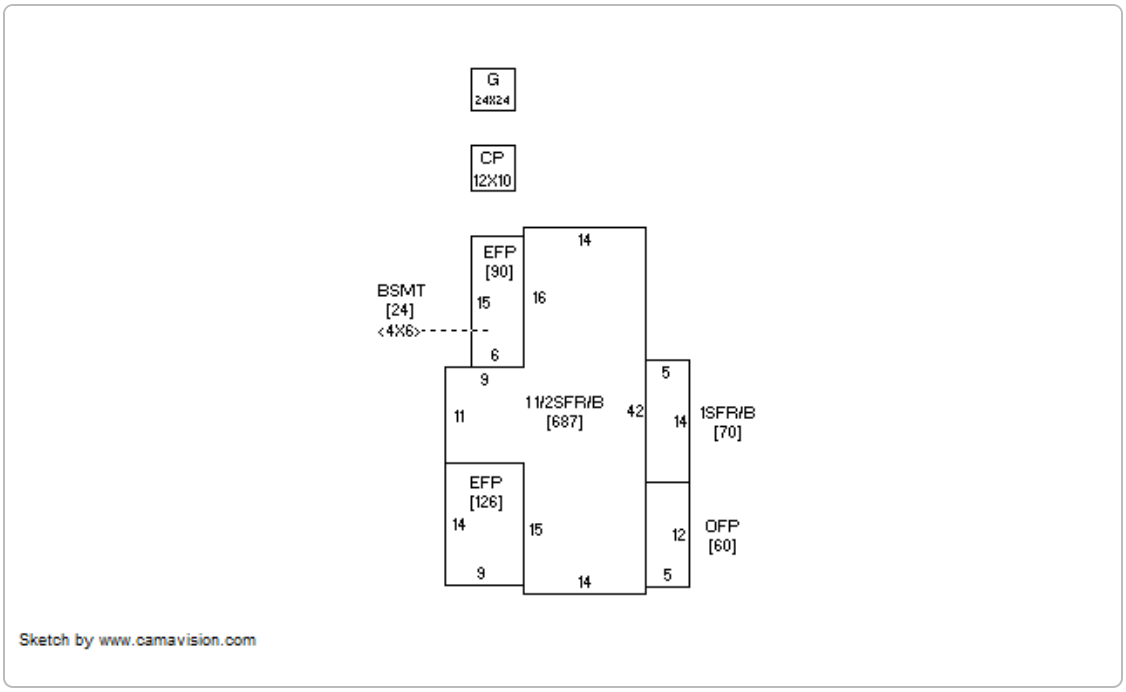
Yard Extras - Assessor's Office

#1 - (1) CONC PATIO (12X10) Quantity=120.00, Units=Square Feet, Height=0, Built 1992

Photos - Assessor's Office



Sketches - Assessor's Office



Permits - Assessor's Office

Permit #	Date	Description	Amount
B026819	08/18/2016	Roof	4,600
WO	04/20/2015	Work Order	0
186741	10/11/2001	Misc	500
174484	04/20/1998	Roof	1,600

Sales - Assessor's Office

Date	Seller	Buyer	Recording	Sale Condition - NUTC	Type	Multi Parcel	Amount
3/31/2015	SWANSON ALAN G	FIRST FINANCIAL GROUP, LC	2015-7137	Normal	WD		$78,000.00
12/3/1979		SWANSON, ALAN G AND WIFE	1979-24092	NONE	X		$0.00

Recent Sales in Area

Sale date range:

From:

02/23/2013

To:

02/23/2023

Sales by Neighborhood

Sales by Subdivision

1500

Feet

Sales by Distance

Valuation - Assessor's Office

		2022	2021	2020	2019	2018
	Classification	Residential	Residential	Residential	Residential	Residential
+	Assessed Land Value	$16,000	$16,000	$16,000	$16,000	$16,000
+	Assessed Building Value	$0	$0	$0	$0	$0
+	Assessed Dwelling Value	$54,470	$51,970	$45,250	$45,250	$41,900
=	Gross Assessed Value	**$70,470**	**$67,970**	**$61,250**	**$61,250**	**$57,900**
-	Exempt Value	$0	$0	$0	$0	$0
=	Net Assessed Value	**$70,470**	**$67,970**	**$61,250**	**$61,250**	**$57,900**

Taxation - Auditor\Treasurer's Office

		2021 Pay 2022-2023	2020 Pay 2021-2022	2019 Pay 2020-2021	2018 Pay 2019-2020
x	Rollback (estimated)	54.13	56.41	55.07	56.92
+	Taxable Land Value	$8,661	$9,026	$8,812	$9,107
+	Taxable Building Value	$0	$0	$0	$0
+	Taxable Dwelling Value	$28,131	$25,525	$24,921	$23,849
=	Gross Taxable Value	**$36,792**	**$34,551**	**$33,733**	**$32,956**
-	Military Credit	$0	$0	$0	$0
=	Net Taxable Value	**$36,792**	**$34,551**	**$33,733**	**$32,956**
x	Levy Rate (per $1000 of value)	39.64283	39.37037	39.44684	39.41990
=	Gross Taxes Due	**$1,458.54**	**$1,360.29**	**$1,330.66**	**$1,299.12**
-	Ag Land Credit	$0.00	$0.00	$0.00	$0.00
-	Family Farm Credit	$0.00	$0.00	$0.00	$0.00
-	Homestead Credit	$0.00	$0.00	$0.00	$0.00
-	Disabled and Senior Citizens Credit	$0.00	$0.00	$0.00	$0.00
-	Business Property Credit	$0.00	$0.00	$0.00	$0.00
=	Net Taxes Due	**$1,458.00**	**$1,360.00**	**$1,330.00**	**$1,300.00**

Tax History - Treasurer's Office

Year	Due Date	Amount	Paid	Date Paid	Receipt
2021	March 2023	$729	Yes	12/30/2022	606559
	September 2022	$729	Yes	9/30/2022	
2020	March 2022	$680	Yes	1/3/2022	675251
	September 2021	$680	Yes	9/30/2021	
2019	March 2021	$665	Yes	12/28/2020	620972
	September 2020	$665	Yes	9/28/2020	
2018	March 2020	$650	Yes	12/30/2019	667321
	September 2019	$650	Yes	9/30/2019	
2017	March 2019	$613	Yes	12/31/2018	616581
	September 2018	$613	Yes	10/1/2018	
2016	March 2018	$650	Yes	12/27/2017	656850
	September 2017	$650	Yes	10/2/2017	

Year	Due Date	Amount	Paid	Date Paid	Receipt
2015	March 2017	$599	Yes	12/29/2016	823071
	September 2016	$599	Yes	10/3/2016	
2014	March 2016	$741	Yes	3/30/2016	750733
	September 2015	$741	Yes	9/29/2015	
2013	March 2015	$728	Yes	3/31/2015	653112
	September 2014	$728	Yes	9/30/2014	
2012	March 2014	$776	Yes	6/2/2014	657448
	September 2013	$776	Yes	10/28/2013	
2011	March 2013	$753	Yes	4/9/2013	656861
	September 2012	$753	Yes	10/2/2012	
2010	March 2012	$763	Yes	4/30/2012	625739
	September 2011	$763	Yes	10/4/2011	
2009	March 2011	$736	Yes	3/25/2011	656404
	September 2010	$736	Yes	10/1/2010	
2008	March 2010	$700	Yes	4/1/2010	625502
	September 2009	$700	Yes	9/29/2009	

Davenport Data Correction Feedback Form

Link to Data Correction Feedback Form

Treasurer Data Correction Feedback Form

Link to Treasurer Data Correction Feedback Form

Pay Property Taxes

Click here to pay your Property Taxes online for this parcel

Davenport Tax Credit Applications

Apply for Homestead, Sales Questionnaire or Military Tax Credits

Iowa Land Records

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No data available for the following modules: Summary - Inactive, DBA (Doing Business As) - Assessor's Office, Commercial Buildings - Assessor's Office, Agricultural Buildings - Assessor's Office, Tax Sale Certificates - Treasurer's Office, Special Assessments - Treasurer's Office, Scott County Data Correction Feedback Form, Scott County Tax Credit Applications.

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Version 2.3.248

Scott County / City of Davenport, Iowa

Summary - Auditor's Office



Parcel ID	A0061-07
Alternate ID	A34006
Property Address	**1934 N DIVISION ST** **DAVENPORT IA 52804**
Sec/Twp/Rng	N/A
Brief Tax Description	BURROW'S SUBD Lot: 002 Block: 001 BURROW'S SUBD E 100'OF N 72' OF (Note: Not to be used on legal documents)
Deed Book/Page	2022-24397
Contract Book/Page	2022-24398
Gross Acres	0.00
Net Acres	0.00
Adjusted CSR Pts	0
District	DAD - DAVENPORT DAVENPORT
School District	DAVENPORT SCHOOL
Subdivision	BURROW'S SUBD

Owners - Auditor's Office

Deed Holder
RICHARD I VESOLE 401(K) PROFIT SHARING PLAN
2490 HEATHER AVE
BETTENDORF IA 52722
Contract Holder
GUNNAR LLC
1914 N DIVISION ST
DAVENPORT IA 52804
Mailing Address

Land - Assessor's Office

Map Area	A34
Lot Dimensions	Regular Lot: 72.00 x 100.00
Lot Area	0.17 Acres; 7,200 SF

Land Sizes Used For Assessment Purposes Only. Not A Survey Of The Property.

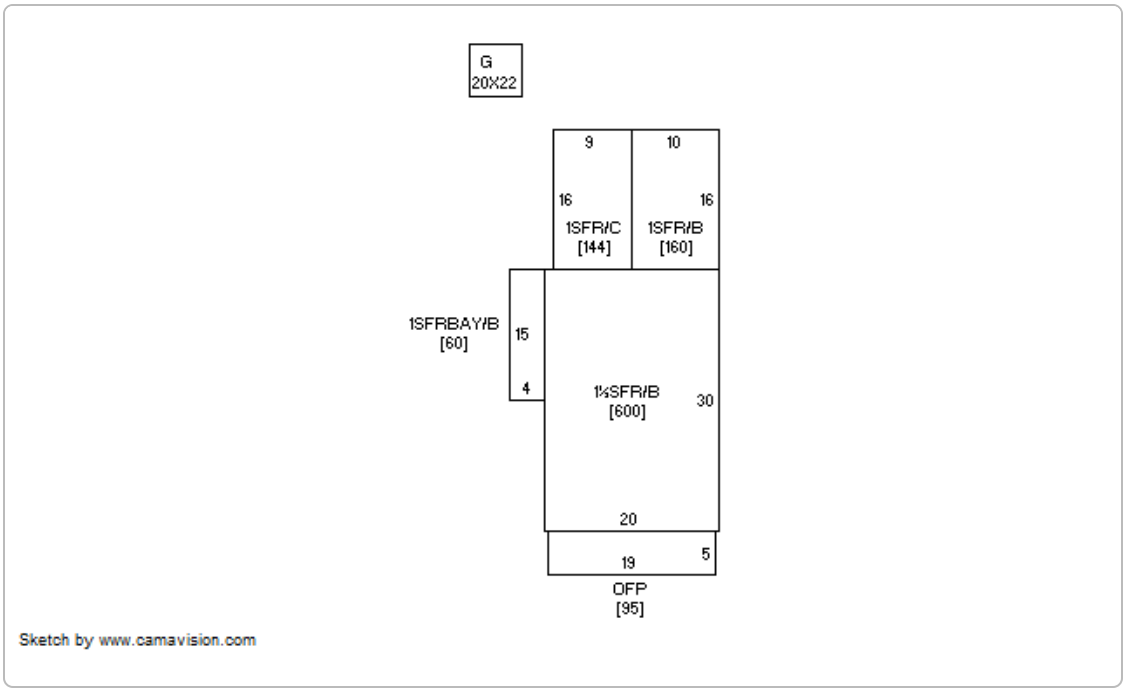
Residential Dwelling - Assessor's Office

Residential Dwelling	
Occupancy	Single-Family
Style	1 Story Frame
Year Built	1900
Exterior Material	Vinyl
Total Gross Living Area	1,294 SF
Attic Type	Fully Finished; 330 SF
Number of Rooms	0 above; 0 below
Number of Bedrooms	3 above; 0 below
Basement Area Type	Full
Basement Area	820
Basement Finished Area	
Plumbing	1 Sink 1 Full Bath
Central Air	Yes
Heat	FHA - Gas
Fireplaces	
Porches	1S Frame Open (95 SF);
Decks	
Additions	1 Story Frame (60 SF) (60 Bsmt SF); 1 Story Frame (160 SF) (160 Bsmt SF); 1 Story Frame (144 SF);
Garages	440 SF (20F W x 22F L) - Det Frame (Built 1952);

Photos - Assessor's Office



Sketches - Assessor's Office



Permits - Assessor's Office

Permit #	Date	Description	Amount
WO	11/17/2022	Work Order	0
21-43360	07/14/2021	Roof	5,800
21-32728	05/24/2021	HVAC	5,950
20-80507	12/08/2020	Bath Remodel	8,795
20-80505	12/08/2020	Plumb/Elec	8,495
WO	06/12/2020	Work Order	0
177963	05/26/1999	Roof	2,000
0	08/24/1998	A/C	1,280

Sales - Assessor's Office

Date	Seller	Buyer	Recording	Sale Condition - NUTC	Type	Multi Parcel	Amount
9/8/2022	RICHARD I VESOLE ROTH 401(K) PROFIT SHARING PLAN	GUNNAR LLC	2022-24398	Normal	Contract		$160,000.00
9/8/2022	WINFIELD KENNETH A	RICHARD I VESOLE ROTH 401(K) PROFIT SHARING PLAN	2022-24397	Normal	WD		$150,000.00
3/24/2010	DENKLAU, JO ANN VENS, LARRY F & GERALD D	WINFIELD, KENNETH A	2010-7074	NORMAL ARMS-LENGTH TRANSACTION	WD		$80,000.00
1/19/2010	VENS,MARGUERITE J(L/E) DENKLAU,JO ANN	DENKLAU, JO ANN VENS, LARRY F & GERALD D	2010-1479	NONE	CT - Will		$0.00
3/23/1994		VENS,MARGUERITE J(L/E) DENKLAU,JO ANN	1994-9059	NONE	WD		$0.00

Recent Sales in Area

Sale date range:

From:

02/23/2013

To:

02/23/2023

Sales by Neighborhood

Sales by Subdivision

1500

Feet

Sales by Distance

Valuation - Assessor's Office

		2022	2021	2020	2019	2018
	Classification	Residential	Residential	Residential	Residential	Residential
+	Assessed Land Value	$24,480	$24,480	$24,480	$24,480	$24,480
+	Assessed Building Value	$0	$0	$0	$0	$0
+	Assessed Dwelling Value	$65,100	$62,100	$54,080	$54,080	$50,080
=	Gross Assessed Value	**$89,580**	**$86,580**	**$78,560**	**$78,560**	**$74,560**
-	Exempt Value	$0	$0	$0	$0	$0
=	Net Assessed Value	**$89,580**	**$86,580**	**$78,560**	**$78,560**	**$74,560**

Taxation - Auditor\Treasurer's Office

		2021 Pay 2022-2023	2020 Pay 2021-2022	2019 Pay 2020-2021	2018 Pay 2019-2020
x	Rollback (estimated)	54.13	56.41	55.07	56.92
+	Taxable Land Value	$13,251	$13,809	$13,482	$13,934
+	Taxable Building Value	$0	$0	$0	$0
+	Taxable Dwelling Value	$33,615	$30,506	$29,784	$28,505
=	Gross Taxable Value	**$46,866**	**$44,315**	**$43,266**	**$42,439**
-	Military Credit	$0	$0	$0	$0
=	Net Taxable Value	**$46,866**	**$44,315**	**$43,266**	**$42,439**
x	Levy Rate (per $1000 of value)	39.64283	39.37037	39.44684	39.41990
=	Gross Taxes Due	**$1,857.90**	**$1,744.70**	**$1,706.71**	**$1,672.94**
-	Ag Land Credit	$0.00	$0.00	$0.00	$0.00
-	Family Farm Credit	$0.00	$0.00	$0.00	$0.00
-	Homestead Credit	$0.00	$0.00	$0.00	$0.00
-	Disabled and Senior Citizens Credit	$0.00	$0.00	$0.00	$0.00
-	Business Property Credit	$0.00	$0.00	$0.00	$0.00
=	Net Taxes Due	**$1,858.00**	**$1,744.00**	**$1,706.00**	**$1,672.00**

Tax History - Treasurer's Office

Year	Due Date	Amount	Paid	Date Paid	Receipt
2021	March 2023	$929	No		661785
	September 2022	$929	Yes	10/3/2022	
2020	March 2022	$872	Yes	3/24/2022	657851
	September 2021	$872	Yes	10/28/2021	
2019	March 2021	$853	Yes	3/16/2021	670701
	September 2020	$853	Yes	9/10/2020	
2018	March 2020	$836	Yes	3/23/2020	657741
	September 2019	$836	Yes	9/17/2019	
2017	March 2019	$791	Yes	3/7/2019	670816
	September 2018	$791	Yes	8/29/2018	
2016	March 2018	$819	Yes	2/28/2018	608751
	September 2017	$819	Yes	8/23/2017	
2015	March 2017	$789	Yes	3/22/2017	782726
	September 2016	$789	Yes	9/25/2016	
2014	March 2016	$954	Yes	3/24/2016	718781
	September 2015	$954	Yes	9/30/2015	
2013	March 2015	$937	Yes	3/25/2015	621218
	September 2014	$937	Yes	9/26/2014	
2012	March 2014	$961	Yes	3/25/2014	661204
	September 2013	$961	Yes	9/24/2013	
2011	March 2013	$933	Yes	3/26/2013	660664
	September 2012	$933	Yes	9/24/2012	
2010	March 2012	$817	Yes	3/23/2012	625740
	September 2011	$817	Yes	9/26/2011	
2009	March 2011	$726	Yes	3/28/2011	660199
	September 2010	$726	Yes	9/27/2010	
2008	March 2010	$680	Yes	3/12/2010	625503
	September 2009	$680	Yes	9/1/2009	

Special Assessments - Treasurer's Office

Project:
20221230 - Davenport Utility Fee
Accepted Date:
12/30/2022
Parcel Number:
A0061-07
Amortization Date:
12/1/2023
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20220629-2 - Davenport Utility Fee
Accepted Date:
6/29/2022
Parcel Number:
A0061-07
Amortization Date:
12/1/2023
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20210928 - Davenport Utility Fee
Accepted Date:
9/28/2021
Parcel Number:
A0061-07
Amortization Date:
12/1/2022
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20200702 - Davenport Utility Fee
Accepted Date:
7/2/2020
Parcel Number:
A0061-07
Amortization Date:
12/1/2021
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20200102 - Davenport Utility Fee
Accepted Date:
1/2/2020
Parcel Number:
A0061-07
Amortization Date:
12/1/2020
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20190627 - Davenport Utility Fee
Accepted Date:
6/27/2019
Parcel Number:
A0061-07
Amortization Date:
12/1/2020
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20171002 - Davenport Utility Fee
Accepted Date:
10/2/2017
Parcel Number:
A0061-07
Amortization Date:
12/1/2018
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20170630-1 - Davenport Utility Fees
Accepted Date:
6/30/2017
Parcel Number:
A0061-07
Amortization Date:
12/1/2018
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20170329 - Davenport Utility Fees
Accepted Date:
3/29/2017
Parcel Number:
A0061-07
Amortization Date:
12/1/2017
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20161230 - Davenport Utility Fees
Accepted Date:
12/30/2016
Parcel Number:
A0061-07
Amortization Date:
12/1/2017
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Project:
20160928 - Davenport Utility Fees
Accepted Date:
9/28/2016
Parcel Number:
A0061-07
Amortization Date:
12/1/2017
Amortized Interest:
0
Number of Years:
0
Payoff:
$0.00

Davenport Data Correction Feedback Form

Link to Data Correction Feedback Form

Treasurer Data Correction Feedback Form

Link to Treasurer Data Correction Feedback Form

Pay Property Taxes

Click here to pay your Property Taxes online for this parcel

Davenport Tax Credit Applications

Apply for Homestead, Sales Questionnaire or Military Tax Credits

Iowa Land Records

(291-0457)

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Version 2.3.248

Victoria Gleason - Response to Water Quality Questions

To: planning@davenportiowa.com
Subject: Re: question after P&Z

From: Gleason, Victoria <Victoria.Gleason@davenportiowa.com>
Sent: Thursday, March 9, 2023 11:12 AM
To: Berkley, Laura <Laura.Berkley@davenportiowa.com>; Miers, Dan <Dan.Miers@davenportiowa.com>
Subject: Re: question that you had after P&Z

Zoning Staff:

As far as I'm aware, other car washes in town have not had ill effect on the collections system. I spoke with Brad Guy in sewers who attested to the fact that most of our sewer/lift station issues are either from fats, oils & grease from restaurants or infiltration of ground water overloading them. Since upgrading our lift stations over the years we have very few problems. If car washes do become a problem, it is typically from incorrect operation or being old (i.e. from a time before solids/FOG separators were commonly installed).

From the water pollution control plant standpoint, car washes are typically low impact enough that they do not meet our criteria to be a Significant Industrial User. It is important to note that all sanitary sewer discharges are treated by our plant before entering the river. Concentrations of any of the listed concerns would be low enough to 1) not impair the plant's ability to treat wastewater & 2) be removed to the required levels prior to discharge to the Mississippi.

I will make a bullet list addressing the main points brought up below:

Water Volume

- Typically car washes use about 45 gallons per car. According to Iowa American, car washes in Davenport use 500-1000 (peak) gallons per day of water coming in. Our plant average capacity is 26 million gallons per day, so one car wash would be less than 1% of our total capacity.

Chemicals & solids

Phosphates

- We currently do not have a limit for phosphates entering the river. However, the amount added to the system by a car wash pales in comparison to our large food manufacturers & other significant industrial users. If we ever needed to limit phosphorus entering the plant we would likely begin there. Our plant does an excellent job of removing phosphorus at this time, removing ~75% of phosphates that enter the plant prior to entering the river.

Chelants

- It is common for car washes to use deionized water to minimize the use of these chemicals. Typically citric acid or EDTA is used as needed. I could not find typical rates of discharge online for car washes, but currently we are not having problems meeting any of our permit limits (including toxicity which would be the main concern with EDTA) with 15-20 car washes in the system. One more should not impact our plant's ability to remove pollutants and would be removed by the plant before going to the river. It should also not be an amount large enough to cause us to violate our limits for our biosolid disposal. If it did impair our process, they would be in violation of the sewer use ordinance (City Code chapter 13) and be liable for enforcement action.

Solids

- As you mentioned, most facilities have water reclamation devices which will limit the water volume, and therefore total mass of any chemical reaching the plant/sewer. Settling chambers are extremely

common in new car washes, which would remove the solids prior to entering the sewer system. Brad in sewers said it was extremely uncommon to see this issue with car washes unless they are old facilities.

Salt content

- The sewer line the parcel would discharge to is also adjacent and tied in with residential pipes, meaning that any salt discharge would be diluted by other flows, lessening the corrosive impacts. Again, Brad in sewers stated that corrosion is not typically observed from car washes. Our plant's chloride limit (maximum we are able to discharge to the Mississippi) is an average concentration of 2,611 mg/L. Studies done before applying for our most recent permit put our average at 152 mg/L, or less than 5% of our limit.

Metals

- We have established local limits for metals concentration that are based on our plant's ability to treat waste. These concentrations are achievable for facilities like metal finishers which have much higher metals content than a car wash. I do not believe a car wash would add a significant amount of metals that would lead to an exceedance of our limits. Local Limits can be found in CH 13.16.060.

Feel free to reach back out if you have any follow up questions!

Best,

Victoria Gleason
Laboratory Supervisor & Pretreatment Coordinator | Water Pollution Control Plant – Public Works
City of Davenport

T 563-326-7965 **M** 563-210-1170
PO Box 3606, Davenport, IA, 52808

From: Berkley, Laura <Laura.Berkley@davenportiowa.com>
Sent: Monday, March 6, 2023 12:13 PM
To: Miers, Dan <Dan.Miers@davenportiowa.com>; Gleason, Victoria <Victoria.Gleason@davenportiowa.com>
Subject: FW: [EXT] Re: question that you had after P&Z

Dan and Victoria,

We are processing a rezoning request in order to facilitate the construction of a car wash at the 1900 Block of Division (see screenshot – the rezoning is for the yellow area so that it is also C-2) One of our Planning Commissioners had a question after the Public Hearing.

Would you be able to explain what processes you do related to the question below (Italicized)? If I had to summarize, what requirements do car washes need to meet related to sanitary sewer, can our infrastructure handle it, and will a car wash have any impact on the Water Pollution Control Plant?

My concerns are the Phosphates, Chelant's (spot removing chemistry), and caustics that are going to be dumped into the old sewer system along with all the salts washed from the cars. There are also major concerns in recent years from the EPA about Chloride discharge, associated with NaCl, into navigable waterways that our waste treatment facility is going to have to deal with. Especially in the winter months.

Furthermore, with water reclamation there is a concentration of these specific ions that further concentrates the discharge into the old sewer. My concern is the volumes to be generated during peak times. What volumes are we expecting? How are they going to reduce the concentration of potentially harmful elements? How ae they going to reduce the caustic discharge? How are they going to capture all the solids washed from the cars, so that the sewer system isn't going to build up sludge? I'm sure the flowrate down the sewer will be less that 3 ft/sec, which is the required flow rate to prevent suspended solids from dropping out in the mains.

LAURA BERKLEY, CFM

Stan Hanson - Water Treatment Processes

From: Stan Hanson <sthanson@houstoneng.com>
Sent: Tuesday, March 7, 2023 9:20 AM
To: Koops, Scott E.
Cc: Dan Nelson; Steve Samudio; zz.10904-0029; Josh Johnson; Kyle D. Riley
Subject: Re: question that you had after P&Z - 1914 N Division St, Davenport, IA

Scott
See below to the response to the question/issues that the planning commissioner had after the public hearing.
Let me know if this will suffice.

The response below is from Steve Samudio (PureClean , the reclaim system distributor and their chemical rep).
Not sure which chemistry brand is being used, but this should be a starting point for your answers.

1. Phosphates - Unless one of the specific car wash chemistry products is formulated with phosphates this would not be an issue. NCS can provide a letter guaranteeing that all the products used in this wash will be phosphate free if that would satisfy the Planning Commission.

2. When it comes to the reclaim system in a professional car wash facility the chemistry is carefully balanced to effectively clean the vehicle surface using 10 - 20 gallons of fresh water and 75 - 100 gallons of the 4,000 to 6,000 gallons retained in the average reclaim system. The national average for evaporation and carry out on vehicles is 6-8 gallons per car resulting in only 10 - 12 gallons of fresh water being used per vehicle washed. This excess 10 - 12 gallons is what is discharged to the sanitary sewer per car in the average professional car wash. This water is diluted along with the 4,000 to 6,000 gallons each time a vehicle is washed resulting in an average pH between 7.0 and 8.0.

3. In reference to chelants being discharged again, NCS does not use phosphate based components for chelation they use EDTA and Gluconate based chelants which are not phosphate based.

4. Salts, dirt and other soils that are considered suspended solids go through a specific mathematically calculated process referred to as Stoke's Law: V (R/S) = (g x (Rho1 – Rho2) x D^2) / 18 Nu

Where:
V (R/S) = Rise or Settling Velocity of a Particle (cm / sec)
g = Acceleration by Gravity (cm / sec^2)
Rho1 = Density of Medium (g / cm^3)
Rho2 = Density of Particle (g / cm^3)
D = Particle Diameter (cm)
Nu = Viscosity of Medium (g / cm / sec)

PurClean Reclaim Systems are built to allow for the majority of the Total Suspended Solids (TSS) to settle in the first (1,500 gal) tank with the smaller particles being collected through centrifugal force later in the filtering process providing water that is free of solid material down to 5 microns. The residual from the cyclonic process is returned back to the first tank with the larger sediment material. The tanking system in a professional car wash reclaim system is pumped out and hauled off every 3-6 months as a part of regular maintenance of the reclaim system. Air injection and ozone are also standard components in the PurClean Reclaim system used to digest organic material and make sure the reclaim system remains healthy with no adverse bacterial growth and foul smelling water.

An oil/water separator is included as a part of the system to collect and address any floating oils and greases that float to the top of the water during this settling process.

The average PurClean Reclaim System has been proven to provide effluent qualities as follows:

Total Suspended Solids (TSS): 15-100 ppm
Free Oil & Grease (FOG): 10-25 ppm
BOD: 15-50 ppm

5. EPA concerns with chloride discharge into the sanitary sewer is becoming more of a concern with many municipalities requiring professional car wash facilities to address this concern based on the specific regulations by municipality. The fact is winter road treatments are not as much of a concern as the discharge from water softening equipment which many municipalities have restricted in recent years.

6. In summary we would like to answer the list of questions at the end of the Planning Commissioner's correspondence here.

-Concentration of Reclaim Water: Water reclamation does have a degree of concentration of many ions along with multiple other solids, greases and oils. As stated above the professional car wash reclaim system of today collects 90% of the water used to wash a vehicle, filters and treats it returning the ions and solids back into the first tank where it is pumped and disposed of properly every 3-6 months thereby removing almost all these solids from the equation. Additionally, only about 10-20 gallons of water per vehicle washed is even discharged into the sanitary sewer and that is after multiple cycles of filtration down to 5 microns along with oxygen and ozone treatments that help to reduce the organic materials to acceptable levels (noted above in #5).

-Expected Discharge Volumes: The average professional car wash sets the washing equipment speed to roughly 100 cars per hour and that is assuming that a vehicle is waiting to be washed every 36 seconds which is not realistic. The average professional car wash will have between 200 - 500 customers in a 10 hour day. Looking at the high end that would be 500 cars/10 hours or 50 cars washed per hour. At an average discharge of 10 gallons per car that would be 500 gallons of discharge per hour or 5,000 gallons total discharged in a 10 hour day.

-How will the potentially harmful elements be reduced: We refer back to point #4 above where PurClean uses Stokes Law and the process of filtration down to the 5 micron level to reduce these potentially harmful elements. Another point that has not been stated to this point is the old chemistry saying "Dilution is the solution"... For every car washed an additional 10 - 15 gallons of fresh water is added to the system further diluting the concern with chlorides and other ions.

-How will the Caustic Discharge be Reduced: We refer back to point #2 above where the chemistry in a professional car wash is balanced to work with the system resulting in a pH level in the 7.0 - 8.0 range. Caustics are neutralized and are not an issue in the reclaim system of a professional car wash.

-How will the Solids be Captured: We refer back to point #5 above where the solids are captured via Stokes Law and the natural settling of heavy materials where the tanks are pumped and disposed of properly every 3-6 months. Solids will not be an issue falling out of solution in the sewer mains.

Steve Samudio
Technical Sales Manager - PurClean

P 916.505.0009 **| M** 916.505.0009
E ssamudio@ncswash.com

Stan Hanson, PE
Senior Civil Engineer | Principal
Houston Engineering, Inc.
O 605.271.0378

From: Koops, Scott E. <Scott.Koops@davenportiowa.com>
Sent: Monday, March 6, 2023 10:37 AM
To: dan@mfp.llc; Stan Hanson <sthanson@houstoneng.com>
Cc: Planning <Planning@davenportiowa.com>
Subject: FW: [EXT] Re: question that you had after P&Z

Dan,

One of our Planning Commissioners had a question after the Public Hearing. Would you be able to explain what processes you do related to the question below?

Thank you!
SCOTT KOOPS, AICP

Questions:

Thanks Scott. My concerns are the Phosphates, Chelant's (spot removing chemistry), and caustics that are going to be dumped into the old sewer system along with all the salts washed from the cars. There are also major concerns in recent years from the EPA about Chloride discharge, associated with NaCl, into navigable waterways that our waste treatment facility is going to have to deal with. Especially in the winter months.

Furthermore, with water reclamation there is a concentration of these specific ions that further concentrates the discharge into the old sewer. My concern is the volumes to be generated during peak times. What volumes are we expecting? How are they going to reduce the concentration of potentially harmful elements? How ae they going to reduce the caustic discharge? How are they going to capture all the solids washed from the cars, so that the sewer system isn't going to build up sludge? I'm sure the flowrate down the sewer will be less that 3 ft/sec, which is the required flow rate to prevent suspended solids from dropping out in the mains.

These are my concerns. Give me a call if you wish to discuss. Regards. Paul

City of Davenport

Department: Community Planning & Economic Development **Action / Date**
Contact Info: Laura Berkley | 563-888-3553 **4/12/2023**

Subject:
First Consideration: Ordinance for Case ROW23-01 being the request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of North Division Street between West Pleasant Street and Hickory Grove Road. [Ward 4]

Recommendation:
Consider the Ordinance.

Background:
Midwest Fidelity Partners LLC has requested a vacation of the north-south alley connecting West Pleasant Street to Hickory Grove Road. Vacating the alley is connected to Case REZ23-01. The petitioner intends to redevelop the east half of the block for a car wash. Vacating the twenty foot wide alley creates a larger developable site and allows for the necessary setbacks and landscaping.

At its March 14, 2023 meeting, the Plan and Zoning Commission recommended Case ROW23-01 be forwarded to the City Council with a recommendation for approval subject to the listed findings and conditions.

Findings:

1. The existing public alley right-of-way is not required for City purposes.
2. A utility easement would preserve the rights for utility providers to maintain existing and future infrastructure.
3. Economic vitality will be strengthened in a stressed commercial neighborhood.

Conditions:

1. Vacating the alley right-of-way is contingent upon the approval of Case REZ23-01.
2. All existing utilities located in the right-of-way which are subject to vacation shall be granted a blanket utility and access easement for the maintenance of such utilities.

The staff report from the March 14, 2023 Plan and Zoning Commission meeting is attached.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance
🗋	Backup Material	Alley Vacation Exhibit
🗋	Backup Material	Staff Report-P&Z 3-14-23
🗋	Backup Material	Application
🗋	Backup Material	Concept Plan
🗋	Backup Material	Vicinity, Zoning, & Future Land Use Map
🗋	Backup Material	Public Hearing Notice-Plan & Zoning Commission
🗋	Backup Material	Public Hearing Notice-Committee of the Whole

Backup Material	Neighborhood Meeting Presentation
Backup Material	Neighborhood Meeting Attendance
Backup Material	Public Comment-1724 W Locust Street
Backup Material	Public Comment-Vesole

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Berkley, Laura	Approved	3/30/2023 - 9:43 AM

ORDINANCE NO. _____

AN ORDINANCE FOR CASE ROW23-01 BEING THE REQUEST OF MIDWEST FIDELITY PARTNERS LLC TO VACATE THE ALLEY RIGHT-OF-WAY LOCATED WEST OF NORTH DIVISION STREET BETWEEN WEST PLEASANT STREET AND HICKORY GROVE ROAD.

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

Section 1. The following described units of Scott County, Iowa real estate are hereby vacated (abandoned). The property has the following legal description:

The existing 20 foot alleyway within Block 1 of J.M.D. Burrow's Subdivision of a part of the East Half of the Southwest Quarter of Section 22, Township 78 North, Range 3 East of the 5th P.M., from the North ROW of Hickory Grove Road to the South ROW of W Pleasant Street to be vacated in 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 _____

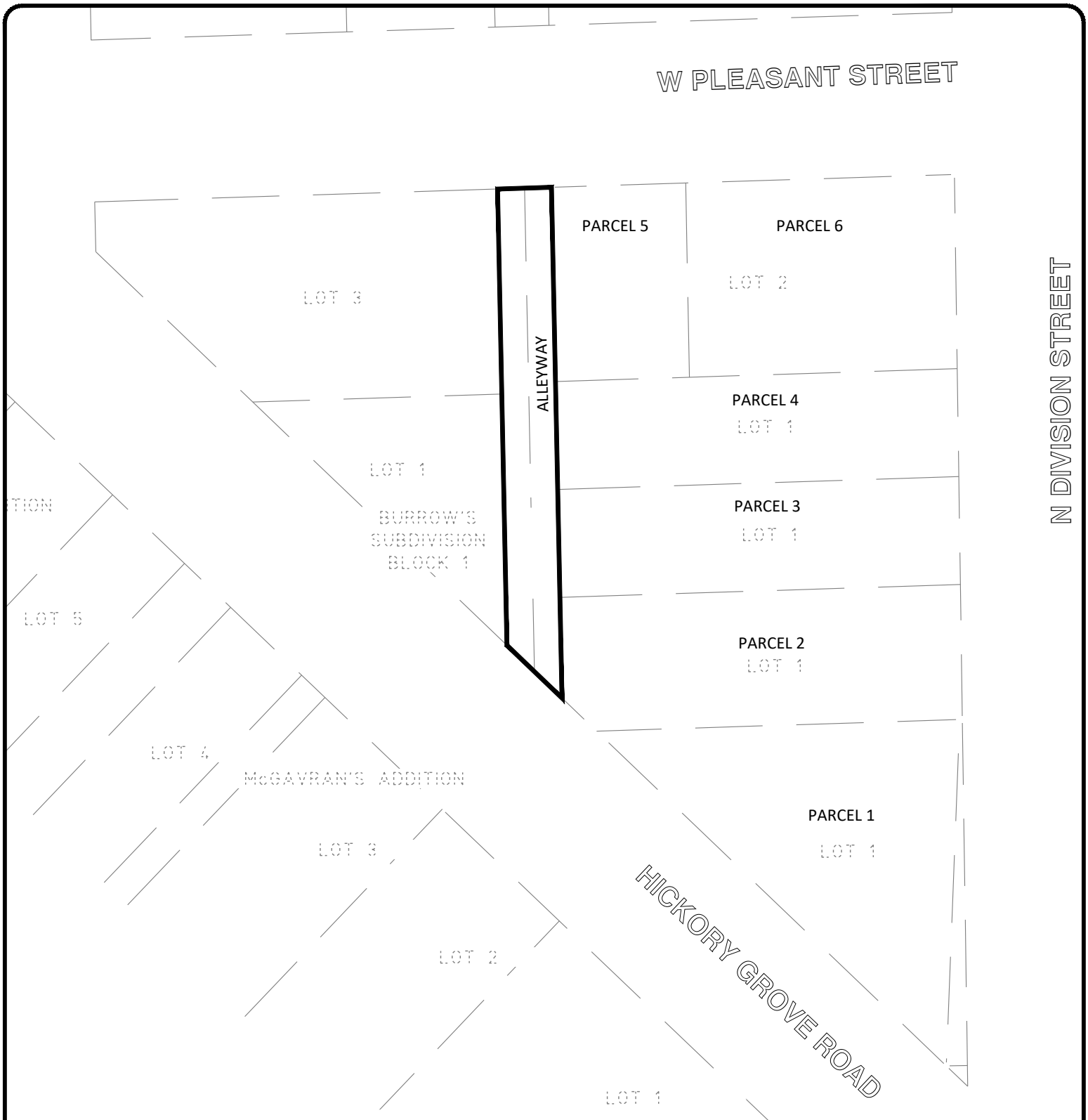
Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



ALLEYWAY TO BE VACATED

ALLEYWAY:

The existing 20 foot alleyway within Block 1 of J.M.D. Burrow's Subdivision of a part of the East Half of the Southwest Quarter of Section 22, Township 78 North, Range 3 East of the 5th P.M., from the North ROW of Hickory Grove Road to the South ROW of W Pleasant Street to be vacated in Davenport, Scott County, Iowa.

	Drawn by ZJH	Date 1-26-2023	SILVERSTAR CARWASH 1914 N DIVISION ST. DAVENPORT, IOWA	ALLEYWAY VACATION EXHIBIT PROJECT NO. 10904-0029	SHEET 1 OF 1
	Checked by JJJ	Scale AS SHOWN			

City of Davenport
Plan and Zoning Commission-Staff Report
March 14, 2023

Case ROW23-01: Request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road. [Ward 4]

Background:
Midwest Fidelity Partners LLC has requested a vacation of the north-south alley connecting West Pleasant Street to Hickory Grove Road.

Vacating the alley is connected to Case REZ23-01. The petitioner intends to redevelop the east half of the block for a car wash. Vacating the twenty-foot-wide alley creates a larger developable site and allows for the necessary setbacks and landscaping.

There are two residential properties that require access from the alley. However, the applicant intends to demolish all structures east of the alley to facilitate development of the car wash.

There are several utility poles located within the alley that serve the residential structures immediately adjacent to the alley. Mediacom Communications Corporation has indicated that the infrastructure can be relocated as part of the development process.

A legal description has been submitted by the applicant. The area to be vacated is approximately 3,580 square feet (.08 acres).

The vacation of public right-of-way is a two-step process:
1. Determine if the right-of-way is needed for public purposes.
2. Negotiate and determine terms of conveyance to adjacent property owners. (No Plan and Zoning Commission action is required; the City Legal Department transacts the conveyance procedure.)

Comprehensive Plan:
Within Existing Urban Service Area: Yes
Within Urban Service Area 2035: Yes

Abutting Future Land Use Designation:
The abutting properties are designated Commercial Node in the Davenport +2035 Future Land Use Map. The properties are also located within the Urban Corridor Overlay.

1. **Commercial Node (CN) -** Clusters of generally more intense uses found either along existing Urban Corridors or along or at the intersection of major streets in newly developed areas. CN areas may contain commercial uses somewhat more intense than uses found elsewhere on Urban Corridors, as well as higher density residential uses and office and service businesses. CN should serve a population of about 5000 people within 1/2 mile. Ideally, CN areas should be architecturally integrated, and designed to serve all modes of transportation. Pedestrian connections to the neighborhoods they serve are important. Therefore, master planning and customized zoning provisions for new CN areas should occur before development or redevelopment occurs.

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

Abutting Zoning:
The abutting properties to the east are zoned R-4C Single-Family and Two-Family Central Residential District and C-2 Corridor Commercial District. The property to the west of the alley is zoned C-1 Neighborhood Commercial District.

1. **The R-4C Single-Family and Two-Family Central Residential Zoning District** is intended to preserve and protect Davenport's dense, centrally located, established urban residential neighborhoods. Standards of the R-4C District are intended to ensure that new development is complementary to the existing developed character of these neighborhoods. Limited non-residential uses that are compatible with the surrounding residential neighborhoods may be permitted in the R-4C District.
2. **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.
3. **The C-2 Corridor Commercial Zoning District** is intended to address the commercial corridors that are primarily oriented toward a mix of retail, personal service, and office uses along arterial streets and collector streets adjacent to arterials streets in the city. The C-2 District accommodates auto-oriented development – both individual businesses and retail centers – and mixed-use development, with the intent of improving the pedestrian environment along Davenport's commercial corridors.

Technical Review:
City Traffic Engineering: The City Traffic Engineer has stated the city has no concerns regarding vacation ROW23-01.

Storm Water. No storm water utilities are located in the alley; accordingly there will be no impact to stormwater infrastructure. The new development on private property adjacent to the east of this vacation shall be made to conform to all stormwater codes and requirements. There shall be no impact to the stormwater system as on-site detention will be provided per code.

Sanitary Sewer. Sewer is existing on this site and in the area; there shall be no impact to the sewer system.

Other Utilities. All utilities services located in the alley shall be granted a blanket utility and access easement for the maintenance of such utilities as conditioned in this report.

Emergency Services. The subject property is located approximately 200 feet east of Fire Station No. 6 at 1735 W. Pleasant St. Access to the business's on this block will be accessible to the Fire Department for their services.

Parks/Open Space. The proposed rezoning does not impact any parks or public open spaces.

Public Input:
The applicant held a neighborhood meeting at Johnson School, 1730 Wilkes Avenue, on February 16, 2023. The purpose of the neighborhood meeting was to discuss Case REZ23-01, Case ROW23-01, as well as the subsequent development of the site. Addresses within 200 feet of the request were invited to the meeting. City staff and elected officials were present to observe the discussion. Approximately twelve members of the public were in attendance. Concerns raised pertained to traffic, access points, parking requirements, landscaping, noise, and hours of operation. No comments were received specific to the right-of-way request.

Letters were sent to property owners within 200 feet of the proposed request notifying them of the February 28, 2023 Plan and Zoning Commission Public Hearing.

To date, staff received two written comments in support of the vacation request. One of the comments was from the current property owner of the subject property. No other comments have been received.

The P&Z Public Hearing was held on February 28th. No specific concerns regarding vacation ROW23-01 were mentioned at the Public Hearing.

Staff Recommendation:
Staff recommends the City Plan and Zoning Commission accept the listed finding to vacate the alley right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road in Case ROW23-01 to the City Council with a recommendation for approval, subject to the following findings and conditions:

Finding:
1. The existing public alley right-of-way is not required for city purposes.
2. A utility easement would preserve the rights for utility providers to maintain existing and future infrastructure.
3. Economic vitality will be strengthened in a stressed commercial neighborhood.

Condition:
1. Vacating the alley right-of-way is contingent upon the approval of Case REZ23-01.
2. All existing utilities located in the Right-of-Way which are subject to vacation shall be granted a blanket utility and access easement for the maintenance of such utilities.



Complete application can be emailed to planning@davenportiowa.com

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

Applicant (Primary Contact)
Name:
Company:
Address:
City/State/Zip:
Phone:
Email:

Owner (if different from Applicant)
Name:
Company:
Address:
City/State/Zip
Phone:
Email:

Engineer (if applicable)
Name:
Company:
Address:
City/State/Zip
Phone:
Email:

Architect (if applicable)
Name:
Company
Address:
City/State/Zip:
Phone:
Email:

Attorney (if applicable)
Name:
Company:
Address:
City/State/Zip:
Phone:
Email:

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

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

Historic Preservation Commission
Certificate of Appropriateness
Landmark Nomination
Demolition Request

Administrative
Administrative Exception
Health Services and Congregate Living Permit

Request:

Total Land Area:

Submittal Requirements:

- The completed application form.
- Required fee: $400.

The Applicant hereby acknowledges and agrees to the following procedure and requirements:

(1) Application:
- Prior to submission of the application for the right-of-way or easement vacation, the applicant shall correspond with Planning staff to discuss the request, potential alternatives and the right-of-way or easement vacation 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) Public Notice for the Plan and Zoning Commission public hearing:
- Planning staff will send a public hearing notice to surrounding property owners.

(3) Plan and Zoning Commission's consideration of the right-of-way or easement vacation:
- 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 hold a public hearing on the request. Subsequently, the Plan and Zoning Commission will vote to provide its recommendation to the City Council. The Plan and Zoning Commission's recommendation is forwarded to the City Council.

(4) City Council's consideration of the right-of-way or easement vacation:
- Planning staff will send a public hearing notice to surrounding property owners.
- The Committee of the Whole (COW) will hold a public hearing on the request. Subsequently, the City Council will vote on the request. For a right-of-way or easement vacation 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:

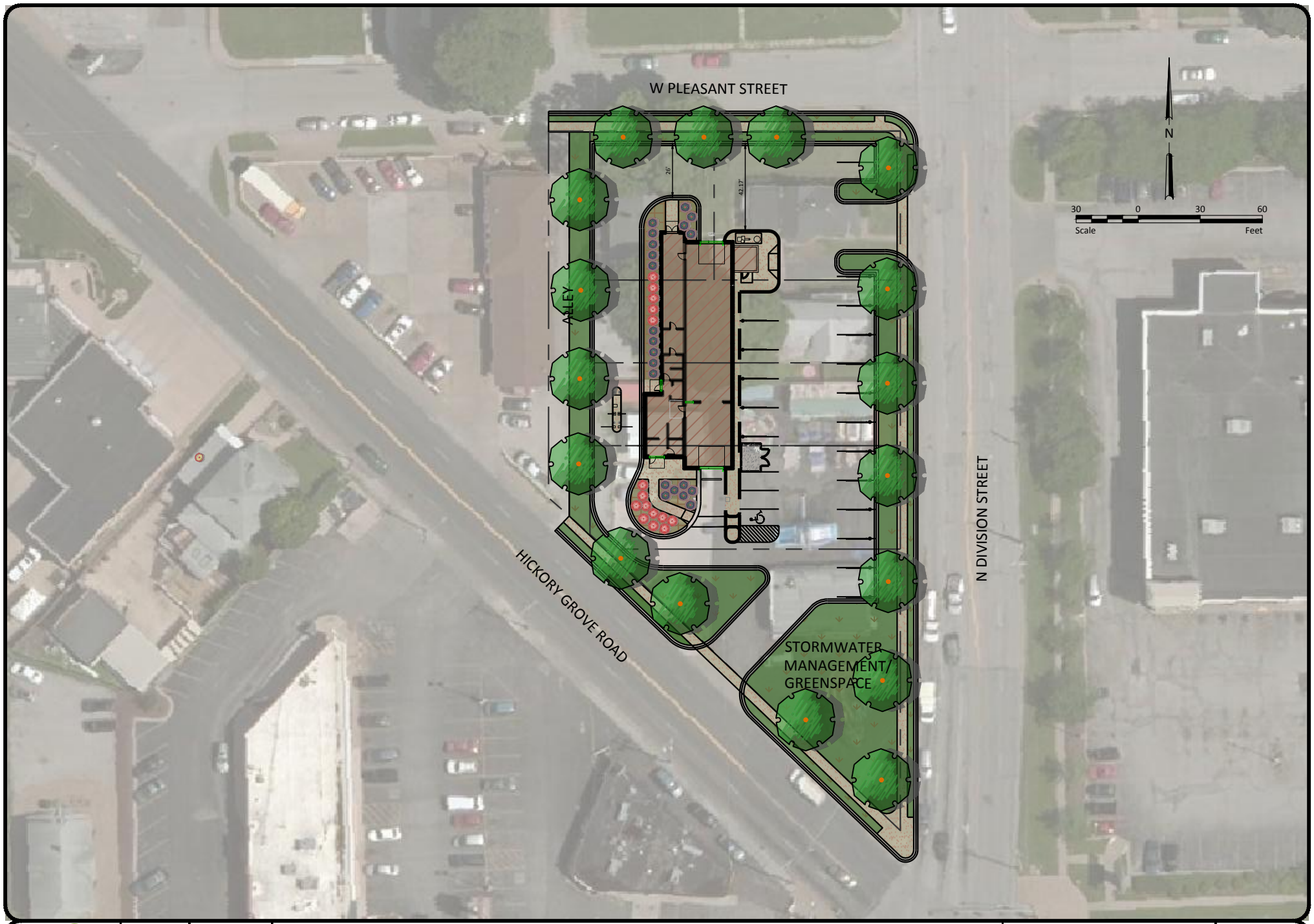
By typing your name, you acknowledge and agree to the aforementioned submittal requirements and formal procedure and that you must be present at scheduled meetings.

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.



H:\JBN\10300\10300\10300_0021 Quad Cities Test Fits\1914_N_DivisionSt\10300-0021 1914 N Division Concept 3.dwg-Layout1-10/27/2022 10:18 PM-(jjohnson)

Drawn by JJJ	Date 10-27-2022	SILVERSTAR CARWASH	SILVERSTAR CARWASH - THE SCOUT II MODIFIED MFP, INC 1914 N DIVISION STREET, DAVENPORT, IA
Checked by JJJ	Scale AS SHOWN		

CONCEPT PLAN

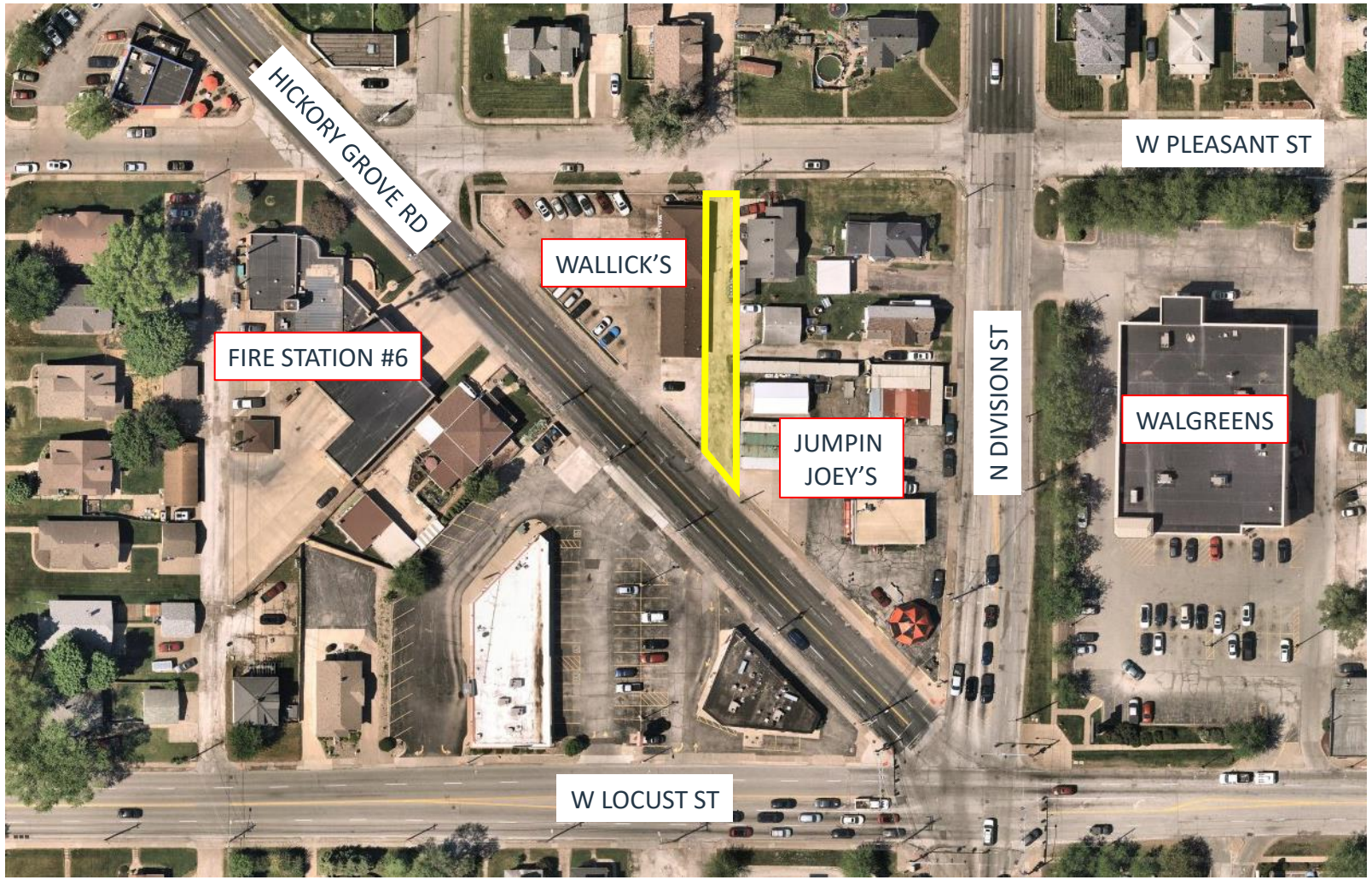
PROJECT NO. 10300-0021

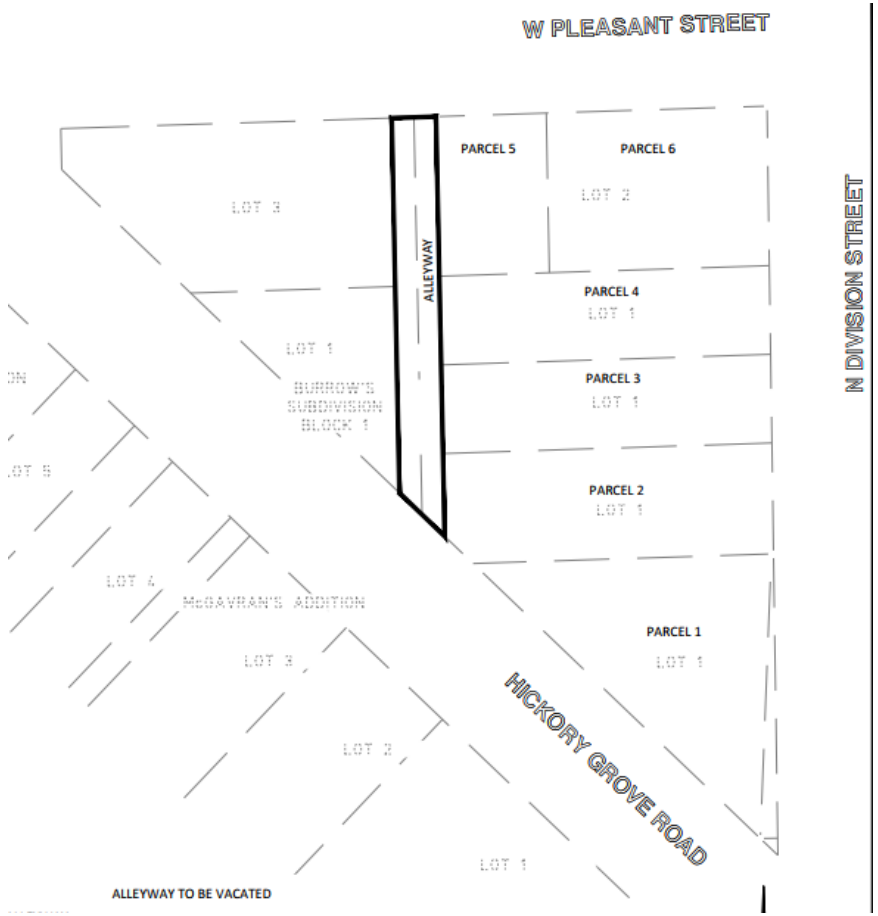
SHEET 1

HEI NO. PPPP-PPP

Vicinity Map

DAVENPORT
IOWA | USA





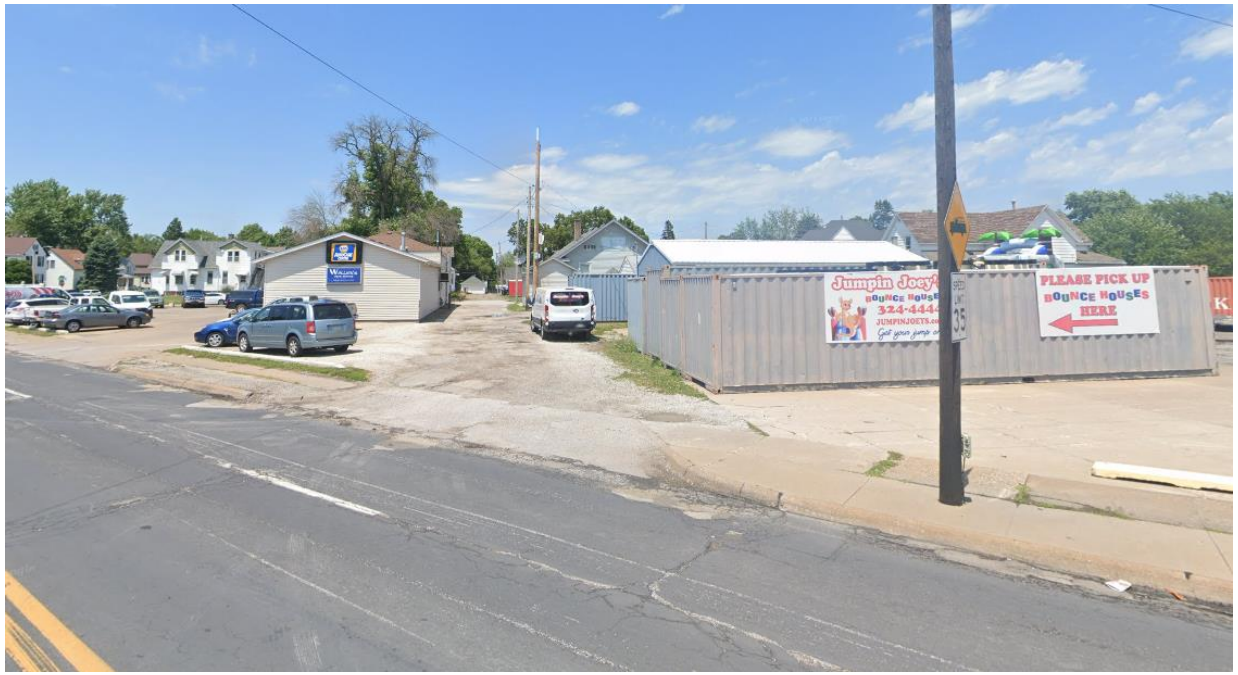
Alley

DAVENPORT
IOWA | USA

- **Purpose:** Vacate the alley to better facilitate development on the east half of the block.
- **Alley Dimensions:** 20 ft. in Width by 190 ft. in Length
- **Area to be Vacated:** 3,580 SF (.08 Acres)



View from Pleasant Street



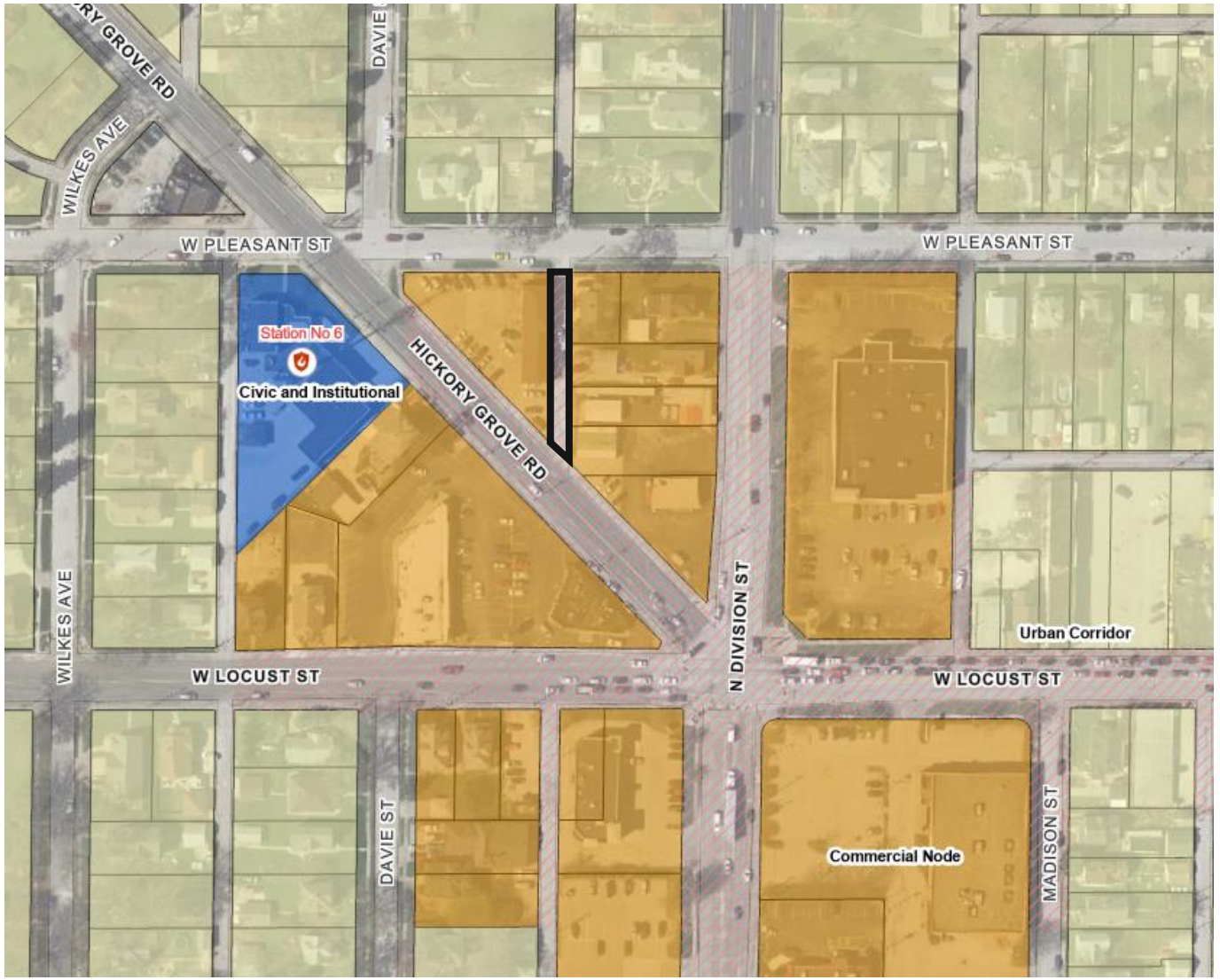
View from Hickory Grove Road

Zoning Map

DAVENPORT
IOWA | USA



Future Land Use Map



DAVENPORT
DEVELOPMENT &
NEIGHBORHOOD SERVICES

Public Hearing Notice | Plan and Zoning Commission

Date: 2/28/2023
Time: 5 PM

Location: Council Chambers | City Hall | 226 W. 4th ST.
Subject: Public Hearing for a Right-Of-Way Vacation

To: All property owners within 200 feet of the subject public right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road.

What is this About?
This notice is being sent to inform you that a public hearing will be held for a request to vacate alley right-of-way. The purpose of the vacation request is to facilitate development east of the alley.

Request/Case Description
Case ROW23-01: Request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road. [Ward 4]

What are the Next Steps after the Public Hearing?
The Plan and Zoning Commission will hold a formal public hearing at their meeting on February 28, 2023. The Plan and Zoning Commission will vote (provide a recommendation) to the City Council at their meeting on March 14, 2023. The Commission's recommendation 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. The City Council will ultimately decide if the property is no longer needed for City purposes, and is eligible for vacation. At that point, the City Attorney's office will negotiate with adjacent property owners to determine the appropriate way to convey the property, and possibly, purchase price. 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 via email or in person at the public hearing. Send written comments to planning@davenportiowa.com (no later than 12:00 PM one day before the public hearing) or to: Planning, 1200 E 46th St, Davenport IA 52807.

All documents related to the meeting (agenda included) are at "Search Minutes & Agendas": http://www.cityofdavenportiowa.com/boards Mondays before the meeting/public hearing.

Do You Have Any Questions?
If you have any questions or if accommodations are needed for any reason, please contact the planner assigned to this project (Matt Werderitch) at matt.werderitch@davenportiowa.com or 563-888-2221. Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Please note items may be removed or tabled to a future hearing date at the request of the Applicant or Commission/Board. Those interested verifying case actions and/or tablings, please contact Planning at 563-326-6198 or planning@davenportiowa.com for updates.

Right-Of-Way Vacation | Public Hearing Notice

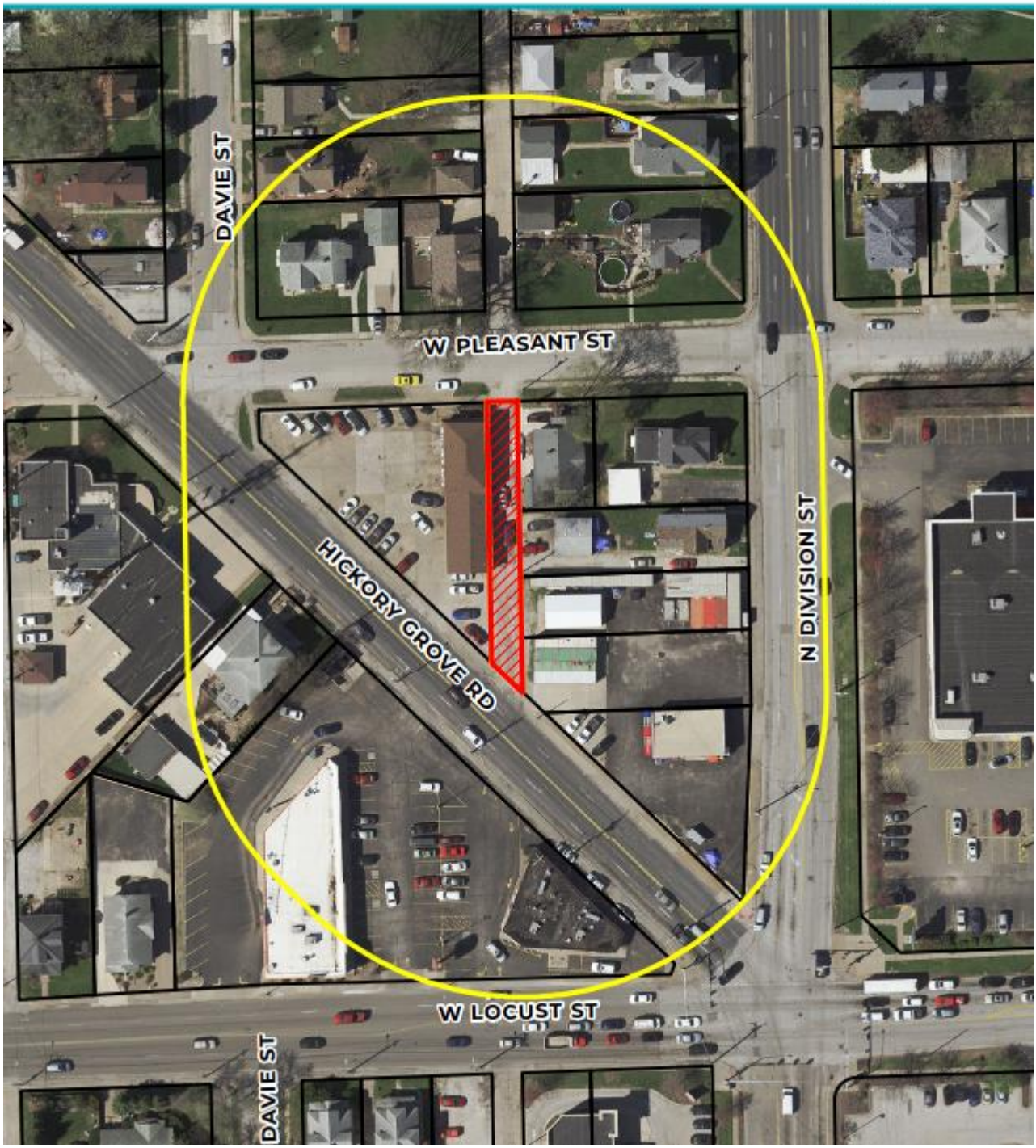
Case ROW23-01: Request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road. [Ward 4]

ROW Vacation

200' Notification Boundary

0 75 150

Feet



Development and Neighborhood Services
1200 East 46th St. Davenport, Iowa 52807

T | 563.326.6198
E | planning@davenportiowa.com

davenportiowa.com/DNS

DAVENPORT
DEVELOPMENT &
NEIGHBORHOOD SERVICES

PUBLIC HEARING NOTICE | COMMITTEE OF THE WHOLE

Date: 4/5/2023
Time: 5:30 PM
Location: Council Chambers | City Hall | 226 W. 4th ST.
Subject: Public Hearing for a Right-Of-Way Vacation

To: All property owners within 200 feet of the subject public right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road.

What is this About?
This notice is being sent to inform you that a public hearing will be held for a request to vacate alley right-of-way. The purpose of the vacation request is to facilitate development east of the alley.

Request/Case Description
Case ROW23-01: Request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road. [Ward 4]

At its March 14, 2023 meeting, the Plan and Zoning Commission recommended Case ROW23-01 be forwarded to the City Council with a recommendation for approval subject to the listed findings and conditions.

Findings:
1. The existing public alley right-of-way is not required for city purposes.
2. A utility easement would preserve the rights for utility providers to maintain existing and future infrastructure.
3. Economic vitality will be strengthened in a stressed commercial neighborhood.

Conditions:
1. Vacating the alley right-of-way is contingent upon the approval of Case REZ23-01.
2. All existing utilities located in the Right-of-Way which are subject to vacation shall be granted a blanket utility and access easement for the maintenance of such utilities.

What are the next steps?
The public hearing on the above matter is scheduled for 5:30 p.m. or as soon thereafter as possible on Wednesday, April 5, 2023 in the Council Chambers of the Davenport City Hall, 226 West 4th Street, Davenport, Iowa.

Would you like to submit an official comment?
You may submit written comments on the above item or attend the public hearing to express your views, or both. Written comments may be sent via email to mayor.info@davenportiowa.com or mailed to the Development and Neighborhood Services Department, at the below address, no later than 12:00 noon on the day of the public hearing.

All written comments and protests already received will be forwarded to the Committee of the Whole. The Committee of the Whole meeting can be viewed live at www.davenportiowa.com/watchlive.

Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Right-Of-Way Vacation | Public Hearing Notice

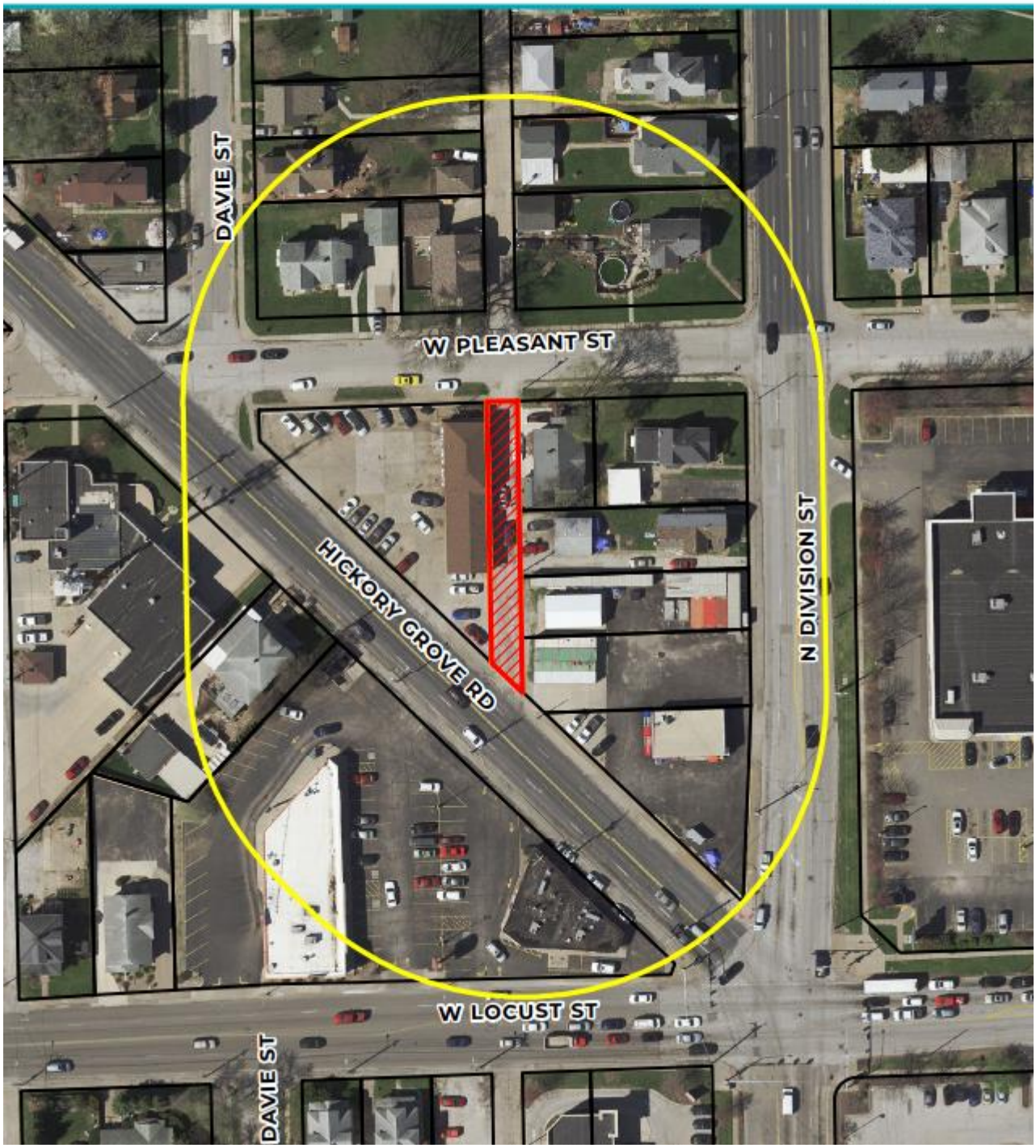
Case ROW23-01: Request of Midwest Fidelity Partners LLC to vacate the alley right-of-way located west of Division Street between Pleasant Street and Hickory Grove Road. [Ward 4]

ROW Vacation

200' Notification Boundary

0 75 150

Feet



Development and Neighborhood Services
1200 East 46th St. Davenport, Iowa 52807

T | 563.326.6198
E | planning@davenportiowa.com

davenportiowa.com/DNS

SILVERSTAR

CAR WASH

NEIGHBORHOOD INFORMATIONAL MEETING

FEBRUARY 16, 2023

BRYAN SLAMA

SILVERSTAR CAR WASH

(BY PHONE IF NECESSARY)

MAGGIE MOTTO

CALISSE MCPHERSON

RTM ENGINEERING

(SUPPORTING HOUSTON ENGINEERING)

HOUSTON engineering, inc.

ENGINEER OF RECORD

PRESENTATION TEAM



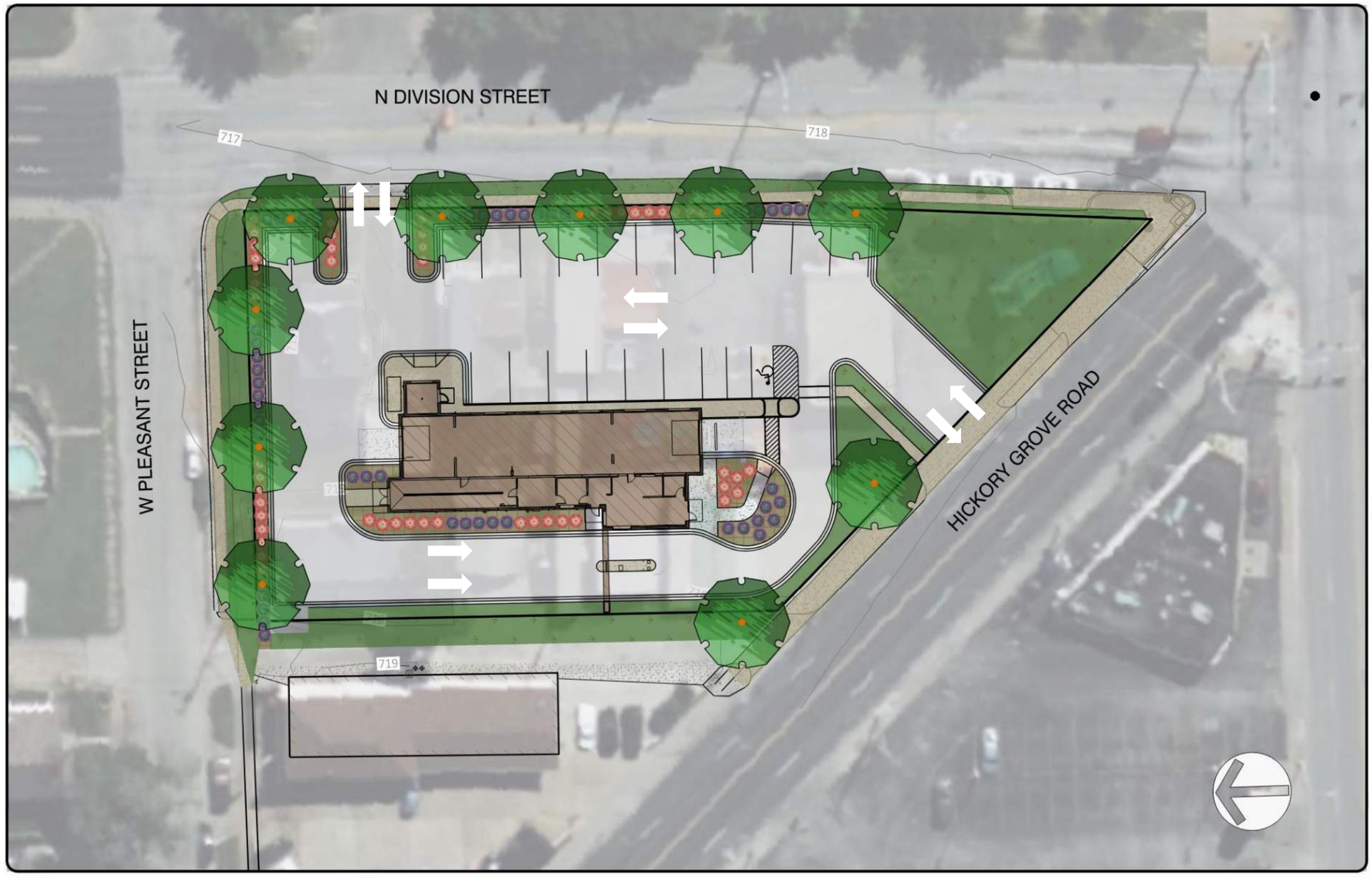
LOCATION MAP



REZONING EXHIBIT



ALLEY VACATION EXHIBIT


N DIVISION STREET
W PLEASANT STREET
HICKORY GROVE ROAD
717
718
719

SITE PLAN



1 **3D View 1**
Scale:



2 **3D View 2**
Scale:

ARCHITECTURAL PERSPECTIVE





PROJECT EXAMPLES





PROJECT EXAMPLES

QUESTIONS?

Neighborhood Meeting Attendance List

Date: 2/16/23 Time: 5pm Location: Johnson School 1730 Wilkes Avenue

Case: REZ 23-01

The purpose of this meeting is to provide an **informal setting to allow courteous discussion** between the developer and adjacent owners, and to answer any questions and concerns about the proposed action. This meeting does not replace the Public Hearing.

	NAME	EMAIL:	PHONE: (optional)	ADDRESS (as shown on the notice map)
1	Bob Ingram	Bingram58@gmail	563.349.0341	
2	Alderman Robby Ortiz	Robby.Ortiz@davenportiowa.com	(563) 343-5993	
3	matt werderitch	planning@davenportiowa.com	563-888-2221	
4	Maggie Motto	RTM Engineering	Maggiemotto@rtmec.com	563-676-7355
5	Tom Dalton	TDALTON@RVHL COMMERCIAL.com	5635291752	
6	Scott Wallick	WallicksAuto@yahoo.com	324-3824	
7	Thomas Pilcher	TPS@LAC6MAIL.com	5635281415	
8	Connor von Hecke	Cvonhecke@gicias.com	563-424-8642	
9	Joe Van Hecke	info@jumpinjoeys.com	563-528-3000	
10	Brandon Bra	dtpawnshop@gmail.com	563-499-4443	
11	Lynn Pilcher	viptransportation65@gmail.com	563-528-1414	
12	Lisa Palmer	ldpalmer1968@gmail.com	563-528-1413	
13				
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SENT BY	John J Corelis (john.corelis@gmail.com)
MESSAGE FROM SENDER	Re: Case REZ23-01 and ROW23-01 I am the managing partner of 1724 Building, LLC located at 1724 West Locust Street and 1902 1904 North Division Davenport, Iowa adjacent to the real estate at 1711 W. Pleasant Street, 1930 & 1934 Division Street Davenport, Iowa which is subject to a rezoning request and the alley vacation. 1724 Building, LLC is in favor of the City granting the rezoning request and alley vacation and in total support of seeing this property sold and redeveloped into a car wash. Rezoning the residentially zoned portion of the block makes a lot of sense and combining lots makes sense as will be allow the existing tracts to be cleaned up and put into a new use that will enhance the neighborhood. Traffic flow will benefit and the use will be an enhancement to the existing businesses on my property. Thank you for considering this request and ask that the granting of the rezoning be expedited. John J Corelis 1724 Building LLC Owner and Managing Member
SHARED ON	16-February-2023 01:26 PM PDT

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Adobe, 345 Park Ave., San Jose, CA 95110 USA

Werderitch, Matt

From: Rick Vesole <rvesole@gmail.com>
Sent: Tuesday, February 14, 2023 7:51 PM
To: Planning
Subject: [EXT] Rezoning request for 1711 W. Pleasant St, 1930 & 1934 Division St and alley vacation

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Green Category

ATTENTION: This is an external email.

Re: Case REZ23-01 and ROW23-01

Even though I am an interested party for this zoning request and alley vacation, I thought I would submit this email to let you know that I support both applications.

In addition, it seems to make sense that the 3 residential zoned properties should be zoned commercial, since all the other parcels in that block are zoned C-1 or C2, and since the adjacent properties to the east, south and southwest are also C-2. To keep the block part residential and part commercial doesn't make sense to me.

Also, I see no reason not to vacate the alley - with the triangular shape of that block, it makes sense to eliminate the alley cutting though it, and it would probably be safer for the traffic on Hickory Grove and W. Pleasant St . to not have the alley cutting through.

Thank you

Richard Vesole
for Richard I. Vesole 401(k) Profit Sharing Plan an First Financial Group, L.C.

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
4/12/2023

Subject:
First Consideration: Ordinance providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same. [All Wards]

STAFF RECOMMENDS SUSPENSION OF THE RULES AND PASSAGE OF SECOND AND THIRD CONSIDERATIONS.

i. Motion for suspension of the rules.

ii. Passage of second and third considerations.

Recommendation:
Adopt the Ordinance.

Background:
On June 15, 2022, the City held a Public Hearing on the issuance of General Obligation Bonds in an amount not-to-exceed $45,000,000. Proceeds of these bonds are to finance the FY 2023 Capital Improvement Program. The bond sale date is scheduled for Wednesday, April 12, 2023.

Bond ratings have been sought from Moody's and Standard & Poor's (S&P). Moody's upgraded the City's rating to a Aa2, and S&P reaffirmed the City's AA rating.

At the April 12, 2023 City Council meeting, staff will update the City Council on the result of the bond sale and provide a recommendation to amend and replace this ordinance to include the name of the winning firm and the true interest costs of the borrowing. It is recommended that the Ordinance be approved on first consideration to facilitate the closing of the bond sale.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	3/27/2023 - 5:00 PM
Finance Committee	Merritt, Mallory	Approved	3/27/2023 - 5:00 PM
City Clerk	Admin, Default	Approved	3/29/2023 - 1:14 PM

March 22, 2023

Via Email
Mallory Merritt
CFO/Assistant City Administrator
City Hall
Davenport, Iowa

Re: General Obligation Corporate Bonds, Series 2023
Our File No. 629872-92

Dear Mallory:

We have prepared and attach near-final proceedings to be used at the April 12, 2023 City Council meeting to enable the Council to adopt the ordinance (the "Ordinance") reflecting the sale of General Obligation Corporate Bonds, Series 2023 (the "Bonds") and providing for the issuance of the Bonds. The Ordinance will be updated with the final numbers and Purchaser when the sale has been conducted.

The proceedings attached include the following items:

1. Minutes of the meeting reporting the bids received for the Bonds, followed by the Ordinance awarding and issuing the Bonds.

The blanks in the form of Bond, the form of Certificate of Authentication and the form of Assignment included as part of the Ordinance should not be completed or executed.

2. Attestation Certificate with respect to the validity of the transcript.

3. County Filing Certificate. A certified copy of the Ordinance must be filed with the Scott County Auditor, and we have prepared a certificate to be signed by the Auditor relating to the filing of a certified copy of the Ordinance in that office.

As provided in this Ordinance, beginning in the 2023-2024 fiscal year, the County Auditor will have a mandatory duty to make a levy of taxes to pay principal of and interest on the Bonds unless the City's budget each year affirmatively shows that the tax should not be levied because other funds will be applied to the payment of the Bonds for that budget year. To the extent the City determines that property tax levies will be needed for payment in any year, the tax levy amounts needed must be certified for that year in the City's budget as part of the Debt Service Fund, and the funds derived from sources other than taxes must be shown on the appropriate budget document.

4. Publication Certificate. Once the Ordinance has been adopted, it must be published. Please print an extra copy of the Ordinance for that purpose.

As these proceedings are completed, please return one fully executed copy to our office.

We are also attaching a Continuing Disclosure Certificate for the Deputy City Clerk and Mayor to sign after the adoption of the ordinance. Please retain one executed copy for the City's records and return one copy to us via email as it is available.

If you have any questions, please contact Erin Regan or me.

Best regards,

John P. Danos

Attachments

cc: Brian Krup
Jon Burmeister

SALE AND ISSUANCE OF GENERAL OBLIGATION CORPORATE BONDS, SERIES 2023

629872-92

Davenport, Iowa

April 12, 2023

The City Council of the City of Davenport, Iowa met pursuant to law and the rules of the City Council on April 12, 2023, at 5:30 p.m., at the Council Chambers, City Hall, Davenport, Iowa. The meeting was called to order and upon the roll being called there were present the Mayor, presiding, and the following named Aldermen:

Present: _____

_____

Absent: _____.

This being the time and place fixed for the consideration of proposals for the purchase of the City's General Obligation Corporate Bonds, Series 2023, it was announced that sealed bids had been received and canvassed on behalf of the City, and such bids were then placed on file and the substance of such sealed bids was noted in the minutes, as follows:

Name and Address of Bidder	Final Bid (interest cost)

(ATTACH BID TABULATION)

Alderman _____, on behalf of the Ordinance Committee, introduced a proposed ordinance entitled, "An Ordinance providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same," and moved its adoption, seconded by Alderman _____.

The Mayor put the question on the motion and the roll being called, the following named Aldermen voted:

Ayes: _____

_____

Nays: _____.

The Mayor declared the motion duly carried and the ordinance initially adopted.

It was then moved by Alderman _____ to suspend the requirement that certain ordinances be considered and voted on for passage at two Council meetings prior to the meeting at which they are finally passed and that this ordinance be now placed on its final consideration. The motion was seconded by Alderman _____. The Mayor put the question upon the motion and, the roll being called, the following named Aldermen voted:

Ayes: _____

_____

Nays: _____.

The Mayor declared the motion duly carried and said ordinance was placed on its final consideration. Alderman _____ moved that the said ordinance be adopted; seconded by Alderman _____. After due consideration the Mayor put the question on the adoption of the ordinance and, the roll being called, the following named Aldermen voted:

Ayes: _____

Nays: _____.

The Mayor declared the ordinance finally adopted and signed approval thereto.

• • • •

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

_____
Mayor

Attest:

_____
Deputy City Clerk

ORDINANCE NO. _____

An Ordinance providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same

WHEREAS, the City of Davenport (the "City"), in Scott County, Iowa, in the performance of its corporate functions as prescribed by the laws of the State of Iowa and the Charter of the City, and pursuant to notice duly published and a hearing held thereon on June 15, 2022, has proposed that it is in the best interest of the City that not to exceed $45,000,000 General Obligation Bonds be authorized by the City to provide funds to pay costs in connection with making improvements to sanitary sewers, streets, street lighting, signage and signalization, streetscapes, sidewalks and paths, the municipal airport, municipal buildings and facilities, and municipal parks; acquiring and maintaining vehicles and/or equipment for municipal parks, streets, public safety department, solid waste collection, and the municipal library; repair and maintenance of bridges; information technology improvements; municipal housing projects; and current refunding (the "Refunding") the City's outstanding $17,715,000 General Obligation Corporate Bonds, Series 2015, dated May 10, 2015; and

WHEREAS, a preliminary official statement (the "Preliminary Official Statement") has been prepared in connection with the sale of the General Obligation Corporate Bonds, Series 2023 (the "Series 2023 Bonds"), and the City Council has made provision for the approval of the Preliminary Official Statement and has authorized its use by PFM Financial Advisors LLC (the "Financial Advisor"), as municipal financial advisor to the City; and

WHEREAS, in order to pay the costs of the purposes set forth above except for the Refunding, sealed bids for the purchase of the Series 2023 Bonds were received and canvassed on behalf of the City; and

WHEREAS, the Financial Advisor has reported that, upon review of all bids received for the purchase of the Series 2023 Bonds, the bid of _____, _____, _____ (the "Purchaser") proposes the lowest interest cost to the City and the City should issue the Series 2023 Bonds in the principal amount of $35,155,000; and

WHEREAS, it is necessary at this time to award the Series 2023 Bonds to the Purchaser and to adopt an ordinance to provide for the principal amount, interest rates and other terms of issuance of the Series 2023 Bonds and the levy of taxes to pay the same;

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

Section 1. The bid referred to in the preamble hereof is hereby accepted, and the Series 2023 Bonds are hereby awarded to the Purchaser at the price specified in such bid, together with accrued interest.

Section 2. The form of agreement of sale of the Series 2023 Bonds is hereby approved, and the Mayor and Deputy City Clerk are hereby authorized to execute the same for and on behalf of the City.

Section 3. The Series 2023 Bonds, dated May 10, 2023, in the denomination of $5,000 each or any integral multiple thereof, are hereby authorized to be issued in the aggregate principal amount of $35,155,000, and shall mature on June 1 in each of the years, in the respective principal amounts and bear interest at the respective rates, as follows:

Year	Principal Amount	Interest Rate Per Annum	Year	Principal Amount	Interest Rate Per Annum
2024	$9,955,000	_____%	2032	$1,665,000	_____%
2025	$1,640,000	_____%	2033	$1,750,000	_____%
2026	$1,710,000	_____%	2034	$1,835,000	_____%
2027	$1,790,000	_____%	2035	$1,935,000	_____%
2028	$1,875,000	_____%	2036	$2,040,000	_____%
2029	$1,440,000	_____%	2037	$2,155,000	_____%
2030	$1,510,000	_____%	2038	$2,275,000	_____%
2031	$1,580,000	_____%			

Section 4. The CFO/Assistant City Administrator is hereby designated as the Bond Registrar and Paying Agent for the Series 2023 Bonds and may be hereinafter referred to as the "Bond Registrar" or the "Paying Agent".

All of the interest on the Series 2023 Bonds is payable semiannually on the first day of June and December in each year, commencing December 1, 2023. Payment of interest on the Series 2023 Bonds shall be made in lawful money of the United States of America to the registered owners appearing on the bond registration books of the City at the close of business on the fifteenth day of the month next preceding the interest payment date and shall be paid to the registered owners at the addresses shown on such registration books. Principal of the Series 2023 Bonds shall be payable in lawful money of the United States of America to the registered owners or their legal representatives upon presentation and surrender of the Series 2023 Bond or Bonds at the office of the Paying Agent.

The City reserves the right to call for redemption prior to maturity the Series 2023 Bonds maturing in the years 2032 to 2038, inclusive, in whole or from time to time in part, in one or more units of $5,000, on June 1, 2031, or on any date thereafter prior to and in any order of maturity (and within a maturity by lot), upon terms of par and accrued interest. If less than all of the Series 2023 Bonds of any like maturity are to be redeemed, the particular part of those Series 2023 Bonds to be redeemed shall be selected by the Registrar by lot. The Series 2023 Bonds may be called in part in one or more units of $5,000.

If less than the entire principal amount of any Series 2023 Bond in a denomination of more than $5,000 is to be redeemed, the Registrar will issue and deliver to the registered owner thereof, upon surrender of such original Series 2023 Bond, a new bond or bonds, in any authorized denomination, in a total aggregate principal amount equal to the unredeemed balance of the original Series 2023 Bond. Notice of such redemption as aforesaid identifying the bond or bonds (or portion thereof) to be redeemed shall be sent by electronic means or mailed by

certified mail to the registered owners thereof at the addresses shown on the City's registration books not less than 30 days prior to such redemption date. Any notice of redemption may contain a statement that the redemption is conditioned upon the receipt by the Paying Agent of funds on or before the date fixed for redemption sufficient to pay the redemption price of the Series 2023 Bonds so called for redemption, and that if funds are not available, such redemption shall be cancelled by written notice to the owners of the Series 2023 Bonds called for redemption in the same manner as the original redemption notice was sent. All of such Series 2023 Bonds as to which the City reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given and for the redemption of which funds are duly provided, shall cease to bear interest on the redemption date.

The Series 2023 Bonds shall be executed on behalf of the City with the official manual or facsimile signature of the Mayor and attested with the official manual or facsimile signature of the Deputy City Clerk, and shall be fully registered bonds without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Series 2023 Bonds shall cease to be such officer before the delivery of the Series 2023 Bonds, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if he or she had remained in office until delivery.

The Series 2023 Bonds shall be fully registered as to principal and interest in the names of the owners on the registration books of the City kept by the Bond Registrar. Each Series 2023 Bond shall be transferable only upon the registration books of the City upon presentation to the Bond Registrar, together with either a written instrument of transfer satisfactory to the Bond Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of the owners of the Series 2023 Bonds shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

The Series 2023 Bonds shall not be valid or become obligatory for any purpose until the Certificate of Authentication thereon shall have been signed by the Bond Registrar.

Section 5. Notwithstanding anything above to the contrary, the Series 2023 Bonds shall be issued initially as Depository Bonds, with one fully registered Series 2023 Bond for each maturity date, in aggregate principal amounts equal to the amount of principal maturing on each such date, and registered in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York ("DTC"). On original issue, the Series 2023 Bonds shall be deposited with DTC for the purpose of maintaining a book-entry system for recording the ownership interests of its participants and the transfer of those interests among its participants (the "Participants"). In the event that DTC determines not to continue to act as securities depository for the Series 2023 Bonds or the City determines not to continue the book-entry system for recording ownership interests in the Series 2023 Bonds with DTC, the City will discontinue the book-entry system with DTC. If the City does not select another qualified securities depository to replace DTC (or a successor depository) in order to continue a book-entry system, the City will register and deliver replacement bonds in the form of fully registered certificates, in authorized denominations of $5,000 or integral multiples of $5,000, in accordance with instructions from Cede & Co., as nominee for DTC. In the event that the City identifies a qualified securities depository to replace DTC, the City will register and deliver replacement

bonds, fully registered in the name of such depository, or its nominee, in the denominations as set forth above, as reduced from time to time prior to maturity in connection with redemptions or retirements by call or payment, and in such event, such depository will then maintain the book-entry system for recording ownership interests in the Series 2023 Bonds.

Ownership interest in the Series 2023 Bonds may be purchased by or through Participants. Such Participants and the persons for whom they acquire interests in the Series 2023 Bonds as nominees will not receive certificated Series 2023 Bonds, but each such Participant will receive a credit balance in the records of DTC in the amount of such Participant's interest in the Series 2023 Bonds, which will be confirmed in accordance with DTC's standard procedures. Each such person for which a Participant has an interest in the Series 2023 Bonds, as nominee, may desire to make arrangements with such Participant to have all notices of redemption or other communications of the City to DTC, which may affect such person, forwarded in writing by such Participant and to have notification made of all interest payments.

The City will have no responsibility or obligation to such Participants or the persons for whom they act as nominees with respect to payment to or providing of notice for such Participants or the persons for which they act as nominees.

As used herein, the term "Beneficial Owner" shall hereinafter be deemed to include the person for which the Participant acquires an interest in the Series 2023 Bonds.

DTC will receive payments from the City, to be remitted by DTC to the Participants for subsequent disbursement to the Beneficial Owners. The ownership interest of each Beneficial Owner in the Series 2023 Bonds will be recorded on the records of the Participants whose ownership interest will be recorded on a computerized book-entry system kept by DTC.

When reference is made to any action which is required or permitted to be taken by the Beneficial Owners, such reference shall only relate to those permitted to act (by statute, regulation or otherwise) on behalf of such Beneficial Owners for such purposes. When notices are given, they shall be sent by the City to DTC, and DTC shall forward (or cause to be forwarded) the notices to the Participants so that the Participants can forward the same to the Beneficial Owners.

Beneficial Owners will receive written confirmations of their purchases from the Participants acting on behalf of the Beneficial Owners detailing the terms of the Series 2023 Bonds acquired. Transfers of ownership interest in the Series 2023 Bonds will be accomplished by book entries made by DTC and the Participants who act on behalf of the Beneficial Owners. Beneficial Owners will not receive certificates representing their ownership interest in the Series 2023 Bonds, except as specifically provided herein. Interest and principal will be paid when due by the City to DTC, then paid by DTC to the Participants and thereafter paid by the Participants to the Beneficial Owners.

Section 6. The form of the Series 2023 Bonds shall be substantially as follows:

(Form of Series 2023 Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
COUNTY OF SCOTT
CITY OF DAVENPORT

GENERAL OBLIGATION CORPORATE BOND, SERIES 2023

No. ____ $_____

RATE	MATURITY DATE	BOND DATE	CUSIP
_____%	May 10, 2023	_____	238388-___

The City of Davenport (the "City"), in Scott County, State of Iowa, for value received, promises to pay on the maturity date of this Bond to

Cede & Co.
New York, New York

or registered assigns, the principal sum of

DOLLARS

in lawful money of the United States of America upon presentation and surrender of this Bond at the office of the CFO/Assistant City Administrator, Davenport, Iowa (hereinafter referred to as the "Bond Registrar" or the "Paying Agent"), with interest on said sum, until paid, at the rate per annum specified above from the date of this Bond, or from the most recent interest payment date on which interest has been paid, on June 1 and December 1 of each year, commencing December 1, 2023. Interest on this Bond is payable to the registered owner appearing on the bond registration books of the City at the close of business on the fifteenth day of the month next preceding the interest payment date and shall be paid to the registered owner at the address shown on such registration books.

This Bond shall not be valid or become obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Bond Registrar.

This Bond is one of a duly authorized series of General Obligation Corporate Bonds, Series 2023 (the "Series 2023 Bonds"), issued by the City in the aggregate principal amount of $35,155,000, pursuant to and in strict compliance with the laws of the State of Iowa and the special Charter of the City, and all laws amendatory thereof and supplementary thereto, and in conformity with an ordinance (the "Ordinance") adopted by the City Council of the City providing for the issuance of the Series 2023 Bonds and for the levy of taxes to pay the same for the purpose of paying costs in connection with various improvements and projects in the City.

The City reserves the right to prepay part or all of the principal of the Series 2023 Bonds maturing in each of the years 2032 to 2038, inclusive, prior to and in any order of maturity on June 1, 2031, or on any date thereafter upon terms of par and accrued interest. If less than all of the Series 2023 Bonds of any like maturity are to be redeemed, the particular part of those Series 2023 Bonds to be redeemed shall be selected by the Registrar by lot. The Series 2023 Bonds may be called in part in one or more units of $5,000. If less than the entire principal amount of any Series 2023 Bond in a denomination of more than $5,000 is to be redeemed, the Registrar will issue and deliver to the registered owner thereof, upon surrender of such original Series 2023 Bond, a new bond or bonds, in any authorized denomination, in a total aggregate principal amount equal to the unredeemed balance of the original Series 2023 Bond. Notice of such redemption as aforesaid identifying the bond or bonds (or portion thereof) to be redeemed shall be sent by electronic means or by certified mail to the registered owners thereof at the addresses shown on the City's registration books not less than 30 days prior to such redemption date. All of such Series 2023 Bonds as to which the City reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given and for the redemption of which funds are duly provided, shall cease to bear interest on the redemption date.

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

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

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa to exist, to be had, to be done or to be performed precedent to and in the issue of this Bond were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the City for the payment of the principal of and interest on this Bond as the same will respectively become due; and that the total indebtedness of the City, including this Bond, does not exceed any constitutional, statutory or Charter limitations or provisions.

IN TESTIMONY WHEREOF, the City of Davenport, Iowa, by its City Council, has caused this Bond to be executed with the duly authorized facsimile signature of its Mayor and attested with the duly authorized facsimile signature of its Deputy City Clerk, all as of May 10, 2023.

CITY OF DAVENPORT, IOWA

By (DO NOT SIGN)
Mayor

Attest:

(DO NOT SIGN)
Deputy City Clerk

Registration Date: (Registration Date)

BOND REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is one of the Series 2023 Bonds described in the within-mentioned Ordinance.

By (DO NOT SIGN)
CFO/Assistant City Administrator

ABBREVIATIONS

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

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

ASSIGNMENT

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

_____

(Please print or type name and address of Assignee)

_____

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

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

Dated: _____

Signature guaranteed:

_____
_____
_____

(Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signatures to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.)

_____

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

Section 7. The Series 2023 Bonds shall be executed as herein provided as soon after the adoption of this ordinance as may be possible, and thereupon they shall be delivered to the Bond Registrar for registration, authentication and delivery to or upon the order of the Purchaser, upon confirmation of receipt by the Bond Registrar of the purchase price thereof, with accrued interest thereon, and all action heretofore taken in connection with the sale and award of the Series 2023 Bonds is hereby ratified and confirmed in all respects. The proceeds from the sale of the 2023 Bonds shall be used for the purposes identified in the preamble hereof, including the payment of costs of issuance of said Bonds.

Section 8. As required by Chapter 76 of the Code of Iowa, and for the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the interest on the Series 2023 Bonds as it falls due on December 1, 2023, and on each interest payment date thereafter to maturity, and also to pay and discharge the principal thereof at maturity, there is hereby ordered levied on all the taxable property in the City in each of the years while the Series 2023 Bonds or any of them are outstanding, a tax sufficient for that purpose, and in furtherance of this provision, but not in limitation thereof, there is hereby levied on all the taxable property in the City the following direct annual tax for collection in each of the following fiscal years, to-wit:

For collection in the fiscal year beginning July 1, 2023,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2024,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2025,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2026,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2027,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2028,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2029,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2030,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2031,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2032,
sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2033, sufficient to produce the net annual sum of $___ ____;

For collection in the fiscal year beginning July 1, 2034, sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2035, sufficient to produce the net annual sum of $_____;

For collection in the fiscal year beginning July 1, 2036, sufficient to produce the net annual sum of $_____; and

For collection in the fiscal year beginning July 1, 2037, sufficient to produce the net annual sum of $_____.

Section 9. A certified copy of this ordinance shall be filed with the County Auditor of Scott County, and the County Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the City and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the City and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Series 2023 Bonds hereby authorized and for no other purposes whatsoever. The amounts received by the City as accrued interest shall be deposited into such special account and used to pay interest due on the Series 2023 Bonds on the first interest payment date.

Section 10. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds in the sum thus advanced.

Section 11. The City has heretofore determined that certain revenues from special funds shall be available for retirement of that portion of the Series 2023 Bonds utilized to defray the costs of certain projects related to such funds. Therefore, such funds may be employed and used to the extent available from year to year for the payment of that portion of the principal of and interest on the Series 2023 Bonds which is applicable to that portion of the total Series 2023 Bond issue applicable to such fund. Each year while any of said Series 2023 Bonds remain outstanding and unpaid, such of said available funds in amounts sufficient to meet the interest on that portion of the Series 2023 Bonds applicable to such fund and to pay the principal becoming due on such portion of the Series 2023 Bonds during each year may be used for that purpose, in accordance with the Series 2023 Bond Financing Plan on file with the CFO/Assistant City Administrator, and in that event, the tax hereinbefore provided for the payment of such interest and principal may be reduced by the amount so used. The Deputy City Clerk is hereby authorized and directed to certify to the County Auditor of Scott County as to the remission or reduction of said ad valorem tax so that said tax, to the extent such fund is actually available and set aside for such purpose, shall not be extended or entered upon the tax rolls for collection.

It is hereby declared to be the purpose and intent of the City to issue the Series 2023 Bonds hereby authorized as general municipal obligations, but at the same time permitting the

use of such funds for the payment of the principal of and interest on that portion of the Series 2023 Bonds issued with respect to such funds.

Section 12. All funds held in any fund or account created or required to be maintained under the terms of this ordinance shall be deposited in lawful depositories of the City or invested in accordance with Chapters 12B and 12C of the Code of Iowa and continuously held and secured as provided by the laws of the State of Iowa relating to the depositing, securing, holding and investing of public funds, or as may be otherwise required to comply with the rebate provisions of the Internal Revenue Code.

All interest received by the City as a result of investments under this section in excess of the amount, if any, required to be paid to the United States Government in order to comply with the rebate provisions of the Internal Revenue Code, shall be deposited into or transferred to the Debt Service Fund subaccount referred to herein and used solely and only for the purpose of paying principal of and/or interest on the Series 2023 Bonds. The City hereby covenants and agrees that no such investment shall ever be made so as to cause the interest on the Series 2023 Bonds to become taxable as "arbitrage bonds" pursuant to the provisions of Section 148 of the Internal Revenue Code.

Section 13. The Securities and Exchange Commission (the "SEC") has promulgated certain amendments to Rule 15c2-12 under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) (the "Rule") that make it unlawful for an underwriter to participate in the primary offering of municipal securities in a principal amount of $1,000,000 or more unless, before submitting a bid or entering into a purchase contract for such securities, it has reasonably determined that the issuer or an obligated person has undertaken in writing for the benefit of the holders of such securities to provide certain disclosure information to prescribed information repositories on a continuing basis so long as such securities are outstanding.

On the date of issuance and delivery of the Series 2023 Bonds, the City will execute and deliver a Continuing Disclosure Certificate pursuant to which the City will undertake to comply with the Rule. The City covenants and agrees that it will comply with and carry out the provisions of the Continuing Disclosure Certificate. Any and all of the officers of the City are hereby authorized and directed to take any and all actions as may be necessary to comply with the Rule and the Continuing Disclosure Certificate.

Section 14. It is the intention of the City that interest on the Series 2023 Bonds be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof the City covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Series 2023 Bonds will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the City are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

Section 15. All ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved April 12, 2023.

_____
Mayor

Attest:

_____
Deputy City Clerk

Published on the _____ day of _____, 2023.

_____
Deputy City Clerk

ATTESTATION CERTIFICATE

STATE OF IOWA
COUNTY OF SCOTT SS:
CITY OF DAVENPORT

I, the undersigned, Deputy City Clerk of the City of Davenport, Iowa, do hereby certify that attached hereto is a true, correct and complete transcript of the minutes of the meeting of the City Council related to the adoption of an ordinance providing for the sale and issuance of the City's General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same, including a true and correct copy of such ordinance.

WITNESS MY HAND this _____ day of _____, 2023.

_____
Deputy City Clerk

COUNTY FILING CERTIFICATE

STATE OF IOWA

SS:

COUNTY OF SCOTT

I, the undersigned, County Auditor of Scott County, do hereby certify that the Deputy City Clerk of the City of Davenport, Iowa, certified and delivered to me a complete copy of an ordinance of that municipality adopted by the City Council thereof on April 12, 2023, providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same, and that I have duly placed said copy of the ordinance on file in my records.

I further certify that the taxes provided for in the ordinance will, in due time, manner and season, be entered on the State and County tax lists of the County for collection in each fiscal year as provided in the said ordinance.

WITNESS MY HAND this _____ day of _____, 2023.

_____
County Auditor

PUBLICATION CERTIFICATE

STATE OF IOWA
COUNTY OF SCOTT SS:
CITY OF DAVENPORT

I, the undersigned, Deputy City Clerk of the City of Davenport, Iowa, do hereby certify that an ordinance providing for the sale and issuance of $35,155,000 General Obligation Corporate Bonds, Series 2023, and for the levy of taxes to pay the same, of which the printed slip attached to the publisher's affidavit hereto attached is a true and complete copy, was published on the date and in the newspaper specified in such affidavit, which newspaper has a general circulation in the City.

WITNESS MY HAND this _____ day of _____, 2023.

_____
Deputy City Clerk

(Attach hereto publisher's affidavit of publication with a clipping of the ordinance as published)

City of Davenport

Department: Public Safety
Contact Info: Gary Statz | 563-326-7754

Action / Date
4/12/2023

Subject:
Third Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding 6th Street along the south side from 75 feet east of Ripley Street, east 80 feet thereto. [Ward 3]

Recommendation:
Adopt the Ordinance.

Background:
The resident at 321 West 6th Street is having issues with the residents in the adjacent apartment building. The apartment does have some off-street parking available in back but it is more convenient for residents to park on the street. The home does have a driveway but no garage. The apartment residents often take up the parking in front of the home and block the driveway. Numerous calls have been made to the Police Department to clear room in front of the driveway and it has been decided to try a resident parking only zone to see if that will help.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	2/22/2023 - 2:21 PM
Public Works Committee	Moses, Trish	Approved	2/22/2023 - 2:21 PM
City Clerk	Admin, Default	Approved	2/23/2023 - 4:40 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE XI RESIDENT PARKING ONLY OF CHAPTER 10.96 ENTITLED "SCHEDULES" BY ADDING 6TH STREET ALONG THE SOUTH SIDE FROM 75 FEET EAST OF RIPLEY STREET, EAST 80 FEET THERETO.

Section 1. That Schedule XI Resident Parking Only of Chapter 10.95 entitled "Schedules" of the Municipal Code of Davenport, Iowa be and the same is hereby amended by adding the following:

6th Street along the south side from 75 feet east of Ripley Street, east 80 feet.

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

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

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

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____
Mike Matson
Mayor

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Safety
Contact Info: Gary Statz | 563-326-7754

Action / Date
4/12/2023

Subject:
Third Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled “Schedules” by adding Bridge Avenue along the frontage of 1032 Bridge Avenue thereto. [Ward 5]

Recommendation:
Adopt the Ordinance.

Background:
The resident at 1032 Bridge Avenue lives across the street from a large apartment complex. There is 90-degree parking along the north side of the apartment buildings but residents will often park on Bridge Avenue if it is closer to their apartment doors. The parking in front of 1032 Bridge is often occupied by these residents and it is believed that a resident parking only zone in front of this home will help take care of this problem. The zone will be 50 feet long.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	2/22/2023 - 2:20 PM
Public Works Committee	Moses, Trish	Approved	2/22/2023 - 2:21 PM
City Clerk	Admin, Default	Approved	2/23/2023 - 4:41 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE XI RESIDENT PARKING ONLY OF CHAPTER 10.96 ENTITLED "SCHEDULES" BY ADDING BRIDGE AVENUE ALONG THE FRONTAGE OF 1032 BRIDGE AVENUE THERETO.

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

Bridge Avenue along the frontage of 1032 Bridge Avenue.

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

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

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

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Safety
Contact Info: Gary Statz | 563-326-7754

Action / Date
4/12/2023

Subject:
Second Consideration: Ordinance amending Schedule I Snow Routes of Chapter 10.96 entitled "Schedules" by deleting various streets throughout the city therefrom. [Wards 1, 3, & 8]

Recommendation:
Adopt the Ordinance.

Background:
The following streets are being proposed for removal as snow routes:

- Beiderbecke Drive from Marquette Street to Brady Street
- Research Drive from Research Parkway to the dead end
- Johnson Avenue from Fairmount Street to Gayman Avenue
- Gayman Avenue from Johnson Avenue to Rockingham Road
- Belle Avenue from 57th Street to 58th Street
- Heather Avenue from 57th Street to 58th Street
- 57th Street from Belle Avenue to Heather Avenue

Beiderbecke Drive no longer needs to be a snow route because there aren't activities along that corridor that would require the street to be plowed sooner than other streets. All of the other streets are very close to other snow routes so the people who live or work on those streets are within a block of another snow route.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Admin, Default	Approved	3/10/2023 - 10:43 AM

ORDINANCE NO. _____

ORDINANCE AMENDING SCHEDULE I SNOW ROUTES OF CHAPTER 10.96 ENTITLED "SCHEDULES" BY DELETING VARIOUS STREETS THROUGHOUT THE CITY THEREFROM.

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

Section 1. That Schedule I Snow Routes of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa be and the same is hereby amended by deleting the following:

Beiderbecke Drive from Marquette Street to Brady Street
Research Drive from Research Parkway to the dead end
Johnson Avenue from Fairmount Street to Gayman Avenue
Gayman Avenue from Johnson Avenue to Rockingham Road
Belle Avenue from 57th Street to 58th Street
Heather Avenue from 57th Street to 58th Street
57th Street from Belle Avenue to Heather Avenue

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

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

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

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____	_____
Mike Matson	Brian Krup
Mayor	Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
4/12/2023

Subject:
First Consideration: Ordinance amending Chapter 5.10 entitled "Alcoholic Beverage Control" by repealing the current Chapter 5.10 and enacting a new Chapter 5.10 entitled "Alcoholic Beverage Control" in its place. [All Wards]

Recommendation:
Adopt the Ordinance.

Background:
The State of Iowa recently passed Senate File 2374, which updated the alcoholic beverage control and licensing structure by reducing the license classifications, introducing auto-renewals, eliminating 6-month licenses, and allowing Sunday sales at no additional cost.

The Finance Department is updating Chapter 5.10 to incorporate these changes with minimal impact to business owners and build on some of the process improvements incorporated in the past year.

The major amendments are summarized as:

1. Class E licenses participating in automatic renewal will not be processed by local authority.

2. Licenses being reclassified due to SF2374 at an equivalent classification may be administratively approved.

3. Time-sensitive applications may be administratively approved in an interim period if a City Council meeting is cancelled. The application will be placed on the succeeding agenda for ratification.

4. Incomplete renewal applications may be administratively denied 70 days past the expiration of the license if all requirements are not met.

5. Clarifies that City Council may revoke an outdoor service area if warranted.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Admin, Default	Approved	3/31/2023 - 1:49 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 5.10 ENTITLED "ALCOHOLIC BEVERAGE CONTROL" BY REPEALING THE CURRENT CHAPTER 5.10 AND ENACTING A NEW CHAPTER 5.10 ENTITLED "ALCOHOLIC BEVERAGE CONTROL" IN ITS PLACE.

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

Section 1. That Municipal Code Chapter 5.10 entitled "Alcoholic Beverage Control" is repealed and a new Municipal Code Chapter 5.10 entitled "Alcoholic Beverage Control" is enacted in its place to be read as follows:

Chapter 5.10. **ALCOHOLIC BEVERAGE CONTROL**

5.10.010. **Purpose.**

The purpose of this chapter is to provide administration of local regulations and procedures for the sale and consumption of beer, wine, and liquor, to protect the safety, morals, and general welfare of this community.

5.10.020. **Definitions.**

Where words and phrases used in this chapter are defined by state law, such definitions shall apply to their use in this chapter and are adopted by reference. Those definitions so adopted that need further definition or are reiterated, and other words and phrases used in this chapter, shall have the following meanings:

A. CARRY-OUT LIQUOR SALES ESTABLISHMENT – A retail establishment other than a grocery store or pharmacy for which a class "E" retail alcohol license has been issued that allows the sale of alcohol or alcoholic beverages in closed containers for off-premises consumption.

B. CLUB –A nonprofit corporation or association of individuals, which is the owner, lessee or occupant of a permanent building or part thereof, membership in which entails the prepayment of regular dues and is not operated for a profit other than such profits as would accrue to the entire membership.

C. COMMERCIAL ESTABLISHMENT – A place of business that is equipped with sufficient tables and seats to accommodate 25 persons at all times, and the licensed premises of which conform to the ordinances of this city.

D. CONVENIENCE STORE - A retail establishment of less than 4,500 square feet with less product selection than a grocery store, generally accessible hours, and often located alongside busy roads. A

convenience store may take the form of a retail store that has added gas to the list of goods it has to offer.

E. GROCERY STORE, SUPERMARKET, OR NEIGHBORHOOD MARKET –A retail establishment of at least 4,500 square feet that offers the sale of a wide variety of goods including, but not limited to, food products, pharmaceuticals, hygienic products, and other household products that are regularly used in the home by consumers. Consumers often place items in a shopping cart or basket. The principal business thereof shall consist of the sale of food and food products for consumption off the premises. To meet this standard, the sale of all other items, commodities, and materials shall be included with the volume of the sale of beer, wine, and liquor and shall not be equal to or exceed 50% of the total dollar volume of all sales made by the establishment.

F. HOTEL OR MOTEL – A premises licensed by the state department of inspections and appeals and regularly or seasonally kept open in a bona fide manner with 20 or more sleeping rooms for the lodging of transient guests, but does not include a facility licensed as a bed-and-breakfast.

G. LEGAL AGE – 21 years of age or more.

H. LICENSED PREMISES - All rooms, enclosures, contiguous areas, or places where alcoholic liquor, wine, or beer are sold or consumed under the authority of a retail alcohol license. A single premise may consist of multiple rooms, enclosures, areas, or places if they are within the confines of a single building or contiguous grounds.

I. PERSON OF GOOD MORAL CHARACTER – A person who meets all of the following requirements:

1. Has such financial standing and good reputation as will satisfy the City Council and the Iowa Alcoholic Beverages Division that the person will comply with the Iowa Alcoholic Beverage Control Act and all other applicable laws, ordinances, and applicable regulations.

2. Demonstrates financial responsibility. The city may consider factors including but not limited to the amount of financial support and operating funds and prompt payment of municipal utilities, services, licensing fees, and any administrative penalties.

3. Is not prohibited from obtaining a retail alcohol license by the provisions of this chapter.

4. Is a citizen of the United States and is a resident of Iowa or is incorporated to do business in the state. The corporation must be registered and in good standing with the Iowa Secretary of State’s office.

5. Has not been convicted of a felony. However, it may be determined that the person is of good moral character if the felony conviction occurred more than five years before the application for a license and if the Governor has restored the person's citizenship rights.

J. PHARMACY – A drugstore in which drugs and medicines are exposed for sale and sold at retail or in which prescriptions of licensed physicians, surgeons, dentists, or veterinarians are compounded and sold by a registered pharmacist.

K. PRIVATE PLACE - A location which, at the time alcoholic beverages are kept, dispensed, or consumed, meets the following criteria:

1. The general public cannot access the location and attendees are limited to bona fide social hosts and invited guests.

2. The location is commercial.

3. Goods or services are neither sold nor purchased at the location.

4. The location is not a licensed premise.

5. Fees, fares, tickets, donations, or charges are not made or required of the guests to enter the location.

L. PUBLIC PLACE - A place, building, or conveyance to which the public has or is permitted access.

M. PUBLIC OR PRIVATE ELEMENTARY OR SECONDARY SCHOOL – Schools approved or accredited under the state's department of education standards.

N. RESTAURANT - A retail establishment where the principal business sells food products for consumption on the premises. The volume of alcoholic beverages, tobacco sales, and nonfood product sales shall not be equal to or exceed 50% of the total dollar volume of sales made by the establishment.

5.10.030. **Eligibility.**

A person of legal age and good moral character may apply for a retail alcohol license upon meeting the requirements defined by state law and this chapter. Eligibility requirements shall apply to each officer, director, partner, or person who directly or indirectly owns, controls, or has an interest of 10% or more in the ownership, profits, or any class of stock.

5.10.040. **Conditions for approval.**

As a condition for City Council approval, a retail alcohol license applicant must give written consent on the application that fire, police, building, and health department members may enter the premises during business hours and without a warrant to inspect for violations of state law and this chapter. Specific conditions for approval are as follows:

A. A retail alcohol license shall not be approved for premises that do not conform to all applicable laws, ordinances, resolutions, and health and fire regulations.

B. No licensee shall have or maintain any interior access to residential or sleeping quarters unless permission is granted in the form of a living quarters permit.

C. A premises in which an on-premises retail alcohol license is held shall have sufficient tables and seats to accommodate twenty-five persons at one time.

D. Any premises for which a class "C" or "E" retail alcohol license is issued shall have a clear and unobstructed view into the premises through the entryway and any exterior windows from adjacent sidewalks, parking areas, streets, or other public areas at all times. Signage and merchandise displays shall be restricted in entryways and windows inside and outside the building to prevent obscured sight lines into the interior of the building. Window signage shall be located within seven feet above the interior floor level; exterior merchandise displays, supplies, and equipment shall not exceed the height of the cash register counter or exceed the height of the interior display racks or shelving, the top of which should be visible over the exterior display, supplies or equipment; interior merchandise displays shall not be located between the cash register counter area and the window facing the parking area.

5.10.060. **Classification of liquor control licenses.**

Liquor control licenses shall be classified as follows:

A. A class "B" retail alcohol license (LG) allows for the sale of beer and wine for off-premises consumption. Sales by the drink are not permitted. Allows wholesale sales to on-premises class "C", Special "C", "D", and "F" retail alcohol licensees but must have a TTB Federal Wholesale Basic Permit.

B. A special class "B" retail native wine license (WBN) allows for the sale of Iowa native wine for off-premises consumption. Sales by the drink are not permitted.

C. A class "C" retail alcohol license (LC) allows the sale of alcoholic liquor, wine, and beer by the drink for on-premises consumption and carry-out sales of liquor, wine, beer, and mixed drinks or cocktails. The license must be issued in the name of the individuals who own the entire business. A special class "C" retail alcohol license (BW) allows the sale of wine and beer for on-premises consumption and carry-out sales of wine and beer. The license issued to holders of a special class "C" license shall clearly state on its face that the license is limited.

D. A class "D" retail alcohol license (LD) allows a railway corporation, an air common carrier, and passenger-carrying boats or ships for hire with a capacity of 25 persons or more operating in inland or boundary waters to sell alcoholic liquor, wine, or beer to passengers for on-premises consumption. Only one license is required for all trains, watercraft, or aircraft operated in the state by the licensee.

E. A class "E" retail alcohol license (LE) allows the sale of alcoholic liquor, wine, and beer for off-premises consumption. Sales by the drink are not permitted.

F. A class "F" retail alcohol license (LF) allows non-profit clubs to sell alcoholic liquor, wine, and beer to bona fide club members and their guests only for on-premises consumption.

5.10.100. **Application and investigation.**

Upon receipt by the Revenue Division, an application will be reviewed by the Building, Zoning, Police, and Fire departments to determine eligibility based on the truth of facts provided in the application and compliance with city codes. The Police Department will investigate the record of calls for service at the premises and the criminal history of the applicant, owners, and officers. It is the duty of the Fire Department to inspect the premises for any safety concerns or fire hazards. Recommendations are provided by the reviewing departments to the Revenue Division upon completion.

Fees necessary to obtain a retail alcohol license shall be determined by state law and will be collected by the Iowa Alcoholic Beverages Division during the submission of the retail alcohol license application.

5.10.105. **Distance separation provisions.**

The distance limitation provisions of this section shall not apply to a renewal of an existing license, an application for temporary five-day licenses, nor shall they be used to an application for a new license at a location that held a valid license within six months before the filing of the latest application.

The provisions in subsections A and B shall not apply if a business meets the requirements of a grocery store, supermarket, neighborhood market, pharmacy, club, restaurant, or hotel or motel that offer restaurant services, as defined in chapter 5.10. The city may require a holder of a class "B", "C", or "E" retail alcohol license to furnish a copy of the business's state income tax form, a verified statement, or an affidavit by the business's certified public accountant or chief financial officer showing the total dollar volume of sales and a breakdown of the applicable sales volume for alcoholic beverages, tobacco sales, nonfood products, and food items as separate line items for the six months immediately preceding the application or renewal. Failure to meet these requirements at the end of the first year

disqualifies the business from continuing to hold a retail alcohol license at the location for which the special use permit was granted.

A. No carry-out liquor sales establishment, as defined in Chapter 5.10, shall be located within ¼ mile of another existing carry-out liquor sales establishment in the area within and adjacent to Downtown Davenport, hereby defined as the area enclosed by the following: Beginning at the intersection of South Marquette Street and the seawall of the Mississippi River, north along the center line of Marquette Street to the center line of West 6th Street, east along the center line of 6th Street to the center line of Iowa Street, south along the center line of Iowa Street to the center line of Federal Street, east and southeast along the center line of Federal Street and as extended to the seawall of the Mississippi River, and west along said seawall to the point of beginning. Any carry-out liquor sales establishment established prior to the effective date of this paragraph (adopted October 9, 2013, by Ordinance 2013-329) that is nonconforming with regard to the separation requirement between said uses, as specified in this title, may continue unless one or both of these conditions occur, then nonconforming rights cease and the use must convert to a conforming use:

1. The liquor license lapses, is revoked, or is discontinued for one year; or

2. There are changes to the use that no longer meets the definition of a carry-out liquor sales establishment.

B. Class "A", class "B" "C", or class "E" retail alcohol license applications shall not be approved if the property upon which such licensed activity will occur is located within 600 feet, including public rights-of-way, of a state-registered child development home, state-licensed child-care center, or public or private elementary or secondary school. However, an application within 600 feet, but not immediately abutting, a state-registered child development home or state-licensed child-care center may be approved if the City Council, upon a hearing, grants a waiver to this rule. The City Council may grant the waiver if it determines the following exists:

1. The affected child development home or care center consents to the granting of the waiver; or

2. Sufficient buffering exists to mitigate the visual, sound, and foot traffic likely to be generated by the applicant, similar to or greater than an arterial roadway or at least 100 feet of natural buffering such as woods, ravines, waterways, or wetlands.

C. A straight line shall be used to measure the distance requirements in this section between the closest point on the parcel to be licensed to the nearest point on the parcel or parcels of real estate occupied by a state-registered child development home, state-licensed child-care center, public or private elementary or secondary school, licensed establishment, or parcel zoned for residential use, as the case may be.

D. An application for an outdoor service area that is located within 600 feet of a state-registered child development home, state-licensed child-care center, or public or private elementary or secondary school shall not be granted unless the outdoor service area is enclosed within a visual barrier, screening or privacy fencing, which shall be at least six feet in height on all sides of the service area that are visible from the state-registered child development home, state-licensed child-care center, or school, and of a sufficient construction to prevent the viewing of activities within the outdoor service area from the state-registered child development home, state-licensed child-care center, or school.

5.10.106. **Additional requirements for class "E" retail alcohol licenses.**

Holders of a class "E" retail alcohol license must follow the additional requirements in this section in addition to all other existing city ordinances, rules and regulations.

Licensees affiliated with or under the management and supervision of a grocery store, the grocery store's employee headcount, and the display area may be used when determining compliance with this section, even when there is physical separation between the licensed premises and the grocery store.

A. The licensed premise must have more than one employee on duty at all times while the store is open unless an electronic security cap or tag system is employed or all liquor is secured in a visible location behind a counter that is only accessible to employees.

B. A video surveillance system with coverage following reasonable business judgment that records in a viewable format by the police department shall be installed and maintained. A licensee may require a subpoena before allowing access.

C. The licensee must implement a strict no-loitering policy and must cooperate with police in addressing loitering on the premises.

D. No more than 35% of the store's interior display area (measured in cubic feet) shall be dedicated to beer, wine, or liquor.

E. Public pay phones on the property are prohibited unless otherwise required by state or federal law or an existing contractual obligation as of October 1, 2011.

F. Twenty-four-hour contact information for a manager or owner to the police department and the owners of the immediate neighboring properties and provide, upon request at the store by the public, the contact information of the manager or owner.

G. The store must be at least 1,000 square feet in size.

H. For newly licensed premises a notice shall be sent by the City to all property owners within 200 feet of the proposed location informing them of the pending application and the approval process. A "new" licensed premises is any location that has not had a current carry-out only liquor license for a period of six months.

5.10.107. **Additional requirements for all license classifications.**

The business must satisfy the following criteria, in addition to all other existing city ordinances, rules and regulations, including, but not limited to, those concerning noise, lights, and nuisance behavior and conditions.

A. The business is sufficiently separated from any adjoining residential area by distance, landscaping, walls, or structures to prevent any noise, vibration, or light generated by the business from significantly impacting the adjoining residential uses.

B. The business will not increase congestion on the streets in any adjoining residential area by its customers or employees frequently parking in front of the residences of others. Business locations in operation before 1965 are exempt from this requirement.

C. Any parking area provided for business customers' use shall be illuminated at an intensity of at least one lumen of light on the parking surface. Parking lot lighting shall be limited to downcast luminaires. Parking lot lighting shall be directed away from nearby residential properties and city streets.

D. Attractive litter and trash receptacles shall be located at convenient locations inside and outside the premises, and operators of such businesses shall remove all trash and debris from the premises and adjoining public areas daily.

E. Every person holding a retail alcohol license having more than one place of business where such beer is sold shall be required to have a separate license for each separate place of business, except as otherwise prohibited by state law.

F. No business holding a retail alcohol license shall sell or dispense alcoholic beverages via a drive-through or walk-up window.

5.10.170. **Action by Council.**

Action taken by the City Council shall be so endorsed on the application and thereafter shall be forwarded to the division for further action as is provided by law.

An outdoor service area privilege that the City Council has yet to issue a letter of approval shall not be resubmitted to the City Council for consideration less than six months from the date of the City Council's decision not to issue a letter of approval. This prohibition does not apply to an applicant requesting a temporary outdoor service area privilege.

5.10.180. Expirations and renewals.

Retail alcohol licenses shall expire one year, eight months, fourteen days, or five days from the date it was issued unless sooner suspended or revoked. A license issued for one year must submit a renewal application annually. Upon submission of the online renewal application, the city requires additional documentation except when the licensee is enrolled in the automatic renewal program. If the applicant fails to submit all required documents for a renewal within seventy days after the expiration of the license, city staff may administratively submit a denial to Iowa Alcoholic Beverages Division without being presented to the City Council.

5.10.190. **Refunds.**

A. A retail alcohol license is a personal privilege revocable for cause. It is not property, nor is it subject to attachment and execution neither alienable nor assignable, and it shall cease upon the licensee's death. However, at the discretion of the Iowa Alcoholic Beverages Division, the executor or administrator of the estate of the licensee may be permitted to operate the decedent's business for a reasonable time, not to exceed the license's expiration date. Every license shall be issued in the name of the applicant, and no person holding a license shall allow any other person to use it.

B. Any licensee, executor, administrator, or any person duly appointed by the court to take charge of and administer the property or assets of the licensee for the benefit of his creditors, may voluntarily surrender such license to the division. The city shall be notified when the license is surrendered and shall refund the license a proportionate amount of the fee paid for such license to the person surrendering the license as follows:

1. If surrendered during the first three months of the period for which said license was issued, the refund shall be three-fourths of the amount of the fee;

2. If surrendered more than three months but not more than six months after issuance, the refund shall be one-half of the amount of the fee;

3. If surrendered more than six months but not more than nine months after issuance, the refund shall be one-fourth of the amount of the fee;

4. A refund shall not be made for a retail alcohol license surrendered more than nine months after issuance;

5. A refund shall not be made for seasonal, fourteen-day, or five-day licenses;

6. No refund shall be made to any licensee upon the surrender of his license if there is a complaint filed with the division or the city charging him with a violation of this chapter or provisions of the state alcoholic beverages control act;

7. If the license is not revoked or suspended upon hearing, the licensee shall be eligible to receive a refund as provided in this section upon surrendering of the license. If the license is revoked or suspended upon hearing, then the licensee shall not be eligible for the refund of any portion of license fee.

5.10.200. **Transfer of licenses.**

City Council may authorize a licensee to transfer a license from one location to another within the city, provided the transfer is not a violation of any law or ordinance and the premises having the license transferred is eligible for a license.

5.10.210. **Prohibited sales and acts.**

A person or club holding a retail alcohol license or the person's or club's agents or employees shall not do any of the following:

A. Sell, dispense, or give to any intoxicated person, or one simulating intoxication, any alcoholic liquor or beer.

B. Sell or dispense any alcoholic liquor, wine or beer on the premises covered by the license or permit the consumption thereof between the hours of 2:00 a.m. and 6:00 a.m. on any day.

C. Sell alcoholic liquor, wine, or beer to any person on credit, except with a bona fide credit card. This provision shall not apply to the sales by a club to its members nor sales by a hotel or motel to bona fide registered guests.

D. Employ any person under 18 years of age in the sale or serving of alcoholic beverages for consumption on the premises where sold.

E. Sell, give, or otherwise supply any alcoholic beverage, wine, or beer to any person under legal age or permit anyone under the legal age to consume any alcoholic beverage, wine, or beer;

F. Knowingly allow the mixing or adding of alcohol or any alcoholic beverage to beer, wine, or any other beverage in or about the licensee’s place of business.

G. Keep, or allow to be kept, gambling devices of any kind or description on the premises or knowingly permit solicitation for immoral purposes or disorderly conduct on the premises covered by the license, except games of chance permitted by state law.

H. Reuse for packaging alcoholic liquor or wine any container or receptacle used originally for packaging alcoholic liquor or wine; or adulterate, by the addition of any substance, the contents

or remaining contents of an original package of an alcoholic liquor or wine; or knowingly possess any original package which has been so reused or adulterated.

I. Knowingly permit or engage in any criminal activity on the premises covered by the license.

5.10.220. **Advertisement signs prohibited.**

A. No signs or other matter advertising any brand of alcoholic liquor, wine, or beer shall be erected or placed upon the outside of any premises occupied by a licensee authorized to sell liquor, wine or beer at retail.

B. No signs or other matter advertising any brand of alcoholic liquor, wine or beer shall be erected, placed or posted upon the inside of any premises occupied by a licensee authorized to sell liquor, wine or beer that is located within 300 feet of any licensed day care center or public or private elementary or secondary school such that the sign or other matter advertising liquor, wine or beer is visible from the day care or school.

5.10.230. **Causes of suspension and revocation.**

A retail alcohol license may be suspended for a period up to one year, or revoked, for violations of law including city ordinances, following notice in writing and hearing, and shall be revoked in accordance with the provisions of state law for any of the following causes:

A. Misrepresentation of any material fact in the application for such license;

B. Violation of any of the provisions of the state alcoholic beverage control act;

C. Any change in the ownership or interest in the business operated under a retail alcohol license not previously reported to and approved by the city and the division;

D. An event which would have resulted in disqualification from receiving such license when originally issued;

E. Any sale, hypothecation, or transfer of such license;

F. The failure or refusal on the part of any licensee to render any report or remit any taxes to the division under the state act.

5.10.240. **Revocation and suspension - Hearing.**

Hearing on suspension of liquor licenses shall be before the City Council. The hearing shall be held at the City Hall and shall be presided over by the Mayor or Mayor pro tempore. At such hearing a quorum of the Council and the Mayor or Mayor pro tempore shall be present. The licensee may be, but is not required to be, present. The licensee may be represented by an attorney of the licensee choice, which is privately retained. At such hearing, the city shall be represented by counsel from the legal department who shall present the evidence for the city. The licensee and the city may present witnesses and other relevant testimony and shall have the right to cross examine opposing witnesses, to challenge all non-witness testimony, and to make appropriate final arguments. The hearing may be adjourned for cause for not more than seven days. Decisions shall be on the record with a record vote taken. If at the hearing the facts establish one or more of the causes set out in Section 5.10.230, then the Council, as hereinabove provided, shall suspend the license for such period of time as provided in Section 5.10.310C.

5.10.260. **Revocation and suspension - notice, appeal, and hearing.**

The licensee shall be served with a notice of time and place of hearing on the suspension of a retail alcohol license in the manner of serving original notices under the Iowa Rules of Civil Procedure, as amended. Publication of such notice shall not be permitted.

The right of appeal to the hearing board shall be afforded a licensee whose license has been suspended or revoked. Any applicant who feels aggrieved by a decision disapproving, suspending, or revoking issuance of a retail alcohol license may, provided the licensee has exercised the right of appeal to the hearing board as provided by a state law, appeal from said decision within 10 days to the district court of the county wherein the premises covered by the application are situated. The city may appeal a decision of the hearing board within 10 days to the district court of the county wherein the premises covered by the application are situated.

5.10.270. **Effect of revocation.**

The effect of revocation is specified in Iowa Code Chapter 123.

5.10.275. **Civil penalty in lieu of license revocation.**

A retail alcohol license may be suspended pursuant to Section 5.10.310C. If the licensee, or an employee thereof, is convicted of a first offense violation of Section 5.10.210E, the City Council shall impose a civil penalty in the amount of $500 in lieu of the suspension of the license. The civil penalty shall be retained by the city. The licensee may appeal the imposition of the penalty to the administrator of the Alcoholic Beverages Division of the State of Iowa.

5.10.280. **Intoxication and consumption in public places.**

A. It is unlawful for any person to use or consume alcoholic liquors, wine or beer upon the public streets or highways, unless otherwise provided by this section. A person shall not use or consume alcoholic liquor in any public place except premises covered by a retail alcohol license and no person shall be intoxicated or simulate intoxication in any public place.

B. It is unlawful for any person to consume or otherwise possess alcoholic liquors, wine or beer within any park as defined in Section 12.72.020C, unless otherwise provided by this section. Any person violating this subsection may be ejected from the park area by a park and recreation officer or by any police officer, and may be proceeded against under subsection F of this section.

C. Beer may be possessed and consumed within a park area by any person or group which has been issued a valid beer consumption permit for that area by the director of parks and recreation. Said permit shall state the person or group to whom issued, the park area to which it applies, and the date and hours during which it is effective.

D. The director of parks and recreation may issue a beer consumption permit when the applicant for said permit has:

1. Identified the park area to be used, the use to which the area will be put, the times at which the area will be used, and the person or group to whom the permit is to be issued;

and

2. Deposited with the park and recreation department a sum of not less than $50 nor more than $250, contingent upon the size of the group, to cover any expenses incurred by the department for cleanup of the park area after the applicant's use thereof. Any amount not needed to cover

clean-up expenses shall be refunded to the applicant within three days after the applicant's use of the park.

E. Notwithstanding the provisions of subsections A through D above, the director of parks and recreation shall provide by rule for the consumption of beer upon the public golf courses, and shall have the authority to provide by rule for the sale of beer upon the public golf courses.

F. Any person violating any provisions of this section may be fined not to exceed $100 or sentenced not to exceed 30 days imprisonment.

5.10.285. **Restrictions on open containers.**

A driver of a motor vehicle or a passenger in a motor vehicle operated upon a public street or highway shall not possess in the passenger area of the motor vehicle an open or unsealed bottle, can, jar, or other receptacles containing an alcoholic beverage. "Passenger area" means the area designed to seat the driver and passengers while the motor vehicle is in operation and any area of the motor vehicle that is readily accessible to the driver or a passenger while in their seating positions, including but not limited to the glove compartment.

An open or unsealed receptacle containing an alcoholic beverage may be transported in the trunk of the motor vehicle provided it is not readily accessible to the driver or a passenger. "Readily accessible" means available to the driver or a passenger without the driver or passenger having to move from their seated position. An unsealed receptacle containing an alcoholic beverage maybe transported behind the last upright seat of a motor vehicle if the motor vehicle does not have a trunk provided it is not readily accessible to the driver or a passenger. This section shall not be interpreted to prohibit a passenger being transported in a motor vehicle that is licensed and used as vehicle for hire, or a passenger being transported in the living quarters of a motor home from possessing an open or unsealed receptacle in the passenger area of the vehicle for hire or the living area of the motor home.

5.10.290. **Persons under legal age.**

A. A person or persons under legal age shall not purchase or attempt to purchase, or individually or jointly have in their possession or control alcoholic liquor, wine or beer. For purposes of this section, joint possession or control of alcoholic liquor, wine or beer is defined as any alcoholic liquor, wine or beer that is available to a person without the person having to move from their position.

B. Subsection A shall not prohibit the giving or dispensing of liquor, wine or beer to a person under legal age within a private home and with the knowledge, presence of, and consent of the parent or guardian.

C. Subsection A shall not prohibit a person under the legal age from handling alcoholic beverages, wine, and beer during the regular course of the person's employment by a retail alcohol licensee under state law.

5.10.300. **Regulation of minors in beer and liquor establishments.**

A. It is unlawful for any person under legal age to enter, remain in or frequent an establishment holding an on-premises retail alcohol license in which the sale of alcoholic liquor or beer constitutes more than 50% of the gross receipts from the licensed premises, unless accompanied by a parent or legal guardian of such person. Any person, firm or corporation claiming that the sale of alcoholic liquor or beer constitutes 50% or less of the gross receipts from such establishment shall be required to prove the same for purposes of enforcement of this section. Although an establishment qualifies under

the above 50% rule, no person under the legal age shall remain on the premises 30 minutes after the kitchen facilities have closed.

B. It is unlawful for any person operating an establishment holding an on-premises retail alcohol license to allow any person under legal age to remain in the establishment in violation of subsections A and C of this section.

C. The provisions of this section shall not apply to any person under legal age who:

1. Is a regular employee performing regular duties during the course of employment; provided, however, such person shall not be allowed to sell or serve alcoholic liquor or beer for consumption on the premises where sold;

2. Enters and remains in for a period not to exceed 10 minutes an establishment holding an on-premises retail alcohol license for the sole purpose of purchasing beverages other than alcoholic liquor or beer, or purchasing food stuffs, neither of which shall be consumed on the premises; provided, that no person shall be exempt under the provisions of this subsection who consumes any such beverage or food stuffs on the premises or remains therein longer than for a period of 10 minutes.

3. Enters and/or remains in an establishment holding an on-premises retail alcohol license on a night that has been established by the business owner or manager as a night reserved for persons under the legal age, provided that the business owner or manager has notified the City Clerk and police department in writing that said night or nights are reserved for customers age 20 and under, and provided that no beer, wine, or liquor will be served or sold by the licensee on said "reserved night or nights." Written notification shall be provided to the city at least two weeks prior to the establishment of a reserved night. For purposes of this subsection, the "reserved night" shall be deemed to begin at 2:01 a.m. on the day so reserved and shall end at 2:00 a.m. the next day.

4. Is in a licensed premises where the sale of alcoholic beverages is incidental to the primary purpose of the establishment as a live entertainment venue or reception/banquet facility and where the licensee has received a letter of exemption based on a written plan to prevent those who are nineteen and twenty years of age from obtaining alcoholic beverages from licensed premises or patrons thereof. "Live entertainment" does not include disc jockeys, mere playing of recorded music, light shows or displays, or social dancing. A letter of exemption does not permit persons under the age of 19 to enter, remain or frequent an establishment. A letter of exemption may be obtained by submitting a written plan and a $50 processing fee to detail specific measures to be employed by the licensed premises to prevent those who are nineteen and twenty years of age from obtaining alcoholic beverages from licensed premises or patrons thereof. The plan should be submitted to the Council for approval. The plan may include a system by which persons under the age of 21 are readily distinguishable from persons who are not (e.g. wrist bands) and shall include safeguards to minimize subversion of the system. The Council shall determine by clear and convincing evidence that the plan will effectively prevent persons under the legal age from obtaining alcohol. Once a letter of exemption is granted, it shall be required of the licensee and all agents and employees thereof, to ensure the system is operational at all times. Failure of the system to be operational during business hours shall be deemed a violation of this subsection by the person employed by the licensee and the licensee. The letter of exemption shall expire and be reviewed by the Council at the time of the renewal of the retail alcohol license. At the time of renewal, the licensee shall submit a $100 renewal fee. The Council may suspend or revoke a letter of exemption for two or more violations of this subsection after notice and the opportunity for a hearing in front of Council is afforded. A licensed premises whose primary purpose is to sell alcoholic beverages, commonly referred to as a bar or tavern, may apply for a 19/20 year old

exemption for an event under the terms and conditions specified above and contained in this paragraph. The event cannot be longer than two days in duration. A separate application must be made for each event accompanied by a statement from a peace officer, who has been privately hired by the licensee for the event for security purposes, that the licensee has hired the number and type of security personnel recommended by said officer for the event and what the level of staffing will be by block of time. In addition to the standards set forth above, Council may deny the letter of exemption for an event if it determines the calls for service to the business on a per day average for the two most recent events is greater than the average for the previous three months.

Those who are nineteen and twenty years of age will not be allowed to be present on the licensed premises of an establishment with a letter of exemption after 11:00 p.m. on Sunday through Thursday night or between the hours of 12:20 a.m. to 2:00 a.m. on Saturday and Sunday morning.

5.10.310. **Violations — Penalties.**

A. A violation of any provision of this chapter may be charged as a municipal infraction or as a simple misdemeanor; however, a violation of Section 5.10.210E shall constitute a simple misdemeanor offense punishable by a scheduled fine of $500 upon conviction.

B. The conviction of any licensee for a violation of any of the provisions of subsections A to I inclusive, of Section 5.10.210 shall, subject to subsection C of this section, be grounds for the suspension or revocation of the license by the division or the city. However, if any licensee is convicted of any violation of Section 5.10.210B, 1, G or H license shall be revoked and shall immediately be surrendered by the holder.

C. If any licensee, or employee of such licensee, shall be convicted of a violation of Section 5.10.210E, the city shall, in addition to the other penalties fixed for such violations by this section, assess a civil penalty as follows:

1. Upon a first conviction, the violator's retail alcohol license shall be suspended for a period of 14 days. However, if the conviction is for a violation of Section 5.10.210E, the violator's retail alcohol license shall not be suspended, but the violator shall be assessed a civil penalty in the amount of $500 by the city. Failure to pay the civil penalty as ordered by Section 5.10.275 or this subsection shall result in an automatic suspension of the license for a period of 14 days.

2. Upon a second conviction within a period of two years, the violator's retail alcohol license shall be suspended for a period of 30 days. However, if the conviction is for a violation of Section 5.10.210E, the licensee shall also be assessed a civil penalty in the amount of $1,500.

3. Upon a third conviction within a period of five years, the violator's retail alcohol license be suspended for a period of 60 days. However, if the conviction is for a violation of Section 5.10.210E, the licensee shall also be assessed a civil penalty in the amount of $1,500.

4. Upon a fourth conviction within a period of five years, the violator's retail alcohol license shall be revoked.

5.10.315. **Administrative endorsement of a new license.**

New retail alcohol license applications may bypass action from the City Council and be processed and endorsed administratively by city staff if one of the following conditions exist:

1. The premises is currently licensed under a classification that has been eliminated and the applicant is applying for an equivalent license without additional privileges.

2. All reviewing departments have recommended approval and the City Council meeting for which the application would be up for consideration has been canceled. The application must be listed on the next City Council meeting agenda for ratification.

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

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

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

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Safety
Contact Info: Brian Krup | 563-326-6163

Action / Date
3/8/2023

Subject:
Resolution approving street, lane, or public ground closure requests for the listed dates and times to hold outdoor events.

Knights of Columbus/St. Paul the Apostle; Blue Mass; 916 East Rusholme Street; Tuesday, May 16, 2023 4:30 p.m. - 8:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

Quad Cities Bicycle Club; Kwik Star Criterium; Village of East Davenport; Monday, May 29, 2023 5:00 a.m. – 9:00 p.m.; **Closures:** Mound Street from East 11th Street to East 12th Street; East 12th Street/Fulton Avenue from Mound Street to Glenwood Avenue; Glenwood Avenue from Fulton Avenue to Hillcrest Avenue; Hillcrest Avenue from Glenwood Avenue to River Street; East 11th Street from Mound Street to River Street. [Ward 5]

Village of East Davenport Business Association; Village Hops; Village of East Davenport; Saturday, June 17, 2023 12:00 p.m. - 8:00 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley; Jersey Ridge Road from East 11th Street north to the alley. [Ward 5]

Recommendation:
Adopt the Resolution.

Background:
Per the City's Special Events Policy, City Council will approve street, lane, and public ground closure requests based on the recommendation of the Special Events Committee.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Blue Mass Map
🗋	Backup Material	Criterium Map
🗋	Backup Material	Village Hops Map
🗋	Backup Material	Village Hops Street Closure Petition

REVIEWERS:

Department	Reviewer	Action	Date
Public Safety	Admin, Default	Approved	3/29/2023 - 12:13 PM

Resolution No. _____

Resolution offered by Alderman Jobgen.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving street, lane, or public ground closure requests for the listed dates and times to hold outdoor events.

Knights of Columbus/St. Paul the Apostle; Blue Mass; 916 East Rusholme Street; Tuesday, May 16, 2023 4:30 p.m. - 8:00 p.m.; ***Closure:*** *East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]*

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Village of East Davenport Business Association; Village Hops; Village of East Davenport; Saturday, June 17, 2023 12:00 p.m. - 8:00 p.m.; ***Closures:*** *East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley; Jersey Ridge Road from East 11th Street north to the alley. [Ward 5]*

WHEREAS, the City, through its Special Events Policy, has accepted the above applications for events on the listed date and time that are requesting street, lane, or public ground closures; and

WHEREAS, upon review of the applications, it has been determined that streets, lanes, or public grounds will need to be closed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the above street, lane, or public ground closure requests are hereby approved and staff is directed to proceed with the closures.

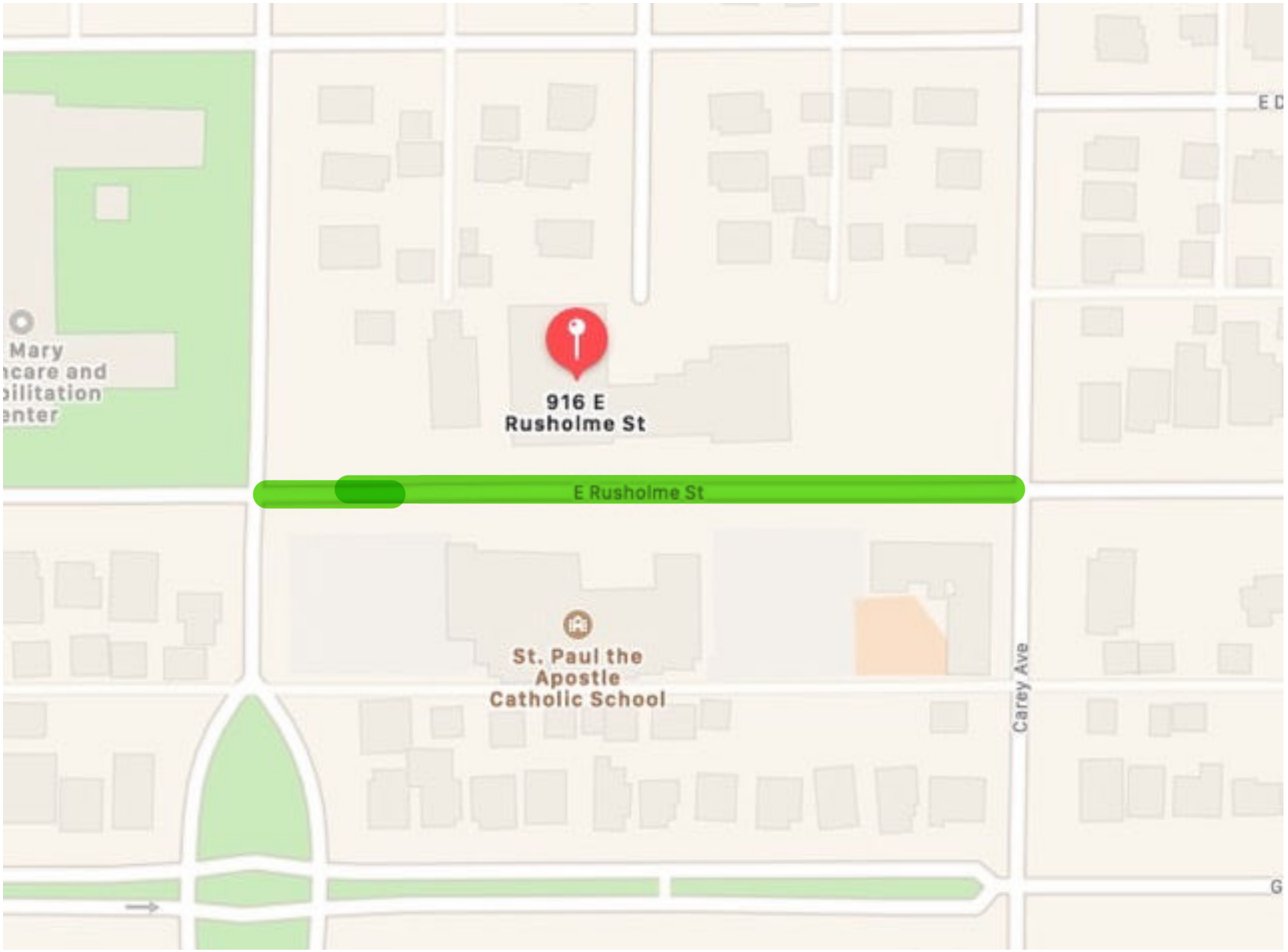
Passed and approved this 12th day of April, 2023.

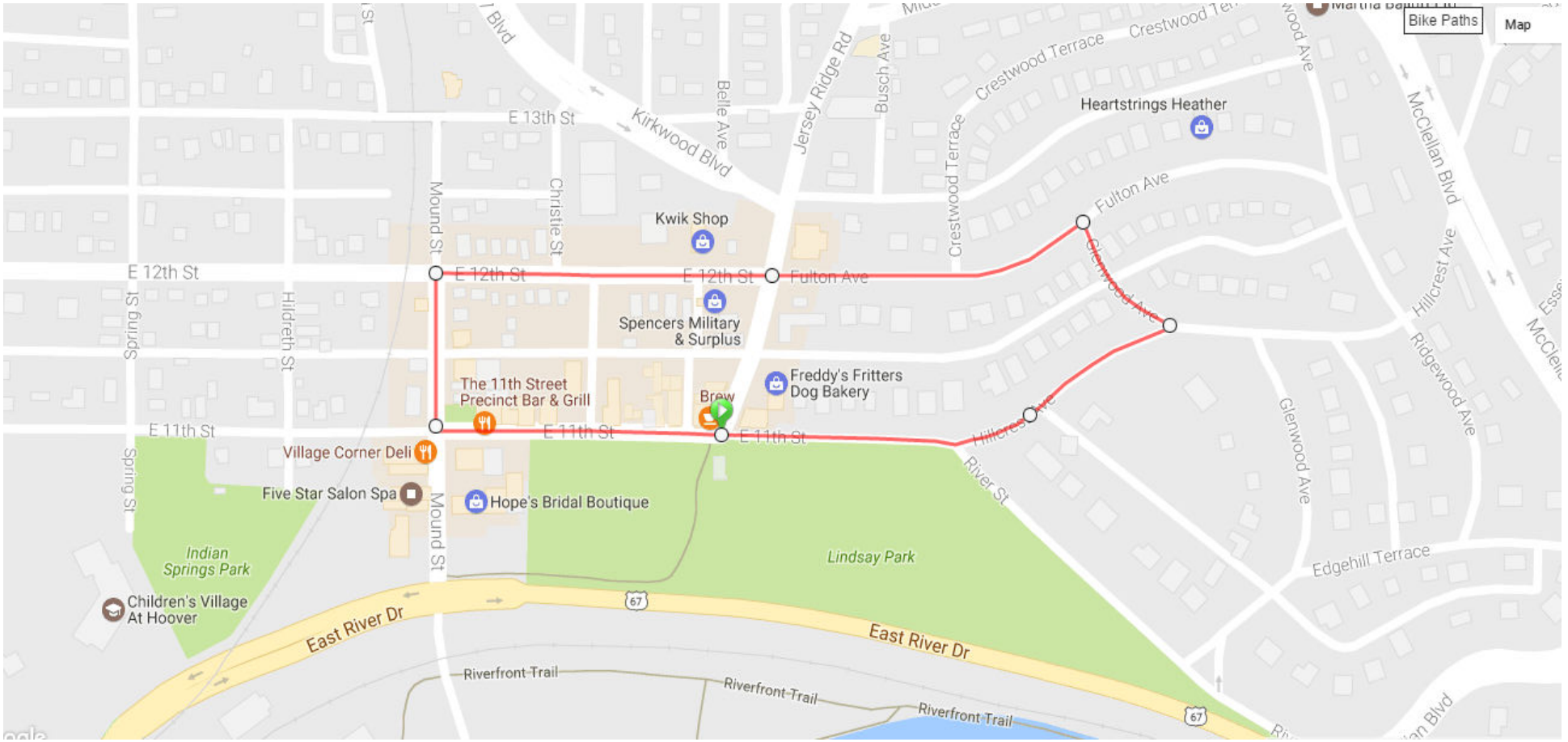
Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk


916 E
Rusholme St
E Rusholme St
St. Paul the
Apostle
Catholic School
Carey Ave


Bike Paths
Map
E 13th St
Kirkwood Blvd
Belle Ave
Jersey Ridge Rd
Busch Ave
Crestwood Terrace
Heartstrings Heather
McClellan Blvd
Fulton Ave
Kwik Shop
Mound St
Christie St
E 12th St
Spencers Military & Surplus
Hillcrest Ave
Ridgewood Ave
Spring St
Hildreth St
The 11th Street Precinct Bar & Grill
Brew
Freddy's Fritters Dog Bakery
E 11th St
Village Corner Deli
Five Star Salon Spa
Hope's Bridal Boutique
River St
Glenwood Ave
Edgehill Terrace
Indian Springs Park
Lindsay Park
Children's Village At Hoover
East River Dr
67
Riverfront Trail


E 12th St
Chenhall's Staffing
E 12th St
E 12th St
Mary's Diamonds and Jewelry
Jewelry store
Pragmadik
Mound St
Christie St
Jersey Ridge Rd
Betty's Wig Boutique
Wig shop
Eleven17
L'agomarcino's Confectionery
The 11th Street Precinct Bar & Grill
Grill · $$
Christie St
Rudy's Tacos
Mexican · $$
Brew
Freddy
Bakery
Pet supp
E 11th St
E 11th St
E 11th St
Mound St
The Mound
The Village Theatre

CITY OF DAVENPORT

VILLAGE OF EAST DAVENPORT BUSINESS ASSOCIATION

STREET CLOSING PETITION FOR SPECIAL EVENTS

Master Business & Address List

NAME & ADDRESS

#1 11th Street Precinct, 1107 Mound Street

#2 Winddancer Boutique, 2114 East 11th Street

#3 Grumpy's Village Saloon, 2120 East 11th Street

#4 McClellan Stockade, 2124 East 11th Street

#5 Lagomarcino's, 2132 East 11th Street

#6 Versailles Jewelry & Gems, 2200 East 11th Street

#7 99 Proof Designs, 1105 Christie Street

#8 Mint Green, 2208 East 11th Street

#9 Rudy's Cantina, 2214 East 11th Street

#10 Bubble Tea Company, 2218 East 11th Street

#11 D'Ville, 2228 East 11th Street

#12 Brew, 1104 Jersey Ridge Road

#13 Edward Jones, 2107 East 11th Street

#14 Camp McClellan Cellars, 2302 East 11th Street

#15 Blevins Brothers Bird Shop, 1108 Jersey Ridge Road

#16 Royal T's, 1114 Jersey Ridge Road

#17 Kaleidoscope Artworks, 2302 East 11th Street

#18 Freddy's Fritters, 1111 Jersey Ridge Road

#19 Sunlight Yoga Studio

CITY OF DAVENPORT

STREET CLOSING PETITION FOR SPECIAL EVENTS - VILLAGE HOPS

On the **17th day of June, 2023**, there is proposed a street closing, requested by **The Village of East Davenport Business Association** , which will require the closing of **East 11th Street** between **Mound Street and Jersey Ridge Road and Jersey Ridge Road** between **East 11th Street** and **the alley**, during the hours of **12:00 p.m. to 6:00 p.m.**

SIGNATURE	FAVOR	OPPOSED	NOT CONCERNED
#1__Did not respond to email_____	_____	_____	_____
#2 per email - mhisho@lynchheatingandplumbing.com	__X_	_____	_____
#3 per email - carxp@mchsi.com _____	__X__	_____	_____
#4____Did not respond to email_____	_____	_____	_____
#5 per email - lisa.ambrose5@icloud.com _____	__X___	_____	_____
#6____Did not respond to email_____	_____	_____	_____
#7_per email - matthew@99proofdesigns.com ___	__X__	_____	_____
#8 per email - aimeewinslow@yahoo.com _____	__X__	_____	_____
#9 per email - btquijas@msn.com _____	__X__	_____	_____
#10 per email - bubbleteacompanyia@gmail.com__	__X___	_____	_____
#11 per email - dvilleeastvillage@gmail.com _____	__X___	_____	_____
#12 per email - tallmom2@aol.com _____	__X__	_____	_____
#13 per email - paul.schnell@edwardjones.com ___	__X__	_____	_____
#14_____ *Julie Keehn* _____	__X__	_____	_____
#15__Did not respond to email_____	_____	_____	_____
#16 per email - taylorjarrin@me.com _____	_____	_____	__X__
#17 per email - matt@artwithscopes.com_____	__X___	_____	_____
#18 per email - tamberg63@aol.com _____	X	_____	_____
#19 per email - rebecca@sunlightyogatherapy.com	__X__	_____	_____

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
4/12/2023

Subject:
Resolution approving the plans, specifications, form of contract, and estimate of cost for the Fire Station #3 Furniture, Fixtures, and Equipment project, CIP #63012. [Ward 7]

Recommendation:
Adopt the Resolution.

Background:
The construction of the new Fire Station #3 is underway and is expected to be completed in late fall of 2023. This component of the project is for the purchase of tables, chairs and work stations for the community room, conference room, and three staff office spaces. In addition, this will include furniture for the living quarters portion of the facility located on the second floor. Funding for this component of the project was budgeted and is available through CIP #63012.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 11:53 AM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 11:53 AM
City Clerk	Admin, Default	Approved	3/29/2023 - 5:25 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the plans, specifications, form of contract, and estimate of cost for the Fire Station #3 Furniture, Fixtures, and Equipment project, CIP #63012

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the Deputy City Clerk of Davenport, Iowa for the Fire Station #3 Furniture, Fixtures, and Equipment project; 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 Fire Station #3 Furniture, Fixtures, and Equipment project.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
4/12/2023

Subject:
Resolution approving the plans, specifications, form of contract, and estimate of cost for the Davenport Police Department Parking Garage Repair project, CIP #23031. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
The project includes miscellaneous repairs to the Davenport Police Department parking garage structure. Many years of weathering along with wear and tear of the parking structure has caused multiple water-related issues. The project will consist of work to provide better storm water drainage and to keep water from flowing back into the building foundation. Also included is spalling concrete repair, down spout replacement, and proper detailing of the exterior wall and roof joint to minimize water infiltration into the structure.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 11:52 AM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 11:53 AM
City Clerk	Admin, Default	Approved	3/29/2023 - 5:44 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the plans, specifications, form of contract, and estimate of cost for the Davenport Police Department Parking Garage Repair project, CIP #23031.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the Deputy City Clerk of Davenport, Iowa, for the Davenport Police Department Parking Garage Repair project; 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 Davenport Police Department Parking Garage Repair project.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
4/12/2023

Subject:
Resolution awarding a contract for the 3rd and Brady Streetscaping project to Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $456,273, CIP #60035. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on February 17, 2023 and sent to contractors. On March 8, 2023, the Purchasing Division opened and read one (1) responsive and responsible bid. See attached bid tab. Centennial Contractors of the Quad Cities of Moline, Illinois was the lowest bidder.

The project is streetscaping of the northwest corner of 3rd and Brady Streets, including new curb, ADA-compliant PCC and brick sidewalk, and new ornamental lights. A portion of the project has a basement beneath the existing sidewalk, and the ceiling is in poor condition and requires replacement as part of this project. Therefore, the project also includes items related to removal and construction of a structural slab ceiling. The project is located on the north side of East 3rd Street from 116 West 3rd Street east to Brady Street and the west side of Brady Street from East 3rd Street north to the alley.

Funding for this project is from CIP #60035 – Downtown Streetscaping Program.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 11:51 AM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 11:51 AM
City Clerk	Admin, Default	Approved	3/30/2023 - 9:21 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the 3rd and Brady Streetscaping project to Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $456,273, CIP #60035.

WHEREAS, the City needs to contract for the 3rd and Brady Streetscaping project; and

WHEREAS, Centennial Contractors of the Quad Cities of Moline, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the 3rd and Brady Streetscaping project is hereby awarded to Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $456,273.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: 3rd and Brady Streetscaping

BID NUMBER: 23-74

OPENING DATE: March 8, 2023

FUNDING: 79536675 530350 60035 | Downtown Streetscaping Program

RECOMMENDATION: Award the contract to Centennial Contractors of the Quad Cities of Moline, Illinois for $456,273.

VENDOR NAME	PRICE
Centennial Contractors of the Quad Cities of Moline, Ill	**$456,273**

Approved By Matthew Cullen 3-24-23
Purchasing Date

Approved By [signature] 3-24-23
Dept. Director, Acting Date

Approved By [signature] 3-24-23
Budget/CIP Date

Approved By Wallace J. Mcmitt 03/24/2023
Assist. City Administrator/CFO Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
4/12/2023

Subject:
Resolution awarding a contract for the North Clark Street (West 11th Street to West 13th Street) Reconstruction project to Five Cities Construction Company of Coal Valley, Illinois in the amount of $821,083.90, CIP #35062. [Wards 1, 3, & 4]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on February 27, 2023 and sent to contractors. On March 21, 2023 the Purchasing Division opened and read two (2) responsive and responsible bids. Five Cities Construction Company of Coal Valley, Illinois was the lowest responsive and responsible bidder and is recommended for award.

This project will be construction in coordination with an Iowa American water main replacement project in the same area. The project includes replacing existing PCC pavement with new as well as improving sidewalk connectivity and ADA access within the project corridor.

The contract is funded by CIP #35062 using General Obligation Bond proceeds.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 11:54 AM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 11:54 AM
City Clerk	Admin, Default	Approved	3/30/2023 - 10:05 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the North Clark Street (West 11th Street to West 13th Street) Reconstruction project to Five Cities Construction Company of Coal Valley, Illinois in the amount of $821,083.90, CIP #35062.

WHEREAS, the City needs to contract for the North Clark Street (West 11th Street to West 13th Street) Reconstruction project; and

WHEREAS, Five Cities Construction Company of Coal Valley, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the North Clark Street (West 11th Street to West 13th Street) Reconstruction project is hereby awarded to Five Cities Construction Company of Coal Valley, Illinois in the amount of $821,083.90.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: North Clark Street (West 11th Street to West 13th Street) Reconstruction

BID NUMBER: 23-81

OPENING DATE: March 21, 2023

FUNDING: 70636683 530350 35062 | CY23 Neighborhood Program

RECOMMENDATION: Award the contract to Five Cities Construction Company of Coal Valley, Illinois

VENDOR NAME	PRICE
Five Cities Construction Company of Coal Valley, IL	**$821,083.90**
Hawkeye Paving Corporation of Davenport, IA	$979,314

Approved By Kari Lorenz 03/24/2023
Purchasing Date

Approved By [signature] 3-24-23
Dept Director, Acting Date

Approved By [signature] 3-24-23
Budget/CIP Date

Approved By [signature] 03/24/2023
Assist. City Administrator/ CFO Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
4/12/2023

Subject:
Resolution awarding a contract for the West 36th Street (Pacific Street to North Division Street) Reconstruction project to Hawkeye Paving Corporation of Davenport, Iowa in the amount of $816,730.10, CIP #35062. [Ward 2]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on March 8, 2023 and sent to contractors. On March 27, 2023, the Purchasing Division opened and read two (2) bids. See attached bid tab. Hawkeye Paving Corporation was the lowest responsive and responsible bidder.

Project work includes the furnishing of all labor, materials, equipment, and services necessary for the West 36th Street (Pacific Street to North Division Street) Reconstruction project including, but not limited to, pavement removal, H.M.A. and P.C.C. pavement, P.C.C. curb and gutter, P.C.C. driveway and sidewalk removal and replacement, longitudinal subdrains, storm sewer structure adjustments, removal and replacement, sanitary sewer structure adjustments, and other related construction.

Funding for this project is from CIP #35062 – CY 2023 Neighborhood Program.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 10:55 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the West 36th Street (Pacific Street to North Division Street) Reconstruction project to Hawkeye Paving Corporation of Davenport, Iowa in the amount of $816,730.10, CIP #35062.

WHEREAS, the City needs to contract for the West 36th Street (Pacific Street to North Division Street) Reconstruction project; and

WHEREAS, Hawkeye Paving Corporation of Davenport, Iowa was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the West 36th Street (Pacific Street to North Division Street) Reconstruction project is hereby awarded to Hawkeye Paving Corporation of Davenport, Iowa in the amount of $816,730.10.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: West 36th Street Reconstruction Project

BID NUMBER: 23-86

OPENING DATE: March 27, 2023

FUNDING: 70636675 530350 35062 | CY23 Neighborhood Program

RECOMMENDATION: Award the contract to Hawkeye Paving Corporation of Davenport, IA for $816,730.10.

VENDOR NAME	PRICE
Hawkeye Paving Corporation of Davenport, IA	**$816,730.10**
Walter D. Laud Inc of Carbon Cliff, IL	$973,454.00

Approved By Matthew Cullum 3/28/23
Purchasing Date

Approved By Nicole Gleason 3-28-23
Dept. Director Date

Approved By Brandi Cox 3-28-23
Budget/CIP Date

Approved By William P. McNett 03/29/2023
Assist. City Administrator/CFO Date

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
4/12/2023

Subject:
Resolution awarding a contract for the Fairmount Community Center project to Precision Builders, Inc of Bettendorf, Iowa in the amount of $2,868,972, ARP #09. [Ward 1]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on February 15, 2023 and sent to contractors. On March 21, 2023, the Purchasing Division opened and read 6 (six) responsive and responsible bids. Precision Builders, Inc of Bettendorf, Iowa was the lowest responsive and responsible bidder and is recommended for award. This contract is awarding the base bid, alternate #1, alternate #2, alternate #3, and alternate #6.

This project is for the construction of a new community center on the current property of the Davenport Public Library, Fairmount Street Branch. The stand-alone community center will be approximately 4,400 square feet and include an entrance vestibule, lobby and reception area, private staff office, serving kitchen, half-court sized basketball court, open multi-purpose space, storage, and restrooms.

The project was designed by OPN Architects of Cedar Rapids, Iowa. Funding is available through ARP #09.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 4:39 PM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 4:41 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 10:13 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Fairmount Community Center project to Precision Builders, Inc of Bettendorf, Iowa in the amount of $2,868,972, ARP #09.

WHEREAS, the City needs to contract for Fairmount Community Center project; and

WHEREAS, Precision Builders, Inc of Bettendorf, Iowa was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Fairmount Community Center project is hereby awarded to Precision Builders, Inc of Bettendorf, Iowa in the amount of $2,868,972.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Fairmount Community Center

BID NUMBER: 23-71

OPENING DATE: March 21, 2023

FUNDING: 54625010 530398 ARP09 | Fairmount Library Community Center

RECOMMENDATION: Award the contract to Precision Builders, Inc. of Bettendorf, Iowa

VENDOR NAME	PRICE
Precision Builders, Inc. of Bettendorf, IA	**$2,868,972**
Bill Bruce Builders Inc of Eldridge, IA	$3,057,750
Tricon General Construction of Dubuque, IA	$3,129,000
Swanson Construction Co. of Bettendorf, IA	$3,267,696
General Constructors, Inc. of Bettendorf, IA	$3,280,510
Centennial Contractors of the Quad Cities of Moline, IL	$3,679,200

Approved By Kari Thoren 03/29/2023
Purchasing Date

Approved By Nicole Gleason 3-29-23
Dept Director Date

Approved By Jay Lemmon 3/29/23
Budget/CIP Date

Approved By Wallace J. Wermit 03/29/2023
Assist. City Administrator/ CFO Date

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-888-3055

Action / Date
4/12/2023

Subject:
Resolution approving Amendment #1 to Sasaki Associates, Inc of Denver, Colorado in the amount of $1,106,665 for the Destination Iowa | Main Street Landing project, ARP #12. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
Sasaki's original architectural/engineering contract with the City was for the ARP funded Main Street Landing Destination Play project. With the inclusion of funds from the State of Iowa and utilizing portions of the City's Canadian Pacific Community Improvement funds, the overall scope of work has grown beyond Sasaki's ARP design contract. Amendment #1 provides the additional design, bid and construction services needed for the Main Street Landing component (minus the Quiet Zone portion) as outlined in the overall Destination Iowa project.

The total amended contract cost for these services were included in the Destination Iowa grant application, was part of the overall project budget and is scheduled to receive grant reimbursement up to 40% of the total cost.

CONTRACT SUMMARY:

Original Contract Amount	$ 761,815 (Approved)
Amendment #1	$1,106,665 (Pending)
Total Amended Contract	$1,868,480

ATTACHMENTS:

Type	Description
Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/29/2023 - 4:41 PM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 4:42 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 10:13 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving Amendment #1 to Sasaki Associates, Inc of Denver, Colorado in the amount of $1,106,665 for the Destination Iowa | Main Street Landing project, ARP #12.

WHEREAS, the City of Davenport entered into a contract with Sasaki Associates, Inc for the Main Street Landing project; and

WHEREAS, additional scope is required to design more of the park and its new associated features; and

WHEREAS, funds have been budgeted for said work.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that Amendment #1 to Sasaki Associates, Inc of Denver, Colorado in the amount of $1,106,665 for the Destination Iowa | Main Street Landing project is hereby approved.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
4/12/2023

Subject:
Resolution approving Change Order #1 to CDMI Concrete Contractors Inc of Port Byron, Illinois in the amount of $200,000 for the FY 2023 Sealcoat Road Rehabilitation Program, CIP #35054. [Wards 1 & 2]

Recommendation:
Adopt the Resolution.

Background:
The City originally bid out the 2023 Sealcoat Rehabilitation Program to repair eight (8) different neighborhood roadways; however, the existing contract does not provide enough funds to cover all of these streets. Change Order #1 adds the necessary funds to the contract so that all roadways can be completed this calendar year. Funding for this change order is from the FY 2023 Neighborhood Streets Capital Improvement Program.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	3/29/2023 - 11:51 AM
Public Works Committee	Moses, Trish	Approved	3/29/2023 - 11:52 AM
City Clerk	Admin, Default	Approved	3/30/2023 - 10:14 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving Change Order #1 to CDMI Concrete Contractors Inc of Port Byron, Illinois in the amount of $200,000 for the FY 2023 Sealcoat Road Rehabilitation Program, CIP #35054.

WHEREAS, the additional funds are necessary to rehabilitate more roadways on the targeted list.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that Change Order #1 to CDMI Concrete Contractors Inc of Port Byron, Illinois in the amount of $200,000 for the FY 2023 Sealcoat Road Rehabilitation Program is hereby approved.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Marla Miller | 563-888-2099

Action / Date
4/12/2023

Subject:
Resolution awarding a contract with the Center for Transportation and the Environment (CTE) of Atlanta, Georgia for consulting services regarding the purchase and deployment of four electric buses and related infrastructure in an amount not-to-exceed $495,000. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
On 8/15/2022 the City of Davenport, Iowa was awarded $4,874,993 that, together with a local match consisting of City funds and funds from both Mid-American Energy and the Regional Development Authority, are to be used for the Transit Division to purchase and deploy four electric buses and related infrastructure. A motion to accept the award was adopted on 9-14-2022, 2022-439. As part of that award, City staff would like to sign a contract with CTE to provide consulting services related to the purchase and deployment of the buses and infrastructure, including providing technical assistance, project management, and workforce development.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	1/11/2023 - 8:53 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract with The Center for Transportation and the Environment (CTE) of Atlanta, Georgia for consulting services regarding the purchase and deployment of four electric buses and related infrastructure in an amount not-to-exceed $495,000.

WHEREAS, The Center for Transportation and the Environment of Atlanta, Georgia will provide consulting services related to the purchase and deployment of electric buses and related infrastructure, including providing technical assistance, project management, and workforce development.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for consulting services regarding the purchase and deployment of electric buses and related infrastructure is hereby awarded to The Center for Transportation and the Environment (CTE) of Atlanta, Georgia in an amount not-to-exceed $495,000.

Passed and approved this 12th day of April, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Nicole Gleason | 563-326-7734

Action / Date
4/12/2023

Subject:
Resolution approving and adopting Davenport's contributions to and submission of an updated 5-year Scott County Multi-Jurisdictional Hazard Mitigation Plan to the Federal Emergency Management Agency (FEMA) by the Bi-State Regional Commission and the Scott County Emergency Management Agency for the purpose of updating and renewing the plan. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
The current Scott County Multi-Jurisdictional Hazard Mitigation Plan is expiring and an updated plan was submitted to the Iowa Homeland Security and Emergency Management Division (IHSEMD).

The IHSEMD approved plan was submitted and approved by FEMA for the period of March 13, 2023 through March 12, 2028.

The plan is required to receive certain types of disaster assistance and FEMA Hazard Mitigation grants and the plan supports the City's emergency preparedness, planning, mitigation, and resilience efforts.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/30/2023 - 8:37 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving and adopting Davenport's contributions to and submission of an updated 5-year Scott County Multi-Jurisdictional Hazard Mitigation Plan to the Federal Emergency Management Agency (FEMA) by the Bi-State Regional Commission and the Scott County Emergency Management Agency for the purpose of updating and renewing the plan.

WHEREAS, the current Hazard Mitigation Plan is expiring, and an updated plan was submitted to the Iowa Homeland Security and Emergency Management Division (IHSEMD) and approved; and

WHEREAS, the IHSEMD approved plan was submitted to FEMA and was approved for the period of March 13, 2023 through March 12, 2028; and

WHEREAS, the City of Davenport has actively participated in the preparation of the Plan in accordance with guidelines provided by FEMA; and

WHEREAS, the Plan process was subject to public review and comment during its development; and

WHEREAS, periodic review of the Plan and updates will be performed to keep it current; and

WHEREAS, the Plan is required to receive certain types of disaster assistance and FEMA Hazard Mitigation grants; and

WHEREAS, the Plan supports the City's emergency preparedness, planning, mitigation, and resilience efforts, and is an essential component of and supports the City's participation in the National Flood Insurance Program and Community Rating System.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the 2023 5-year Scott County Multi-Jurisdictional Hazard Mitigation Plan is hereby approved, and the plan document will be adopted in the final format approved by FEMA with its official date of approval and adoption being the date of the FEMA letter of approval.

Passed and approved this 12th day of April, 2023.

Approved:

Mike Matson
Mayor

Attest:

Brian Krup
Deputy City Clerk

U.S. Department of Homeland Security
FEMA Region 7
11224 Holmes Road
Kansas City, MO 64131

FEMA

Director Benson
Iowa Department of Homeland Security and Emergency Management
7900 Hickman Rd. Suite 500
Windsor Heights, IA 50234

Subject: Approval of the Scott County Multi-Jurisdictional Hazard Mitigation Plan

Director Benson:

In accordance with applicable[1] laws, regulations and policy, the Risk Analysis Branch, Federal Emergency Management Agency (FEMA) Region 7 has approved the Scott County Multi-Jurisdictional Hazard Mitigation Plan. The attached Local Mitigation Plan Review Tool lists participants receiving approval that have submitted required adoption documentation.

The approval period for this plan is from March13, 2023, through March 12, 2028. The same official plan expiration date applies to all participating jurisdictions, regardless of adoption date.

An approved mitigation plan is one of the conditions for applying for and receiving FEMA mitigation grants from the following programs:

- Hazard Mitigation Grant Program
- Building Resilient Infrastructure and Communities
- Flood Mitigation Assistance
- Rehabilitation of High-Hazard Potential Dam (HHPD) Grant Program

Having an approved mitigation plan does not mean that mitigation grant funding will be awarded. Specific application and eligibility requirements for the programs listed above can be found in each FEMA grant program's respective policies and annual Notice of Funding Opportunities, as applicable.

To avoid a lapsed plan, the next plan update must be approved before the end of the approval period, including adoption by the participating jurisdictions. Before the end of the approval period, please allow sufficient time to secure funding for the update, including the review and approval process. Please include time for any revisions, if needed, and for the jurisdiction to formally adopt the plan after the review, if not adopted prior to submission. This will enable them to remain eligible to apply for and receive funding from FEMA's mitigation grant programs with a mitigation plan requirement. Local governments, including special districts, with a plan status of "Approvable Pending Adoption" are not eligible for FEMA's mitigation grant programs with a mitigation plan requirement.

[1] Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and National Dam Safety Program Act, as amended; 44 CFR Part 201, Mitigation Planning; and Local Mitigation Plan Review Guide.

We look forward to receiving the remaining adoption resolution(s) and discussing options for implementing this mitigation plan. If you should have any questions or concerns, please contact Joe Chandler, Planning Team Lead, at (816) 808-9016 or joe.chandler@fema.dhs.gov.

Sincerely,

For Catherine R. Sanders, Director
Mitigation Division

Attachment: Local Mitigation Plan Review Tool

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-888-3055

Action / Date
4/12/2023

Subject:
Resolution authorizing the submission of a Hazard Mitigation Assistance (HMA) grant application to the Federal Emergency Management Agency (FEMA) for financial assistance with the River Drive and Marquette Street Flood Mitigation project. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
In late 2022, the United States Congress passed an omnibus bill that provided partial funding for the City of Davenport's flood mitigation project at River Drive and Marquette, specifically, this was part of the federal Fiscal Year 2023 Community Project Funding program. Per the conditions of that program, the City must now complete a full Hazard Mitigation Assistance (HMA) grant application which will be submitted through the Iowa Department of Homeland Security and Emergency Management (HSEMD) to the Federal Emergency Management Agency (FEMA).

This Resolution authorizes staff to submit the HMA grant application to HSEMD, affirms and recognizes that funding for the project is based on a cost-share basis, which breaks out to 75% federal share, 10% state share and 15% City share. The value of that breakdown is provided below:

Federal Share (75%) | $1,265,625
State Share (10%) | $168,750
City Share (15%) | $253,125
Total Project | $1,687,500

The City's cost-share will come from the Flood Resiliency Program | Structural Solutions project, CIP #68015.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	3/30/2023 - 9:21 AM
Public Works Committee	Moses, Trish	Approved	3/30/2023 - 9:22 AM
City Clerk	Admin, Default	Approved	3/31/2023 - 9:07 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION authorizing the submission of a Hazard Mitigation Assistance (HMA) grant application to the Federal Emergency Management Agency (FEMA) for financial assistance with the River Drive and Marquette Street Flood Mitigation project.

WHEREAS, the City of Davenport (the "Subrecipient"), County of Scott, is a political subdivision organized and existing under the law and the Constitution of the State of Iowa (the "State"); and

WHEREAS, the Subrecipient has made an application through the Iowa Department of Homeland Security and Emergency Management (HSEMD) to the Federal Emergency Management Agency (FEMA) for funding from the Hazard Mitigation Assistance Program in the amount of $1,687,500 for the total project cost; and

WHEREAS, the Subrecipient recognizes the fact that this grant is based on a cost share basis with the federal share not exceeding 75%, the state share not exceeding 10%, and the local share being a minimum of 15% of the total project cost. The minimum 15% local share can be either cash or in-kind match; and

WHEREAS, the Subrecipient agrees to provide and make available up to $253,125 (two hundred fifty-three thousand one hundred and twenty-five dollars) of local monies to be used to meet the minimum local match requirement for this mitigation grant application; and

WHEREAS, the Subrecipient endorses the application and has estimated the total project cost to be $1,687,500.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that staff is hereby authorized to submit a Hazard Mitigation Assistance (HMA) grant application to the Federal Emergency Management Agency (FEMA) for financial assistance with the River Drive and Marquette Street Flood Mitigation project, and the City of Davenport agrees to provide and make available up to $253,125 (two-hundred fifty-three thousand one hundred and twenty-five dollars) of local monies to be used to meet the minimum local match requirement for this mitigation grant application.

Passed and approved this 12th day of April, 2023.

Approved:

_____

Mike Matson
Mayor

Attest:

_____

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
4/12/2023

Subject:
Resolution to fix meeting date for hearing on the issuance of not-to-exceed $31,000,000 General Obligation Corporate Bonds, Series 2024. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
This Resolution sets the Public Hearing for the April 19, 2023 Committee of the Whole Meeting beginning at 5:30 p.m. in Council Chambers at Davenport City Hall, 226 West 4th Street. The purpose of this Public Hearing is to begin proceedings for the issuance of not-to-exceed $31,000,000 General Obligation Corporate Bonds, Series 2024. The proceeds from this bond sale occurring later in the fiscal year will be used to pay the costs in connection with making improvements to sanitary sewers, streets, street lighting, signage, sidewalks, airport, municipal buildings and facilities, vehicles, public safety, along with a number of other projects adopted by the City Council and incorporated into the FY 2024 Budget.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	3/27/2023 - 4:59 PM
Finance Committee	Merritt, Mallory	Approved	3/27/2023 - 4:59 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 11:12 AM

March 27, 2023

VIA EMAIL
Mallory Merritt
CFO/Assistant City Administrator
City Hall
Davenport, Iowa

Re: Not to Exceed $31,000,000 General Obligation Corporate Bonds, Series 2024
Our File No. 629872-94

Dear Mallory:

Using your list of projects, we have prepared a resolution that may be approved at the regular City Council meeting on April 12, in order to set April 19 as the date for the hearing on General Obligation Corporate Bonds, Series 2024, in an amount not to exceed $31,000,000.

The materials attached include the following items:

1. Resolution, including the form of notice, setting the date for hearing on the Bonds.

2. Certificate of the Deputy Clerk with respect to the transcript.

3. Certificate of the Deputy Clerk with respect to the publication of the notice.

The notice must be published in the *Quad City Times* no later than April 15, 2023.

As these proceedings are completed, please have one fully executed copy returned to our office. If you have any questions, please contact Erin Regan, Dave Grossklaus or me.

Best regards,

John P. Danos

cc: Brian Krup
Jon Burmeister

SET DATE FOR HEARING ON ISSUANCE OF GENERAL OBLIGATION CORPORATE BONDS, SERIES 2024

629872-94

Davenport, Iowa

April 12, 2023

The City Council of the City of Davenport, Iowa, met on April 12, 2023, at 5:30 p.m. at the Council Chambers, City Hall, Davenport, Iowa. The Mayor presided and the roll was called showing the following Aldermen present and absent:

Present: _____

Absent: _____.

The City Council took up for consideration a resolution setting a date for public hearing on the proposed issuance of not to exceed $31,000,000 General Obligation Corporate Bonds, Series 2024.

Alderman _____ introduced the resolution hereinafter next set out and moved its adoption, seconded by Alderman _____; and after due consideration thereof by the City Council, the Mayor put the question upon the adoption of said resolution, and the roll being called, the following named Aldermen voted:

Ayes: _____

Nays: _____.

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

• • • •

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

_____
Mayor

Attest:

_____
Deputy Clerk

RESOLUTION NO. _____

Resolution to fix meeting date for hearing on the issuance of not to exceed $31,000,000 General Obligation Corporate Bonds, Series 2024

WHEREAS, in accordance with its Charter and Chapter 384 of the Code of Iowa, the City of Davenport, in Scott County, Iowa (the "City") hereby proposes to issue General Obligation Corporate Bonds, Series 2024 (the "Bonds") in a principal amount not to exceed $31,000,000, for the purpose of paying the costs in connection with making improvements to sanitary sewers, storm water drainage systems, waterway and flood control assets, streets, street lighting, signage and signalization, streetscapes, sidewalks and paths, the municipal airport, municipal buildings and facilities, and municipal parks; acquiring and maintaining vehicles and/or equipment for municipal parks, streets, public safety department, solid waste collection, and the municipal library; repair and maintenance of bridges; information technology improvements; and municipal housing projects (collectively, the "Projects"); and

WHEREAS, it is necessary to fix a date for a hearing on the issuance of the Bonds, and to give proper notice thereof;

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

Section 1. The City Council shall meet as the Committee-of-the-Whole on April 19, 2023, at the Council Chambers, City Hall, Davenport, Iowa, at _____ p.m., at which time and place any resident or property owner of the City may present oral or written comments with respect to the issuance of the Bonds, and all comments will be considered by the City Council at its regular meeting to be held at _____ p.m., on April 26, 2023, at the Council Chambers, City Hall, at which time the City Council will take additional action for the issuance of the Bonds.

Section 2. The Deputy Clerk is hereby directed to give notice of the proposed action for the issuance of the Bonds, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once, and not less than 4 nor more than 20 days prior to the meeting, in the *Quad City Times*. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE
PROCEEDINGS FOR THE ISSUANCE OF NOT TO EXCEED $31,000,000
GENERAL OBLIGATION CORPORATE BONDS, SERIES 2024

The City Council of the City of Davenport, Iowa, will meet as the Committee-of-the-Whole on April 19, 2023 at the Council Chambers, City Hall, Davenport, Iowa, at _____ p.m., for the purpose of holding a public hearing and instituting proceedings for the issuance of not to exceed $31,000,000 General Obligation Corporate Bonds, Series 2024, for the purpose of paying the costs in connection with in connection with making improvements to sanitary sewers, storm water drainage systems, waterway and flood control assets, streets, street lighting, signage and signalization, streetscapes, sidewalks and paths, the municipal airport, municipal buildings and facilities, and municipal parks; acquiring and maintaining vehicles and/or equipment for municipal parks, streets, public safety department, solid waste collection, and the municipal library; repair and maintenance of bridges; information technology improvements; and municipal housing projects.

At that time and place, oral or written comments from any resident or property owner of the City may be presented, and all comments will be considered by the City Council at its regular meeting to be held at ____ p.m., on April 26, 2023, at the Council Chambers, City Hall, at which time the City Council will take additional action for the issuance of the Bonds.

The Bonds, when issued, will constitute general obligations of the City, payable from taxes levied upon all taxable property in the City.

By order of the City Council of Davenport, Iowa.

Brian Krup
Deputy Clerk

Section 3. Pursuant to Section 1.150-2 of the Income Tax Regulations (the "Regulations") of the Internal Revenue Service, the City declares (a) that it intends to undertake the Projects which are reasonably estimated to cost approximately $31,000,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of the Bonds, or (ii) expenditures made no earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the City, or (iii) expenditures amounting to the lesser of $100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Projects have heretofore been made by the City and no expenditures will be made by the City until after the date of this Resolution or a prior intent resolution of the City, and (c) that the City reasonably expects to reimburse the expenditures made for costs of the City out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved April 12, 2023.

_____
Mayor

Attest:

_____
Deputy Clerk

STATE OF IOWA
COUNTY OF SCOTT SS:
CITY OF DAVENPORT

I, the undersigned, Deputy Clerk of the City of Davenport, Iowa, do hereby certify that attached hereto is a true and correct copy of the proceedings of the City Council of the City relating to the fixing of a date for the hearing on the issuance of not to exceed $31,000,000 General Obligation Corporate Bonds, Series 2024.

WITNESS MY HAND this _____ day of _____, 2023.

_____
Deputy Clerk

STATE OF IOWA
COUNTY OF SCOTT SS:
CITY OF DAVENPORT

I, the undersigned, Deputy Clerk of the City of Davenport, Iowa, do hereby certify that pursuant to the resolution of its Council fixing a meeting date for the hearing on and taking of additional action for the issuance of not to exceed $31,000,000 General Obligation Corporate Bonds, Series 2024, the notice, of which the printed slip attached to the publisher's affidavit hereto attached is a true and complete copy, was published in the *Quad City Times* on the date specified in such affidavit, which newspaper has a general circulation in the City.

WITNESS MY HAND this _____ day of _____, 2023.

_____
Deputy Clerk

(Attach here publisher's original affidavit with a clipping of the notice as published.)

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
4/12/2023

Subject:
Resolution setting a Public Hearing on amending the FY 2023 Operating and Capital Improvement Budgets. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
This Resolution sets the Public Hearing for the purpose of amending the FY 2023 Operating and Capital Budgets.

The operating budget is amended to incorporate new programs, budget changes to revenue estimates, budget grant funding, transfer funds between programs, and adopt full-time personnel adjustments. The capital budget is amended to close out completed projects, adjust grant funding levels, and move unspent bonded financing sources forward to the current year.

This Resolution formally sets the Public Hearing for Committee of the Whole Meeting on May 03, 2023 beginning at 5:30 p.m. in Council Chambers at Davenport City Hall, 226 West 4th Street. Specific amendment information will be provided with the agenda item appearing on that Council cycle.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	3/29/2023 - 2:28 PM
Finance Committee	Merritt, Mallory	Approved	3/29/2023 - 2:28 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 11:12 AM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION setting a Public Hearing on amending the FY 2023 Operating and Capital Improvement Budgets.

WHEREAS, amending the Operating Budget is necessary to incorporate new programs, budget changes to revenue estimates, budget grant funding, transfer funds between programs, and adopt full-time personnel adjustments; and

WHEREAS, amending the Capital Budget is necessary to close out completed projects, adjust grant funding levels, and move unspent bonded financing sources forward to the current year; and

WHEREAS, a Public Hearing is necessary prior to the amendment of the Operating and Capital Improvement Budgets.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a Public Hearing on amending the FY 2023 Operating and Capital Improvement Budgets shall be held at the Committee of the Whole Meeting on May 3, 2023 beginning at 5:30 p.m. in Council Chambers at Davenport City Hall, 226 West 4th Street.

Passed and approved this 12th day of April, 2023.

Approved:

Mike Matson
Mayor

Attest:

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
4/12/2023

Subject:
Resolution authorizing and approving an amended Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of $9,607,376.46 Sewer Revenue Improvement and Refunding Bond, Series 2023. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
The City is proposing to enter into an amended Sewer Revenue Loan and Disbursement Agreement (the "Agreement") with the Lender and to borrow money thereunder in a principal amount not to exceed $11,287,000, pursuant to the provisions of Section 384.24A of the Code of Iowa, for the purpose of paying the cost, to that extent, of (1) current refunding the Series 2019 Bond; and (2) constructing a water resource restoration project.

The required Public Hearing was held on Wednesday, April 5, 2023 at 5:30 p.m.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	3/29/2023 - 2:28 PM
Finance Committee	Merritt, Mallory	Approved	3/29/2023 - 2:29 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 11:30 AM

MINUTES TO CONDUCT HEARING ON SEWER REVENUE LOAN AND DISBURSEMENT AGREEMENT AND ISSUANCE OF SEWER REVENUE BONDS

629872-93

Davenport, Iowa

April 5, 2023

The City Council of the City of Davenport, Iowa, met as the Committee-of-the-Whole, pursuant to law and the rules of the Council on April 5, 2023, at 5:30 p.m., at the Council Chambers in the City Hall. The meeting was called to order and upon the roll being called the following named Aldermen were present and absent:

Present: _____

Absent: _____.

This being the time and place specified for holding a public hearing on the proposal to institute proceedings to enter into an amended Sewer Revenue Loan and Disbursement Agreement (the "Agreement") with the Iowa Finance Authority State Revolving Loan Fund in a principal amount not to exceed $9,607,376.46, the Mayor called for any written or oral comments.

Written comments were filed by the following:

(Insert the word "none" or list names of objectors and attach copies of their comments, if any are filed.)

Oral comments were made by the following:

(Insert the word "none" or list names of objectors and type of comments, if any are made.)

After all comments had been made or filed, the Mayor declared the hearing closed.

****

Alderman _____ moved that all objections and comments be referred to the next regular Council meeting and that the matter of approving the Agreement and providing for the issuance of Sewer Revenue Bonds in evidence thereof be taken up at the regular Council meeting on April 12, 2023, at 5:30 p.m. at the Council Chambers, City Hall. The motion was seconded by Alderman _____, and after due consideration, the Mayor put the question on the motion and the roll being called, the following named Aldermen voted:

Ayes: _____

Nays: _____.

Whereupon, the Mayor declared the motion duly adopted and the meeting adjourned to the said time and place.

_____
Mayor

Attest:

_____
Deputy Clerk

STATE OF IOWA
SCOTT COUNTY SS:
CITY OF DAVENPORT

I, the undersigned, Deputy Clerk of the City of Davenport, do hereby certify that attached hereto is a true and correct copy of the proceedings of the Council of the City meeting as the Committee-of-the-Whole relating to the hearing on entering into an amended Sewer Revenue Loan and Disbursement Agreement.

WITNESS MY HAND this _____ day of _____, 2023.

_____
Deputy Clerk

MINUTES OF MEETING TO APPROVE AMENDED SEWER REVENUE LOAN AND DISBURSEMENT AGREEMENT AND PROVIDE FOR ISSUANCE OF SEWER REVENUE BONDS

629872-93

Davenport, Iowa

April 12, 2023

The City Council of the City of Davenport, Iowa, met pursuant to law and the rules of the Council, at 5:30 o'clock p.m., on April 12, 2023, at the Council Chambers in the City Hall. The meeting was called to order and upon the roll being called, the following named Aldermen were present and absent:

Present: _____

Absent: _____.

The Council investigated and found that pursuant to notice duly published, the Council had met as the Committee-of-the-Whole on April 5, 2023, to permit residents or property owners of the City to present oral or written objections to the proposed amended Sewer Revenue Loan and Disbursement Agreement between the City and the Iowa Finance Authority State Revolving Loan Fund. After receiving and considering all comments and objections, the hearing was closed and the meeting was adjourned until the regular meeting of the Council at the current time and place.

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

Ayes: _____

Nays: _____.

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

• • • •

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

_____
Mayor

Attest:

_____
Deputy Clerk

RESOLUTION NO. _____

Resolution authorizing and approving an amended Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of $9,607,376.46 Sewer Revenue Improvement and Refunding Bond, Series 2023

WHEREAS, the City of Davenport (the "City"), in the County of Scott, State of Iowa, did heretofore establish a Municipal Sanitary Sewer System (the "Utility") in and for the City which has continuously supplied sanitary sewer service in and to the City and its inhabitants since its establishment; and

WHEREAS, the management and control of the Utility are vested in the City Council (the "Council") and no board of trustees exists for this purpose; and

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

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

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

WHEREAS, pursuant to a prior resolution of the Council, the City previously issued its $8,249,000 Sewer Revenue Bond, Series 2020, dated August 28, 2020 (the "Series 2020 Bond"), a portion of the principal of which remains outstanding; and

WHEREAS, pursuant to the resolutions (the "Outstanding Bond Resolutions") authorizing the issuance of the Series 2010 Bond, the Series 2015 Bond, the Series 2016 Bond, and the Series 2020 Bond (together, the "Outstanding Bonds"), the City reserved the right to issue additional obligations payable from the net revenues of the Utility and ranking on a parity with the Outstanding Bonds under the terms and conditions set forth in the Outstanding Bond Resolutions; and

WHEREAS, pursuant to a prior resolution of the Council (the "Series 2019 Bond Resolution"), the City has heretofore issued its $10,387,000 Sewer Revenue Bond, SRF Series 2019, dated December 6, 2019 (the "Series 2019 Bond"), to the Iowa Finance Authority (the "Lender"), a portion of which remains outstanding; and

WHEREAS, pursuant to the Series 2019 Bond Resolution, the City reserved the right to call the Series 2019 Bond for early redemption, subject to the conditions set forth in the Series 2019 Bond Resolution; and

WHEREAS, the City will undertake a water resource restoration project (the "Project"); and

WHEREAS, the Lender has agreed to provide financing for the Project by increasing the principal amount of the Series 2019 Bond and decreasing the interest rate thereon; and

WHEREAS, the City, in the performance of its corporate functions as prescribed by the laws of the State of Iowa and the Charter of the City, has heretofore proposed to enter into a certain amended Sewer Revenue Loan and Disbursement Agreement with the Lender in a principal amount not to exceed $9,607,376.46, for the purpose of paying the cost, to that extent, of (1) current refunding the Series 2019 Bond; and (2) constructing the Project, and has published notice of such proposal and has held a hearing thereon on April 5, 2023;

WHEREAS, it is now necessary to authorize the issuance of Sewer Revenue Improvement and Refunding Bonds, Series 2023 (the "Bonds"), authorize the calling of the Series 2019 Bond, and approve an amendment (the "Amendment") to the Sewer Revenue Loan and Disbursement Agreement between the City and the Lender dated December 6, 2019 (the "Original Agreement'');

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

Section 1. The CFO/Assistant City Administrator, as Registrar and Paying Agent for the Series 2019 Bond, is hereby authorized and directed to take all action necessary to call the Series 2019 Bond for early redemption on April 21, 2023.

Section 2. The Lender shall provide for a loan (the "Loan") to the City in the amount of $9,607,376.46, for the purposes as set forth in the preamble hereof. The terms of the Loan shall be as set forth herein and in the Original Agreement (the Original Agreement as amended by the Amendment shall hereinafter be referred to as the "Agreement"). The Original Agreement and the Agreement shall be in substantially the forms as have been placed on file with the City.

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

Section 3. The Bonds are hereby authorized to be issued in evidence of the obligation of the City under the Agreement, in the total aggregate principal amount of $9,607,376.46, to be dated the date of delivery to or upon the direction of the Lender, and bearing interest from the date of each advancement made at the rate of 0.75% per annum pursuant to the Agreement, until payment thereof, as set forth in Exhibit A attached to the Agreement.

The Bonds, at the request of the Lender, shall be initially issued as a single Bond in the denomination of $ 9,607,376.46 and numbered R-1.

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

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

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

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

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

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

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

All of the Bonds and the interest thereon, and the Outstanding Bonds, together with any additional obligations as may be hereafter issued and outstanding from time to time ranking on a parity therewith under the conditions set forth herein (which additional obligations are

hereinafter sometimes referred to as "Parity Obligations"), shall be payable solely from the Net Revenues of the Utility and the Sinking Fund hereinafter referred to, both of which are hereby pledged to the payment of the Bonds. The Bonds shall be a valid claim of the owners thereof only against said Net Revenues and Sinking Fund. None of the Bonds shall be a general obligation of the City, nor payable in any manner by taxation, and under no circumstances shall the City or the Utility be in any manner liable by reason of the failure of the Net Revenues of the Utility to be sufficient for the payment in whole or in part of the Bonds and the interest thereon.

Section 4. The Bonds shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon they shall be delivered to the Registrar for registration and delivery to the Lender, upon receipt of the loan proceeds, and all action heretofore taken in connection with the Agreement is hereby ratified and confirmed in all respects.

Section 5. The Bonds shall be in substantially the following form:

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

SEWER REVENUE IMPROVEMENT AND REFUNDING BOND, SERIES 2023

No. R-1 $9,607,376.46

RATE	MATURITY	BOND DATE
0.75%	June 1, 2040	April 21, 2023

The City of Davenport (the "City"), in the County of Scott, State of Iowa, for value received, promises to pay from the source and as hereinafter provided, to the

IOWA FINANCE AUTHORITY

or registered assigns, the principal sum of

NINE MILLION SIX HUNDRED SEVEN THOUSAND THREE HUNDRED SEVENTY-SIX DOLLARS AND FORTY CENTS.

Interest at the rate specified above shall be payable semiannually on June 1 and December 1 of each year, commencing June 1, 2023, and principal shall be due and payable in installments in the amounts shown on the Principal Payment Schedule hereon on June 1, 2023, and annually thereafter on June 1 in each year until the principal and interest are fully paid, except that the final installments of the entire balance of principal and interest, if not sooner paid, shall become due and payable on June 1, 2040. Interest shall be computed on the basis of a 360-day year comprised of twelve 30-day months.

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

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

This Bond is one of a series of bonds (the "Bonds") issued by the City to evidence its obligation under a certain Loan and Disbursement Agreement, as amended, dated the date hereof (the "Agreement"), entered into by the City for the purpose of providing funds to pay a portion of the cost of (1) current refunding the City's outstanding Sewer Revenue Bond, SRF Series 2019, dated December 6, 2019; and (2) undertaking a certain water resource restoration project (the "Project").

The Bonds are issued pursuant to and in strict compliance with the provisions of Sections 384.24A and 384.83 of the Code of Iowa, 2023, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the City Council authorizing and approving the Agreement and providing for the issuance and securing the payment of the Bonds (the "Resolution"), and reference is hereby made to the Resolution and the Agreement for a more complete statement as to the source of payment of the Bonds and the rights of the owners of the Bonds.

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

The Bonds are not general obligations of the City but, together with the City's Taxable Sewer Revenue Bond, Series 2010 (Build America Bond – Direct Payment), dated June 2, 2010; Sewer Revenue Improvement and Refunding Bond, Series 2015, dated December 11, 2015; Sewer Revenue Bond, Series 2016, dated April 29, 2016; Sewer Revenue Bond, Series 2020, dated August 28, 2020; and any additional obligations as may be hereafter issued and outstanding from time to time ranking on a parity therewith under the conditions set forth in the Resolution, are payable solely and only out of the future Net Revenues of the Utility of the City, a sufficient portion of which has been ordered set aside and pledged for that purpose. This Bond is not payable in any manner by taxation, and under no circumstances shall the City be in any manner liable by reason of the failure of the said Net Revenues to be sufficient for the payment of this Bond and the interest thereon.

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

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

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

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

CITY OF DAVENPORT, IOWA

By (Do Not Sign)
Mayor

Attest:

(Do Not Sign)
Deputy Clerk

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

STATE OF IOWA
SCOTT COUNTY SS: CITY TREASURER'S CERTIFICATE
CITY OF DAVENPORT

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

(Do Not Sign)
City Treasurer

ABBREVIATIONS

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

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

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

ASSIGNMENT

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

_____
(Please print or type name and address of Assignee)

_____
PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

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

Dated: _____

Signature guaranteed:

_____
_____
_____

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

PRINCIPAL PAYMENT SCHEDULE

Due June 1	Amount	Due June 1	Amount
2023	$462,376.46	2032	$537,000
2024	$497,000	2033	$543,000
2025	$501,000	2034	$548,000
2026	$506,000	2035	$554,000
2027	$511,000	2036	$559,000
2028	$516,000	2037	$565,000
2029	$521,000	2038	$570,000
2030	$527,000	2039	$576,000
2031	$532,000	2040	$582,000

Section 6. The loan proceeds (the "Loan Proceeds") shall be held by the Lender and disbursed for (1) costs of planning, designing and constructing the Project; and (2) current refunding the Series 2019 Bond. The City shall keep a detailed and segregated accounting of the expenditure of the Loan Proceeds to ensure compliance with the Internal Revenue Code (as hereinafter defined).

Section 7. So long as any of the Bonds, the Outstanding Bonds, or any Parity Obligations are outstanding, the City shall continue to maintain the Utility in good condition, and the Utility shall continue to be operated in an efficient manner and at a reasonable cost as a revenue producing undertaking. The City shall establish, impose, adjust and provide for the collection of rates to be charged to customers of the Utility, including the City, to produce gross revenues (hereinafter sometimes referred to as the "Gross Revenues") at least sufficient to pay the expenses of operation and maintenance of the Utility, which shall include salaries, wages, cost of maintenance and operation, materials, supplies, insurance and all other items normally included under recognized accounting practices (but does not include allowances for depreciation in the valuation of physical property) (which such expenses are hereinafter sometimes referred to as the "Operating Expenses") and to leave a balance of net revenues (herein referred to as the "Net Revenues") equal to at least 110% of the principal of and interest on all of the Bonds, the Outstanding Bonds and any other Parity Obligations due in such fiscal year, as the same become due.

Section 8. The provisions, covenants, undertakings and stipulations for the operation of the Utility and for the collection, application and use of the Gross Revenues and income from such operation, as set forth in the Outstanding Bond Resolutions shall inure and appertain to the Bonds to the same extent and with like force and effect as if herein set out in full, except only insofar as the same may be inconsistent with this resolution.

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

Section 9. From and after the issuance of the Bonds, the Gross Revenues of the Utility shall continue to be set aside into the City's Sewer Revenue Fund ("Sewer Revenue Fund") created under the Outstanding Bond Resolutions. The Sewer Revenue Fund shall be used in maintaining and operating the Utility, and after payment of the Operating Expenses shall, to the extent hereinafter provided, be used to pay the principal of and interest on the Bonds, the Outstanding Bonds and any Parity Obligations, and to create and maintain the several separate funds established under the Outstanding Bond Resolutions.

Section 10. The provisions in and by the Outstanding Bond Resolutions, whereby there has been created and is to be maintained a Sewer Revenue Bond Sinking Fund (herein referred to as the "Sinking Fund"), and for the payment into said fund from the Net Revenues of

the Utility such portion thereof as will be sufficient to pay the interest on and principal of the Outstanding Bonds, are all hereby ratified and confirmed, and all such provisions shall inure and constitute the security for the payment of the interest on and principal of the Bonds hereby authorized as may be outstanding from time to time; provided, however that on the first day of each month of each year, the minimum amount to be set aside, in addition to the amounts required to be set aside in the Outstanding Bond Resolutions, and paid into the Sinking Fund shall be not less than as follows:

> On May 1, 2023, an amount equal to the installment of interest coming due on June 1, 2023, and, thereafter, commencing June 1, 2023, and continuing to and including final maturity, an amount equal to 1/6th of the installment of interest coming due on the next succeeding interest payment date. In addition, on May 1, 2023 an amount equal to the installment of principal coming due on June 1, 2023, and thereafter, commencing June 1, 2023, and continuing to and including final maturity, an amount equal to 1/12th of the installment of principal coming due on such Bonds on the next succeeding principal payment date until the full amount of such installment is on deposit in the Sinking Fund.

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

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

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

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

Section 11. The provisions in and by the Outstanding Bond Resolutions, whereby there has been created and is to be maintained a special fund to be known and designated as the Surplus Fund into which there shall be set apart and paid all of the Net Revenues remaining after first making the required payments into the Sinking Fund are all hereby ratified and confirmed. All money credited to the Surplus Fund shall be transferred and credited to the Sinking Fund whenever necessary to prevent or remedy a default in the payment of the principal of or interest on the Bonds, the Outstanding Bonds and any Parity Obligations.

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

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

Section 13. The City hereby covenants and agrees with the owner or owners of the Bonds, the Outstanding Bonds, and Parity Obligations, or any of them, that from time to time may be outstanding, that it will faithfully and punctually perform all duties with reference to the Utility required and provided by the Constitution and laws of the State of Iowa, that it will segregate the Gross Revenues of the Utility and make application thereof in accordance with the provisions of this resolution and that it will not sell, lease or in any manner dispose of the Utility or any part thereof, including any and all extensions and additions that may be made thereto, until all of the Bonds, the Outstanding Bonds and Parity Obligations shall have been paid in full, both principal and interest, or unless and until provisions shall have been made for the payment of the Bonds, the Outstanding Bonds and Parity Obligations and interest thereon in full; provided, however, that the City may dispose of any property which in the judgment of the Council, or such duly constituted body as may then be charged with the operation of the Utility, is no longer useful or profitable in the operation of the Utility nor essential to the continued operation thereof and when the sale thereof will not operate to reduce the revenues to be derived from the operation of the Utility.

Section 14. Upon a breach or default of a term of the Bonds, the Outstanding Bonds or any Parity Obligations and this resolution, a proceeding may be brought in law or in equity by suit, action or mandamus to enforce and compel performance of the duties required under the terms of this resolution and Division V of Chapter 384 of the Code of Iowa or an action may be brought to obtain the appointment of a receiver to take possession of and operate the Utility and to perform the duties required by this resolution and Division V of Chapter 384 of the Code of Iowa.

Section 15. The Bonds, the Outstanding Bonds or any Parity Obligations shall not be entitled to priority or preference one over the other in the application of the Net Revenues of the Utility regardless of the time or times of the issuance of such Bonds, the Outstanding Bonds or Parity Obligations, it being the intention of the City that there shall be no priority among the Bonds, the Outstanding Bonds or Parity Obligations, regardless of the fact that they may have been actually issued and delivered at different times. The City hereby reserves the right and privilege of issuing Parity Obligations.

Section 16. The City agrees that so long as the Bonds, the Outstanding Bonds or any Parity Obligations remain outstanding, it will maintain insurance for the benefit of the owners of the Bonds, the Outstanding Bonds and any Parity Obligations on the insurable portions of the Utility of a kind and in an amount which usually would be carried by private companies or municipalities engaged in a similar type of business. The proceeds of any insurance, except public liability insurance, shall be used to repair or replace the part or parts of the Utility damaged or destroyed. The City will keep proper books of record and account, separate from all other records and accounts, showing the complete and correct entries of all transactions relating to the Utility, and the owners of the Bonds, the Outstanding Bonds or any Parity Obligations shall have the right at all reasonable times to inspect the Utility and all records, accounts and data of the City relating thereto.

Section 17. The provisions of this resolution shall constitute a contract between the City and the owners of the Bonds and Parity Obligations as may from time to time be outstanding, and after the issuance of the Bonds, no change, variation or alteration of any kind of the provisions of this resolution shall be made which will adversely affect the owners of the Bonds or Parity Obligations until all of the Bonds and Parity Obligations and the interest thereon shall have been paid in full, except as hereinafter provided.

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

(a) Make any change in the maturity or redemption terms of the Bonds or Parity Obligations.

(b) Make any change in the rate of interest borne by any of the Bonds or Parity Obligations.

(c) Reduce the amount of the principal payable on any Bonds or Parity Obligations.

(d) Modify the terms of payment of principal of or interest on the Bonds or Parity Obligations, or any of them, or impose any conditions with respect to such payment.

(e) Affect the rights of the owners of less than all of the Bonds or Parity Obligations then outstanding.

(f) Reduce the percentage of the principal amount of the Bonds or Parity Obligations, the consent of the owners of which shall be required to effect a further modification.

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

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

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

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

Section 18. It is the intention of the City that interest on the Bonds be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof the City covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Bonds will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the City are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

Section 19. If any section, paragraph, clause or provision of this resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 20. All resolutions and orders or parts thereof in conflict with the provisions of this resolution are, to the extent of such conflict, hereby repealed.

Section 21. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved April 12, 2023.

_____
Mayor

Attest:

_____
Deputy City Clerk

STATE OF IOWA
COUNTY OF SCOTT SS:
CITY OF DAVENPORT

I, the undersigned, Deputy Clerk of the City of Davenport, do hereby certify that as such Deputy Clerk I have in my possession or have access to the complete records of the City and of its Council and officers and that I have carefully compared the transcript hereto attached with the records and that the transcript hereto attached is a true, correct and complete copy of all the records in relation to the adoption of a resolution expressing intent to institute proceedings to enter into an amended Sewer Revenue Loan and Disbursement Agreement and to issue not to exceed $9,607,376.46 Sewer Revenue Bonds as referred to therein.

WITNESS MY HAND this _____ day of _____, 2023.

_____
Deputy Clerk

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
4/12/2023

Subject:
Resolution approving six 2023 Open Prairie/Forest Cover property tax exemptions. [Wards 1, 6, & 8]

Recommendation:
Adopt the Resolution.

Background:
Brian Ritter, Shirley Perry, Genesis Systems Group LTD, Lillian Voss/Burton Voss Trust, David Bierl, and Dean Krueger applied for an exemption from the local property taxes for certain properties. This exemption is applied for annually (see attached). As provided by Iowa Law (Slough Bill), land committed to certain open spaces may be exempted from local real estate taxes with approval of the Board of Supervisors. In Scott County, the practice is to refer such requests to the City Council when the property is within the corporate limits of a municipality.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Slough Bill Request Additional Documents

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	3/27/2023 - 5:01 PM
Finance Committee	Merritt, Mallory	Approved	3/27/2023 - 5:01 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 11:21 AM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving six 2023 Open Prairie/Forest Cover property tax exemptions.

WHEREAS, the Scott County Board of Supervisors has implemented the "Slough Bill" which provides for exemption from local real estate taxes of real estate committed to certain uses, including wetlands, forest cover, and open prairies; and

WHEREAS, the County has received applications for exemption for the following properties, with the owner and use also noted:

3.8 acres of forest cover located at parcel 20519-03, owned by Brian Ritter;

5.0 acres of open prairie located at parcel Y3337-04A, owned by Shirley Perry;

7.0 acres of open prairie located at parcel X3501-01, owned by Genesis Systems Group LTD;

57.59 acres of forest cover located at parcels 31807-01, 31717-06A, 31717-01, 31703-13, 31703-14, 30851-20, 31719-21, 31719-20, 31719-19, 31703-15A, owned by Lillian Voss/Burton Voss Trust;

2.3 acres of open prairie and 5.65 acres of forest cover at parcel S3021-OLA, owned by David Bierl;

22.51 acres of open prairie and 25.8 acres of forest cover at parcel 31803-09 and 31805-02, owned by Dean Krueger; and

WHEREAS, the land lies within the corporate limits of the City of Davenport, and the exemptions are referred to the City Council for its review and approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the six 2023 Open Prairie/Forest Cover property tax exemptions are hereby approved.

Passed and approved this 12th day of April, 2023.

Approved:

Mike Matson
Mayor

Attest:

Brian Krup
Deputy City Clerk

OFFICE OF THE COUNTY ADMINISTRATOR
600 West Fourth Street
Davenport, Iowa 52801-1030

Ph: (563) 326-8702 Fax: (563) 328-3285
www.scottcountyiowa.gov

March 15, 2023

Tiffany Thorndike
Executive Assistant/Office of the Mayor & City Council
City of Davenport
226 West 4th Street
Davenport, Iowa 52801

Dear Tiffany:

The Board of Supervisors approved the implementation of the Slough Bill on March 29, 1990. The Slough Bill provisions allow exemptions for wetlands, recreational lakes, forest cover, forest reservations, rivers and streams, river and stream banks, wildlife habitat, native prairies and open prairies.

The resolution states that the Board will not consider exemptions for otherwise qualifying real property when it is located within the corporate limits of any municipality until the city council of that municipality first gives approval to the exemption request. Below is a list of exemptions the Davenport City Assessor received:

Name	Acres	Tax Exemption	Amount
Brian Ritter	3.8	Forest Cover	$36,470
Shirley Perry	5.0	Open Prairie	$4,890
Genesis Systems Group LTD	7.0	Open Prairie	$116,500
Lillian Voss/Burton Voss Trust	57.59	Forest Cover	$54,840
David R. Bierl	2.3	Open Prairie	$1,150
David R. Bierl	5.65	Forest Cover	$2,830
Dean Krueger	22.51	Open Prairie	$19,010
Dean Krueger	25.8	Forest Cover	$21,500

The exemption requests are enclosed for your city council's review and consideration.

Please notify me as soon as possible once the Davenport City Council has taken action on these exemption requests, and if possible email a copy of the resolution. Contact Nick VanCamp, Davenport City Assessor, should additional information be needed. Thank you for your attention to this matter.

Sincerely,

Deborah Dierkes

Deborah Dierkes
Executive Assistant
deborah.dierkes@scottcountyiowa.gov

cc: Nick Van Camp, Davenport City Assessor
Property Owners

DAVENPORT CITY ASSESSOR'S OFFICE

SCOTT COUNTY ADMINISTRATIVE CENTER

March 14, 2023

Scott County Board of Supervisors
Scott County Administrative Center
600 West 4th Street
Davenport, Iowa 52801

The Davenport City Assessor's Office has received six applications for Open Prairie/Forest Cover Property Tax Exemption for 2023.

These applications were certified by the Chairman of the County Soil Conservation District that the properties are eligible for exemption. The properties that meet the qualifications are described as follows:

1) Brian Ritter – **3.8 acres** – Residential – 20519-03 - **$43,100** – Forest Cover

2) Shirley Perry - **5 acres** - Agricultural – Y3337-04A - **$5,990** – Open Prairie

3) Genesis Systems Group LTD – **7 acres** - Industrial – X3501-01 - **$116,500** - Open Prairie

4) Lillian Voss – **57.59 acres** – **$67,580** – Forest Cover

   Agricultural – 31807-01, 31717-06A, 31717-01, 31703-14, 30851-20, 31719-21, 31719-20, 31719-19, 31703-15A
   Residential – 31703-13

5) David P. Bierl – **7.95** total acres – 2.3 acres Open Prairie & 5.65 acres Forest Cover Residential - S3021-OLA - **$3,980**

6) Dean Krueger – **48.31 total acres** - Residential– 31803-09 & 31805-02 – **$40,510**

   22.51 acres - $19,010 – Open Prairie
   25.80 acres - $21,500 – Forest Cover

It is recommended that the above referenced applications be approved by the Scott County Board of Supervisors for 2023 and the property owners be notified of the board's decision.

Sincerely,

Nick Van Camp
Davenport City Assessor

Encl: Open Prairie/Forest Cover Application List and Applications

2023

Open Prairie & Forest Cover

Note: Forest Cover does not deduct an acre for abandonded buildings like forest reservation does.

	Owner	Parcel #	Rt #	Class	Acres	Exempt Amt	Notes		
1	Ritter, Brian	20519-03	207004	Res	3.8	$ 43,100	Forest Cover		4.447 total acres
2	Perry, Shirley	Y3337-04A	Y03009	Ag	5	$ 5,990	Open Prairie		11 total acres
3	Genesis Systems Group LTD	X3501-01	X01036	Ind	7	$ 116,500	Open Prairie		15.85 total acres
4	Voss, Lillian	31807-01	304009	Ag	10.74	$ 12,910	Forest Cover		12 total acres
		31717-06A	304012	Ag	0.63	$ 700	Forest Cover	New 2017	all exempt
	PN: 31701-01 - 25 acres is under Forest Reservation	31717-01	304013	Ag	13.22	$ 15,890	Forest Cover	New 2017	3 Dwellings, 18.32 total acres
		31703-13	304015	Res	1	$ 1,980	Forest Cover		$100 House & .252 aces not ex
		31703-14	304017	Ag	6.53	$ 7,690	Forest Cover		$90 House All Land Exempt
		30851-20	304019	Ag	5.62	$ 7,030	Forest Cover	New 2017	all exempt
		31719-21	308038	Ag	0.32	$ 450	Forest Cover	New 2017	all exempt
		31719-20	308039	Ag	2.7	$ 3,660	Forest Cover	New 2017	all exempt
		31719-19	308040	Ag	0.36	$ 450	Forest Cover	New 2017	all exempt
		31703-15A	304018	Ag	16.47	$ 16,820	Forest Cover	New 2017	22.16 acres. 2.7 Forest Reserve, 2.99 water, remain Forest Cover
					57.59	**$ 67,580**	**Total**		
5	Bierl, David P	S3021-OLA	S21030	Res	2.3	$ 1,150	Open Prairie		all exempt
					5.65	$ 2,830	Forest Cover		
					7.95	**$ 3,980**	**Total**		
6	Dean Krueger	31803-09	303012	Res	17.5	$ 14,000	Open Prairie		last time filed 2019
					21.5	$ 17,200	Forest Cover		
		31805-02	303015	Res	5.01	$ 5,010	Open Prairie		
					4.3	$ 4,300	Forest Cover		
					48.31	**40,510**	**Total**		
			Grand Total		**129.65**	**$ 277,660**			

IOWA **Property Tax**

Natural Conservation and Wildlife Areas Property Tax Exemption

Iowa Code section 427.1(22)

This application must be filed or postmarked to your local soil and water conservation district by February 1 of each year. Iowa conservation district addresses can be found at the Conservation Districts of Iowa website: (cdiowa.org).

Res

Property Information – Please Print

Parcel number: 20519-03 (forest cover) (207004)

Owner: Brian Ritter

Property location address: _____

City: _____ State: _____ ZIP: _____

Property owner mailing address: 4622 Rockingham Rd.

City: Davenport State: IA ZIP: 52802

County: Scott Number of acres: 3.8 acres

Phone: 563-529-0110 Email: britter77@gmail.com

Applicant if other than owner – Please Print

Name: _____

Applicant mailing address: _____

City: _____ State: _____ ZIP: _____

Phone: _____ Email: _____

Relationship to owner: _____

Property type:

Recreational lakes ☐ Rivers and streams ☐ Forest covers ☒

Open prairies ☐ River and stream banks ☐ Section 427.1(22)(g) property ☐

An aerial photo of the property on which the property to be exempted is outlined:

Is included: ☐ On file: ☒

If the property is a gully area susceptible to erosion, an erosion control map approved by the soil and conservation district commissioners: Is included ☐ On file ☐

I Brian Ritter swear or affirm that the above property will not be used for economic gain of any kind during the assessment year.

Applicant Signature: /Brian Ritter/ Date: 12/1/2022

OFFICE USE ONLY

I hereby certify that the property described above is eligible to receive the exemption claimed.

Signed: _____ Date: 2/1/2023

Chairman, Scott County Soil and Water Conservation District

This open prairie property has been inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

Signed: _____ Date: _____

Chairman, _____ County Board of Supervisors

The exemption may be applied to recreational lakes, forest covers, rivers and stream banks, and open prairies as designated by the board of supervisors of the county in which the property is located.

This exemption is only available to parcels of property of two acres or more. The property must also be utilized for the purposes of providing soil erosion control, wildlife habitat, or both.

An exemption is allowed for rivers and streams or river and stream banks only if the land is located at least 33 feet from the ordinary high water mark of the rivers and streams or river and stream banks.

If the property is an open prairie, the property will be inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

If the real property is located within a city, the approval of the governing body must be obtained before the real property is eligible for an exemption.

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If the property is used for economic gain during an assessment year in which it has received this exemption, the property shall lose its exemption and be taxed at the rate levied by the county for the fiscal year beginning in that assessment year.

IOWA **Property Tax**

Natural Conservation and Wildlife Areas Property Tax Exemption

Iowa Code section 427.1(22)

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Property Information – Please Print

Ag

Parcel number: Y3337-04A (open prairie) (Y03009)

Owner: Shirley Perry

Property location address: _____

City: _____ State: _____ ZIP: _____

Property owner mailing address: 20739 210th St.

City: Bettendorf State: IA ZIP: 52722

County: Scott Number of acres: 5 acres

Phone: 563-343-3450 Email: _____

Applicant if other than owner – Please Print

Name: _____

Applicant mailing address: _____

City: _____ State: _____ ZIP: _____

Phone: _____ Email: _____

Relationship to owner: _____

Property type:

Recreational lakes	☐	Rivers and streams	☐	Forest covers	☐
Open prairies	☒	River and stream banks	☐	Section 427.1(22)(g) property	☐

An aerial photo of the property on which the property to be exempted is outlined:
Is included: ☐ On file: ☒

If the property is a gully area susceptible to erosion, an erosion control map approved by the soil and conservation district commissioners: Is included ☐ On file ☐

I Shirley PERRY swear or affirm that the above property will not be used for economic gain of any kind during the assessment year.

Applicant Signature: Shirley J. Perry Date: 12-29-2022

OFFICE USE ONLY

I hereby certify that the property described above is eligible to receive the exemption claimed.

Signed: _____ Date: 2/1/2023

Chairman, Scott County Soil and Water Conservation District

This open prairie property has been inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

Signed: _____ Date: _____

Chairman, _____ County Board of Supervisors

The exemption may be applied to recreational lakes, forest covers, rivers and stream banks, and open prairies as designated by the board of supervisors of the county in which the property is located.

This exemption is only available to parcels of property of two acres or more. The property must also be utilized for the purposes of providing soil erosion control, wildlife habitat, or both.

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IOWA **Property Tax**

Natural Conservation and Wildlife Areas Property Tax Exemption

Iowa Code section 427.1(22)

This application must be filed or postmarked to your local soil and water conservation district by February 1 of each year. Iowa conservation district addresses can be found at the Conservation Districts of Iowa website: (cdiowa.org).

Property Information – Please Print

Ind

Parcel number: X3501-01 (X01036)

Owner: Genesis Systems Group LLC

Property location address: _____

City: _____ State: _____ ZIP: _____

Property owner mailing address: 8900 N. Harrison St.

City: Davenport State: IA ZIP: 52806

County: Scott Number of acres: 7 acres

Phone: 563-445-5600 Email: lbunn@genesis-systems.com

Applicant if other than owner – Please Print

Name: _____

Applicant mailing address: _____

City: _____ State: _____ ZIP: _____

Phone: _____ Email: _____

Relationship to owner: _____

Property type:

Recreational lakes	☐	Rivers and streams	☐	Forest covers	☐
Open prairies	☒	River and stream banks	☐	Section 427.1(22)(g) property	☐

An aerial photo of the property on which the property to be exempted is outlined:
Is included: ☐ On file: ☒

If the property is a gully area susceptible to erosion, an erosion control map approved by the soil and conservation district commissioners: Is included ☐ On file ☐

I Lisa Bunn swear or affirm that the above property will not be used for economic gain of any kind during the assessment year.

Applicant Signature: Lisa Bunn Date: 10-28-2022

OFFICE USE ONLY

I hereby certify that the property described above is eligible to receive the exemption claimed.

Signed: _____ Date: 2/1/2023

Chairman, Scott County Soil and Water Conservation District

This open prairie property has been inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

Signed: _____ Date: _____

Chairman, _____ County Board of Supervisors

The exemption may be applied to recreational lakes, forest covers, rivers and stream banks, and open prairies as designated by the board of supervisors of the county in which the property is located.

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IOWA **Property Tax**

Natural Conservation and Wildlife Areas Property Tax Exemption

Iowa Code section 427.1(22)

✓✓ 120 MSS Accepted

This application must be filed or postmarked to your local soil and water conservation district by February 1 of each year. Iowa conservation district addresses can be found at the Conservation Districts of Iowa website: (cdiowa.org).

Property Information – Please Print

Parcel number: See attached page for parcel #'s

Owner: Michael Voss/ Burton Voss Trust

Property location address: _____

City: _____ State: _____ ZIP: _____

Property owner mailing address: 4336 S. Concord St.

City: Davenport State: IA ZIP: 52802

County: Scott Number of acres: 85.29 acres

Phone: ~~563-328-1173~~ / 563-210-0331 Email: _____

Applicant if other than owner – Please Print

Name: _____

Applicant mailing address: _____

City: _____ State: _____ ZIP: _____

Phone: _____ Email: _____

Relationship to owner: _____

Property type:

Recreational lakes	☐	Rivers and streams	☐	Forest covers	☒
Open prairies	☐	River and stream banks	☐	Section 427.1(22)(g) property	☐

An aerial photo of the property on which the property to be exempted is outlined:
Is included: ☐ On file: ☒

If the property is a gully area susceptible to erosion, an erosion control map approved by the soil and conservation district commissioners: Is included ☐ On file ☐

I Michael Voss swear or affirm that the above property will not be used for economic gain of any kind during the assessment year.

Applicant Signature: X Michael Voss Date: 1/19/2023

OFFICE USE ONLY

I hereby certify that the property described above is eligible to receive the exemption claimed.

Signed: _____ Date: 2/1/2023

Chairman, Scott County Soil and Water Conservation District

This open prairie property has been inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

Signed: _____ Date: _____

Chairman, _____ County Board of Supervisors

The exemption may be applied to recreational lakes, forest covers, rivers and stream banks, and open prairies as designated by the board of supervisors of the county in which the property is located.

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ATTACHMENT TO BURTON VOSS TRUST APPLICATION FOR PROPERTY TAX EXEMPTION

PARCEL #	ACRES	EXEMPTION
31717-06A	0.63	FOREST COVER – Michael Voss/Lillian Voss
31703-13	1.00	FOREST COVER
31703-14	6.53	FOREST COVER
31717-01	13.22	FOREST COVER
31719-19	0.36	FOREST COVER
31719-20	2.70	FOREST COVER
31719-21	0.32	FOREST COVER
31807-01	10.74	FOREST COVER
30851-20	5.62	FOREST COVER
31703-15A	16.47	FOREST COVER – Burton Voss

TOTAL EXEMPTION = 57.59

*parcel 31703-15A was reviewed and qualifies for Forest Cover. The parcel is 22.16 acres. There are 2.7 acres that qualify for Forest Reserve. The remaining acres 16.47 less the acres that are water or wetlands quality for Forest Cover.

IOWA **Property Tax**

Natural Conservation and Wildlife Areas Property Tax Exemption

Iowa Code section 427.1(22)

√√ LM

This application must be filed or postmarked to your local soil and water conservation district by February 1 of each year. Iowa conservation district addresses can be found at the Conservation Districts of Iowa website: (cdiowa.org).

Property Information – Please Print

Rea

Parcel number: S3021-OLA (2.3 ac. open prairie, ~~6.15~~ 5.65 ac. forest cover) (521030)

Owner: David Bierl

Property location address: _____

City: _____ State: _____ ZIP: _____

Property owner mailing address: 5819 Shawnee Dr.

City: Davenport State: IA ZIP: 52804

County: Scott Number of acres: ~~8.45~~ acres 7.95

Phone: 563-391-3081 Email: 794-5581 (work)

Applicant if other than owner – Please Print

Name: _____

Applicant mailing address: _____

City: _____ State: _____ ZIP: _____

Phone: _____ Email: _____

Relationship to owner: _____

Property type:

Recreational lakes	☐	Rivers and streams	☐	Forest covers	☒
Open prairies	☒	River and stream banks	☐	Section 427.1(22)(g) property	☐

An aerial photo of the property on which the property to be exempted is outlined:
Is included: ☐ On file: ☐

If the property is a gully area susceptible to erosion, an erosion control map approved by the soil and conservation district commissioners: Is included ☐ On file ☐

I David Bierl swear or affirm that the above property will not be used for economic gain of any kind during the assessment year.

Applicant Signature: David P. Bierl Date: 1/24/23

OFFICE USE ONLY

I hereby certify that the property described above is eligible to receive the exemption claimed.

Signed: _____ Date: 2/1/2023

Chairman, Scott County Soil and Water Conservation District

This open prairie property has been inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

Signed: _____ Date: _____

Chairman, _____ County Board of Supervisors

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IOWA **Property Tax**

Natural Conservation and Wildlife Areas Property Tax Exemption

Iowa Code section 427.1(22)

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(303012) Res
(303015) Res

Property Information – Please Print

Parcel number: 31803-09 and 31805-02, Open Prairie 22.51, Forest Cover 25.80

Owner: Dean Krueger

Property location address: 3750 Nobis Dr

City: Davenport State: IA ZIP: 52802

Property owner mailing address:

City: State: ZIP:

County: Number of acres: 48.31

Phone: 563-343-9123 Email: d.krueger@mchsi.com

Applicant if other than owner – Please Print

Name:

Applicant mailing address:

City: State: ZIP:

Phone: Email:

Relationship to owner:

Property type:

Recreational lakes	☐	Rivers and streams	☐	Forest covers	X
Open prairies	X	River and stream banks	☐	Section 427.1(22)(g) property	☐

An aerial photo of the property on which the property to be exempted is outlined:
Is included: ☐ On file: ☐

If the property is a gully area susceptible to erosion, an erosion control map approved by the soil and conservation district commissioners: Is included ☐ On file ☐

I Dean Krueger swear or affirm that the above property will not be used for economic gain of any kind during the assessment year.

Applicant Signature: Dean Krueger Date: 1/19/2023

OFFICE USE ONLY

I hereby certify that the property described above is eligible to receive the exemption claimed.

Signed: Date: 2/1/2023

Chairman, Scott County Soil and Water Conservation District

This open prairie property has been inspected and certified as having adequate ground cover consisting of native species, and that all primary and secondary noxious weeds present are being controlled to prevent the spread of seeds by either wind or water.

Signed: Date:

Chairman, County Board of Supervisors

The exemption may be applied to recreational lakes, forest covers, rivers and stream banks, and open prairies as designated by the board of supervisors of the county in which the property is located.

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City of Davenport

Department: Public Safety **Action / Date**
Contact Info: Brian Krup | 563-326-6163 **4/12/2023**

Subject:
Motion approving a noise variance request for the listed date and time for an outdoor event.

German American Heritage Center and Museum; Best of the Wurst; 712 West 2nd Street; Saturday, June 17, 2023 11:00 a.m. - 3:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 3]

Recommendation:
Pass the Motion.

Background:
This request for a noise variance has been received pursuant to the Municipal Code of Davenport, Iowa Chapter 8.19 Noise Abatement, Section 8.19.090 Special Variances.

The building north of the property is vacant, and the two businesses east of the property are not open on Saturdays.

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	3/29/2023 - 12:10 PM

City of Davenport

Department: Public Safety **Action / Date**
Contact Info: Jamie Swanson | 563-326-7795 **4/12/2023**

Subject:
Motion approving beer and liquor license applications.

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

Ward 7

Assumption High School (Assumption High School) - Temporary Event "April Knight" April 22 - 1020 West Central Park Avenue - License Type: Class C Liquor (On-Premises)

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

Ward 1

QC Mart (Bethany Enterprises, Inc) - 2747 Rockingham Road - License Type: Class B Beer (Carry-Out)

Ward 2

The Devil's Door (The Devil's Door, LLC) - 4908 North Pine Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Rina Mart, LLC (Rina Mart, LLC) - 3815 West Kimberly Road - License Type: Class E Liquor (Carry-Out)

Ward 3

Antonella's II, LLC (Antonella's II, LLC) - 421 West River Drive #5 - Outdoor Area - License Type: Beer/Wine (On-Premises)

At the Stardust (At the Stardust, LLC) - 218 Iowa Street - License Type: Class C Liquor (On-Premises)

Cru 221 (Cru 221, LLC) - 221 Brady Street - License Type: Class C Liquor (On-Premises)

Geezer's Drafthouse (Geezers, Inc) - 1654 West 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Iowa Mini Mart (Samreet, LLC) - 234 West 3rd Street - License Type: Class E Liquor (Carry-Out)

Mantra Indian Restaurant (Madan, LLC) - 220 North Harrison Street - License Type: Special Class C Beer/Wine (On-Premises)

Redstone Room (River Music Experience) - 129 Main Street (2nd Floor) - License Type: Class C

Liquor (On-Premises)

Ward 4

Cedar Street Inn (Fleetfood, Inc) - 810 Cedar Street - License Type: Class C Liquor (On-Premises)

Famous Liquors (Jay Liquor, Inc) - 2604 West Locust Street - License Type: Class E Liquor (Carry-Out)

Hy-Vee Fast and Fresh #5 (Hy-Vee, Inc) - 2353 West Locust Street - License Type: Class E Liquor (Carry-Out)

Ward 5

Grilled Cheese Bar (Tbs Enterprises, LLC) - 1019 Mound Street - License Type: Class C Liquor (On-Premises)

Ward 6

Aldi Inc #80 (Aldi, Inc - Corporation) - 5262 Elmore Avenue - License Type: Class B Retail (Carry-Out)

Biaggi's Ristorante Italiano, LLC (Biaggi's Ristorante Italiano, LLC) - 5195 Utica Ridge Road - License Type: Class C Liquor (On-Premises)

Fresh Thyme Farmers Market (Lakes Venture, LLC) - 2130 East Kimberly Road - License Type: Class B Beer (Carry-Out)

Hy-Vee Market Cafe (Hy-Vee, Inc) - 4064 East 53rd Street (Cafe Area) - Outdoor Area - License Type: Class C Liquor (On-Premises)

Pints (Pub @ Utica, LLC) - 5268 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Your Pie (The Gizzeria Group, Inc) - 4520 East 53rd Street #400 - Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Ward 7

Mo Brady's (DRC Ventures, Inc) - 4830 North Brady Street - License Type: Class C Liquor (On-Premises)

Ward 8

Big 10 Mart (Molo Oil Company) - 5310 North Brady Street - License Type: Class B Beer (Carry-Out)

QC Marts (Bethany Enterprises, Inc) - 6807 Northwest Boulevard - License Type: Class B Beer (Carry-Out)

C. Request For 19/20-Year-Old Exemption

Ward 3

At the Stardust (At the Stardust, LLC) - 218 Iowa Street - License Type: Class C Liquor (On-Premises)

Redstone Room (River Music Experience) - 129 Main Street (2nd Floor) - License Type: Class C Liquor (On-Premises)

Recommendation:
Pass the motion.

Background:
These applications have been reviewed by the Police, Fire, and Zoning Departments.

REVIEWERS:

Department	Reviewer	Action	Date
Public Safety	Merritt, Mallory	Approved	3/29/2023 - 9:52 AM
Public Safety Committee	Merritt, Mallory	Approved	3/29/2023 - 9:53 AM
City Clerk	Admin, Default	Approved	3/29/2023 - 5:37 PM

City of Davenport

Department: Finance
Contact Info: Chad Dyson | 563-328-7275

Action / Date
4/12/2023

Subject:
Motion awarding a contract for the We-Go Swing Installation at Vander Veer Botanical Park to The Henley Group, LLC of Muscatine, Iowa in the amount of $71,955, CIP #64070. [Ward 5]

Recommendation:
Pass the Motion.

Background:
An Invitation to Bid was issued on March 1, 2023 and sent to contractors. On March 22, 2023 the Purchasing Division opened and read three (3) responsive and responsible bids. The Henley Group, LLC of Muscatine, Iowa was the lowest responsive and responsible bidder and is recommended for award.

The "We-Go" swing is the only approved wheelchair swing in the USA. The swing will be installed alongside the fully accessible playground at Vander Veer Park.

This contract is funded by CIP #64070 Park Development Program using General Obligation Bond proceeds.

ATTACHMENTS:

	Type	Description
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	3/27/2023 - 5:00 PM
Finance Committee	Merritt, Mallory	Approved	3/27/2023 - 5:00 PM
City Clerk	Admin, Default	Approved	3/30/2023 - 11:34 AM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: We-Go Swing Installation

BID NUMBER: 23-83

OPENING DATE: March 22, 2023

FUNDING: 74087683 530350 64070 | Park Development Program

RECOMMENDATION: Award the contract to The Henley Group, LLC of Muscatine, Iowa

VENDOR NAME	PRICE
The Henley Group, LLC of Muscatine, IA	**$71,955**
Miller Trucking & Excavating of Silvis, IL	$75,900
WRS Construction Inc of Davenport, IA	$87,379

Approved By _____ 03/24/2023
Purchasing Date

Approved By _____ 3/24/23
Dept Director Date

Approved By _____ 3-24-23
Budget/CIP Date

Approved By _____ 03/24/2023
Assist. City Administrator/ CFO Date