

CITY COUNCIL MEETING MINUTES

City of Davenport, Iowa

Wednesday, March 27, 2019; 5:30 PM

City Hall, 226 W. 4th Street, Council Chambers

Mayor Frank Klipsch presiding and all Aldermen present

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes **Approved**

Approval of the City Council Meeting Minutes for March 13, 2019

VI. City Administrator Update

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

Approval of the Report of the Committee of the Whole for March 20, 2019: *COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, March 20, 2019--The Council observed a moment of silence. Pledge of Allegiance. The Council met in Committee of the Whole at 5:30 PM with Mayor Klipsch presiding and all aldermen present. The following Public Hearings were held: on the plans, specifications, forms of contract, and estimated cost for the E 36th St Reconstruction from 115 feet west of Davenport Ave to 120 feet south of Kimberly Rd, CIP #35036; on the plans, specifications, forms of contract, and estimated cost for the 2nd and Marquette Street Sewer Separation Project, CIP #30016; on the plans, specifications, forms of contract, and estimated cost for the West High Street Flood Mitigation Project, CIP #33020. **Action items for Discussion:** (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: Ald. Rawson reviewed all items listed. On motion by Ald. Ambrose, second by Ald. Dickmann item #2 moved to the Discussion Agenda with a recommendation for suspension of the rules (Ald. Gripp voting*

may) and passage on second consideration and all other items moved to the Consent Agenda. Public Safety: Ald. Gripp reviewed all items listed. On motion by Ald. Dickmann, second by Ald. Ambrose all items moved to the Consent Agenda. Public Works: Ald. Dunn reviewed all items listed. On motion by Ald. Condon, second by Ald. Rawson all items moved to the Consent Agenda. Finance: Ald. Matson reviewed all items listed. On motion by Ald. Clewell, second by Ald. Ambrose item #3 moved to the Discussion Agenda and all other items moved to the Consent Agenda. Council adjourned at 6:02 PM.

VIII. Appointments, Proclamations, Etc.

A. Appointments **Approved 2019-100**

1. Plan & Zoning Commission

- Betsy Brandsgard (New Appointment)
- Tom Hepner (Reappointment)

B. Proclamations **Issued 2019-101**

1. Junior Achievement Day - April 4, 2019

IX. Presentations **Held**

A. 2019 Art in City Hall Recognition Ceremony

B. Local Business "The Foundation of Our Community": The Great Midwest Seafood Company

X. Individual Approval of Items on the Discussion Agenda

1. Second Consideration: Ordinance for Case REZ19-01, request by Bradley Matthews to rezone approximately 1.1 acres located at 5000 Grand Ave from I-1 Light Industrial District to R-MF, Residential Multifamily District. [Ward 7]

Adopted, upon suspension of the rules and passage of third consideration, 2019-102

ORDINANCE NO. 2019-102

ORDINANCE for Case REZ19-01 being the request of Bradley Matthews to rezone approximately 1.1 acres located at 5000 Grand Avenue from I-1 Light Industrial District to R- MF, Residential Multifamily District [Ward 7].

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 "R-MF, Residential Multifamily District".

Lot 5 of Lyngholm Park 8th Addition to the City of Davenport, Iowa.

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

1. This property is located on the boundary between R-MF and I-1 Zoning.
2. The proposed rezoning will not significantly add traffic to Grand Avenue.
3. Zoning this property R-MF will allow for construction of apartment units in close proximity to employment opportunities.
4. No single family neighborhoods are in the vicinity and thus, none will be impacted.

Condition:

That the City Council is requested to pass a resolution assigning a Future Land Use Designation of RG, Residential General to this property and assigning either I, Industry or RG, Residential General designations to other nearby properties overlooked in the 2016 Comprehensive Plan.

Section 3. At its February 19, 2019 meeting, the Plan and Zoning Commission voted to forward the case to the City Council with a recommendation to approve.

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

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

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided. *Approved 3/27/19 Frank Klipsch, Mayor; Attest: Brian Krup, Deputy City Clerk*

2. Resolution approving the Fairmount Cemetery Assistance Agreement between the Fairmount Cemetery and Crematory Association and the City of Davenport.

[Ward 1] **Adopted 2019-103**, with the following amendment to item #5:
*"Projects/Repairs to Mausoleum and/or Crematorium. Cemetery agrees that any **proposed** interior or exterior projects or repairs be planned for the Mausoleum and/or Crematorium ~~that will materially change the historic character or aspect of either building~~ shall first be subject to review and approval by the Davenport Historic Preservation Commission. **And further, Cemetery agrees to list the Crematorium and the Mausoleum in the Davenport Register of Historic Properties and Local Landmarks.**"*

XI. 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. **Second Consideration:** Ordinance amending various sections of Chapter 12.20 (Right of Way Management Regulations) to clarify specific standards for wireless structures placed within the City. [All Wards] **Moved to third consideration**

2. Resolution setting a Public Hearing on the proposed conveyance of the following City-owned Urban Homestead Properties: **Adopted 2019-104**

Ward 4

Parcel H0010-04, 1412 West 15th Street, to (Kelli Torres, Petitioner)

Ward 5

Parcel E0016-22, 1501 Eastern Avenue, to (Kelly DeBolt, Petitioner)

3. Resolution closing various street(s), lane(s), or public grounds on the listed date(s) to hold outdoor event(s). **Adopted 2019-105**

A. Davenport Schools; Intermediate and High School Track Meets; various dates/times in April and May 2019; Closure: Portion of E 36th St from Brady St to just west of Durham School Services at 3640 Davenport Ave.
[Ward 7]

B. Stickman Racing Group; Easter Egg Scramble 5k Run/Walk; Saturday, April 20, 2019 7:30 AM – 11:00 AM; Closure: Christie St from E 11th St to E 12th St; E 11th St from Christie St to Jersey Ridge Rd; Jersey Ridge Rd from 11th St to Middle Rd; Middle Rd from Jersey Ridge Rd to Eastmere

Dr to Bettendorf City Limits; northern most westbound lane on River Dr at Davenport City Limits to River St; River St from River Dr to finish at 11th St and Christie St. [Wards 5 & 6]

4. Resolution approving the plans, specifications, forms of contract, and estimated cost for the West High Street Flood Mitigation Project, CIP #33020.

[Ward 4] **Adopted 2019-106**

5. Resolution approving the plans, specifications, forms of contract, and estimated cost for the E 36th Street Reconstruction from 115 feet west of Davenport Ave to 120 feet south of Kimberly Rd, CIP #35036. [Ward 7]

Adopted 2019-107

6. Resolution approving the plans, specifications, forms of contract, and estimated cost for the W 2nd St and Marquette St Sewer Separation Project, CIP #30016. [Ward 3] **Adopted 2019-108**

7. Resolution approving a contract for the Davenport Rail Spur Extension EDA 06-79-06084 construction to Langman Construction Inc of Rock Island, IL in the amount of \$2,483,666.02, CIP #60009. [Ward 8] **Adopted 2019-109**

8. Resolution awarding the contract for the replacement of roofs on three (3) buildings at WPCP to Economy Roofing & Insulating Co., Inc of Bettendorf, IA in the amount of \$324,000. [All Wards] **Adopted 2019-110**

9. Resolution setting a Public Hearing on the proposed conveyance of parcel Y0621-05B lying west of the residence at 6700 Jersey Ridge Road for April 3, 2019. City of Davenport, Petitioner. [Ward 8] **Adopted 2019-111**

10. Resolution authorizing the submission of a Passenger Ferry Grant Program application to the Federal Transit Administration Section 5307 for grant assistance with the replacement and enhancement of the Lindsay Park Channel Cat Dock System. [All Wards] **Adopted 2019-112**

11. Resolution accepting the Main Street Landing Master Plan as presented by the Downtown Davenport Partnership and Figge Art Museum and establishing a task force for the purpose of recommending a final design for the regional activity area at Main Street Landing. [Ward 3] **Adopted 2019-113**

12. Motion approving noise variance request(s) for various events on the listed dates at the listed times. **Passed 2019-114**

A. Davenport's Riverfront Improvement Commission and the Regional Development Authority; 2019 Music on the River; Petersen Pavilion in LeClaire Park; various dates/times from June through August 2019; Outdoor music, over 50 dBa. [Ward 3]

7:00 PM (unless otherwise noted) for approximately two (2) hours

Sunday, June 2, Josh Duffee & His Orchestra

Sunday, June 9, The Merchants

Sunday June 16, Tewanta and Good Company

Sunday, June 30, Ken Paulsen Orchestra

Wednesday, July 3, Red, White & Boom! with The RiverCity 6

Sunday, July 14, BIX JAZZ FEST PREVIEW – 6:00 PM

Friday, August 2, BIX JAZZ FEST - 6:00 PM

Sunday, August 11, Crooked Cactus Band

Sunday, August 25, Panic River Band

Wednesday, August 28, Central High School Marching Band

13. Motion approving beer and liquor license applications. **Passed 2019-115**

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

Ward 1

Rockingham Liquor (Lila LLC) - 2423 Rockingham Rd. - License Type: E Liquor / C Beer / B wine - 200 ft. notification letters mailed 3/13/19

Ward 3

The Filling Station (Bar Management LLC) - 500 W 3rd St. QC Times Lot - Outdoor Area July 27, 2019 "Bix Event" - License Type: B Beer

Ward 6

Portillo's Hot Dogs (Portillo's Hot Dogs, LLC) - 2741 E 53rd St. - Outdoor Area - License Type: B Beer

Ward 7

Assumption High School (Assumption High School) - 1020 W Central Park Ave - Outdoor Area April 26, 2019 "Havana Knights" annual fundraiser - License Type: C Liquor

Ganzo's (Ganzo's LTD.) - 3923 N Marquette St. - Outdoor Area May 3 - 5, 2019 "Cinco De Mayo" event - License Type: C Liquor

The following is a summary of revenue received for the month of February 2019:

Property taxes	343,228
Other City taxes	1,425,438
Special assessments	-
Licenses & permits	196,553
Intergovernmental	1,953,985
Charges for services	2,924,001
Use of monies & property	70,067
Fines & forfeits	121,823
Bonds/Loan Proceeds	276,287
Miscellaneous	243,294

XIII. On motion, Council adjourned at **6:21 PM.**



Brian Krup
Deputy City Clerk
PO # 2019/1911361