

CITY COUNCIL MEETING

City of Davenport, Iowa

Wednesday, January 10, 2024; 5:30 PM

City Hall | 226 West 4th Street | Council Chambers

REVISED JANUARY 9, 2024

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 December 13, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report on Committee of the Whole for January 3, 2024.

VIII. Appointments, Proclamations, Etc.

A. Appointments

1. Design Review Board

-Lana Tylka (re-appointment)

-Matt Stinocher (re-appointment)

-Gale Hoff (re-appointment)

2. Library Board of Trustees

-Michael Hustedde (new appointment)

3. Affirmative Action Advisory Commission

-Troy Farley (re-appointment)

-Leslie Wilson (new appointment)

B. Proclamations

1. National Mentoring Month | January 2024

2. Slavery and Human Trafficking Prevention Month | January 2024

IX. Presentations

A. Davenport Police Department Swearing-In Ceremony

-Stuart Chamberlayne

-Xavier McClure

-Andrew Troje

-Aaron Gilliland

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

1. Resolution awarding a contract for the Modern Woodmen Park Field Lighting Retrofit project to Musco Lighting of Muscatine, Iowa in the amount of \$365,000, CIP #23049. [Ward 3]
2. Motion approving beer and liquor license applications.

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

Ward 1

LPT #5523 (L.P.T. Retail Management Services, LLC) – 3624 West Locust Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5524 (L.P.T. Retail Management Services, LLC) – 2805 Telegraph Road – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5525 (L.P.T. Retail Management Services, LLC) – 3129 Rockingham Road – New License/Owner – License Type: Class B Beer (Carry-Out)

Ward 4

LPT #5522 (L.P.T. Retail Management Services, LLC) – 1732 North Marquette Street – New License/Owner – License Type: Class B Beer (Carry-Out)

Ward 5

LPT #5519 (L.P.T. Retail Management Services, LLC) – 1136 East Locust Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5520 (L.P.T. Retail Management Services, LLC) – 2242 East 12th Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5521 (L.P.T. Retail Management Services, LLC) – 303 West Locust Street – New License/Owner – License Type: Class B Beer (Carry-Out)

Ward 7

LPT #5517 (L.P.T. Retail Management Services, LLC) – 201 West 53rd Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5518 (L.P.T. Retail Management Services, LLC) – 1670 West Kimberly Road – New License/Owner – License Type: Class B Beer (Carry-Out)

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. Second Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding Scott Street along the west side from West 17th Street south to the alley thereto. [Ward 4]
2. Resolution setting a Public Hearing on the proposed conditional conveyance of a portion of City-owned property located in the 2800 block of Eastern Avenue (known as the Annie Wittenmyer campus) to AW Holdings, LLC, Petitioner. [Ward 5]
3. Resolution accepting work completed under the 2023 ADA Ramp Program by Collins Concrete Ltd of Davenport, Iowa in the amount of \$151,810.59, CIP #28024. [All Wards]
4. Resolution awarding a contract for the 2024 Commercial Alley Resurfacing Program to Valley Construction of Rock Island, Illinois, in the amount of \$110,590, CIP #35038. [Ward 3]
5. Resolution awarding a contract for the Goose Creek Trail (46th Street to 53rd Street) Overlay project to Langman Construction, Inc of Rock Island, Illinois in the amount of \$199,958.34, CIP #28030. [Ward 7]
6. Resolution approving the plans, specifications, form of contract, and estimate of cost for the 2024 Sewer Lateral and Nuisance Water Service Repair Program, CIP #30062. [All Wards]
7. Resolution approving the specifications, form of contract, and estimate of cost for the 2024 Pedestrian Curb Ramp Retrofit Program, CIP #35063. [All Wards]
8. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Cork Hill Park Splash Pad project, #ARP 10. [Ward 3]
9. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Compost Facility Aeration Trench Replacement project, CIP #39016. [Ward 1]
10. Resolution approving and adopting preliminary plans and specifications and plats and schedules for the 2024 Alley Resurfacing Program. [Wards 3 & 5]
11. Resolution approving the purchase of four new 35' electric low-floor buses from Gillig LLC of Livermore, California in the amount of \$4,595,876, CIP #24035. [All Wards]
12. Resolution ratifying the grant agreement for the Destination Iowa Creative Placemaking Grant (Award Number 23-DCP-002) through the Iowa Economic Development Authority. [Ward 3]
13. Resolution adopting the City of Davenport's 2024 State Legislative Program. [All Wards]

14. Resolution awarding a contract for the Urban Homestead Program New Construction at 1838 West 4th Street project to Clark Design & Development of Bettendorf, Iowa in the base bid amount of \$341,887.84 and a not to exceed amount of \$356,887.84 for contingencies. [Ward 3]
15. Resolution approving a payment of \$171,880.14 to Tyler Technologies, Inc of Falmouth, Maine for the annual licensing of the Munis software system for the period November 1, 2023 to October 31, 2024. [All Wards]
16. Resolution adopting the Internal Revenue Service mileage rate to reimburse employees for use of a personal vehicle for City business. [All Wards]
17. Resolution establishing the interest rate for special assessments. [All Wards]
18. Resolution accepting the FY 2023 Port Security Grant Program (PSGP) grant from the Federal Emergency Management Agency (FEMA) in the amount of \$600,000. [All Wards]
19. Resolution approving an amendment to the existing agreement with the Humane Society of Scott County, Iowa in the amount of \$250,000 for services provided through June 30, 2024. [All Wards]
20. Motion approving a noise variance on the listed date and time for an outdoor event.

Downtown Davenport Partnership; Icestravaganza; Freight House | 421 West River Drive; 5:00 p.m. - 9:00 p.m. Saturday, January 13, 2024; Outdoor music, over 50 dBA. [Ward 3]

21. Motion approving beer and liquor license applications.

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

Ward 1

A&S Food & Gas (Kuljeet Kaur) - 2365 Rockingham Road - License Type: Class E Liquor (Carry-Out)

Beertini's (Beertini's, LLC) - 3801 Rockingham Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 2

Probstei Inn Bar & Grill (Mayberry Homestead, Inc) - 6315 West Kimberly Road - License Type: Class C Liquor (On-Premises)

Ward 3

Chuck's Tap (White T Corporation) - 1731 West 6th Street - License Type: Class C Liquor (On-Premises)

German American Heritage Center (German American Heritage Center) - 712 West 2nd Street - License Type: Special Class C Beer/Wine (On-Premises)

M Lounge (Alleyah, LLC) - 217 Brady Street - License Type: Class C Liquor (On-Premises)

Ward 4

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

St. Ambrose University (Sodexo America, LLC) - 518 West Locust Street - License Type: Class C Liquor (On-Premises)

Washington St Mini Mart (Nazar, LLC) - 1601 Washington Street - License Type: Class E Liquor (Carry-Out)

Ward 5

Bley's Tap (JBCW, LLC) - 215 East 29th Street - License Type: Class C Liquor (On-Premises)

Ward 6

Buffalo Wild Wings (Blazin' Wings, Inc) - 4860 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

The Grape Life (The Grape Life Wine Store & Lounge, LLC) - 3402 Elmore Avenue - License Type: Class C Liquor (On-Premises)

Hy-Vee (Hy-Vee, Inc) - 1823 East Kimberly Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Hy-Vee Food & Drugstore #3 (Hy-Vee, Inc) - 1823 East Kimberly Road - License Type: Class E Liquor (Carry-Out)

Steel Plow Burger (Steel Plow Burger II, LLC) - 1430 East 52nd Street #3 - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

Ganzo's (Ganzo's, Ltd) - 3923 North Marquette Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

R & C Brazilian Steakhouse, LLC (R & C Brazilian Steakhouse, LLC) - 320 West Kimberly Road #53 - License Type: Class C Liquor (On-Premises)

Ward 8

Best Western Plus Steeplegate Inn (Global Brothers Davenport, LLC) - 100 West 76th Street - License Type: Class C Liquor (On-Premises)

Exotic Thai Restaurant (Exotic Thai Restaurant, Inc) - 2303 East 53rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Girl + Food By Cafe Fresh (Girl + Food, LLC) - 5345 Belle Avenue - Outdoor Area - License Type: Class C Liquor (On-Premises)

Loves Travel Stop #476 (Loves Travel Stops & Country Stores, Inc) - 8255 Northwest Boulevard - License Type: Class C Beer (Carry-Out)

22. Motion accepting asphalt paving services completed under the Veterans Memorial Park Phase II project by Hawkeye Paving Corporation, Inc of Davenport, Iowa in the amount of \$47,695, CIP #68016. [Ward 3]
23. Motion awarding a contract for the Freight House West Brick Wall Repairs project to Bi-State Masonry, Inc of Rock Island, Illinois in the amount of \$80,442, CIP #23073. [Ward 3]
24. Motion approving the purchase of play equipment for the Credit Island Nature Play project to Crouch Recreation, Inc of Elkhorn, Nebraska in the amount of \$89,440 using OMNIA Partners contract #2017001135, CIP #64103. [Ward 1]
25. Motion approving the purchase of picnic tables to Boland Recreation of Marshalltown, Iowa in the amount of \$61,662 using Sourcewell contract #010521-LTS-5. [All Wards]
26. Motion awarding a contract for the purchase of a new dance floor for the RiverCenter to MityLite, Inc of Orem, Utah in the amount of \$62,829, CIP #69014. [All Wards]
27. Motion approving a payment of \$84,195 to CDW-G of Chicago, Illinois for the annual renewal of VMware licensing and support using Sourcewell Contract #081419-CDW. [All Wards]

XIII. Other Ordinances, Resolutions and Motions

1. Motion for suspension of the rules to add and vote on the items listed below.
2. Motion to reconsider: Motion directing the City Administrator and related staff to implement an internal Animal Services Unit and negotiate any related contracts or agreements. [All Wards]
 1. Vote on the motion to reconsider.
 2. Introduce and vote on amendments.
 3. Vote on amended Motion.

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
1/10/2024

Subject:
Approval of the City Council Meeting minutes for December 13, 2023.

ATTACHMENTS:

Type	Description
▣ Exhibit	CC Min 121323

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	1/4/2024 - 12:27 PM

City of Davenport, Iowa
City Council Meeting Minutes
Wednesday, December 13, 2023

The City Council of Davenport, Iowa met in regular session on Wednesday, December 13, 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 (*In person:* Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderman Gripp, Alderman Condon, Alderwoman Lynch, Alderman Jobgen, and Alderman Ortiz; *Via telephone:* Alderwoman Lee and Alderwoman Dickmann).

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 November 21, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for December 6, 2023.

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, December, 6 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 Meginnis. Upon the roll being called, all Aldermen were present except Alderwoman Dickmann and Alderman Ortiz (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderwoman Lynch, and Alderman Jobgen).

*The following Public Hearings were held: **Community Development:** 1. on the proposed conveyance of City-owned property located at 1216 Warren Street to Top Notch Real Estate, LLC, Petitioner. **Public Works:** 1. on the plans, specifications, form of contract, and estimate of cost for the Compost Facility Lot Repairs project; 2. on the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project, pending HUD approval, #BG250; and 3. on the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project, CIP #28030.*

*Action Items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Jobgen item #4 would be voted on later and the agenda and all other items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderman Dunn, second by Alderman Gripp item #1, Third Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding West 47th Street along the north side from Pine Street west to the dead end thereto, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Gripp, second by Alderwoman Meginnis item #17, Resolution awarding a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project to Davenport Electric Contract Company of Davenport, Iowa in the amount of \$2,895,075.50, CIP #38017, moved to the Discussion Agenda; item #27, Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and*

that said waiver is valid as long as certain conditions remain in effect, moved to the Discussion Agenda with a recommendation for denial by staff; and all other items moved to the Consent Agenda. Council recessed for a break at 7:15 p.m. and reconvened at 7:25 p.m. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderwoman Lynch, second by Alderman Jobgen all items moved to the Consent Agenda.

Other Ordinances, Resolutions and Motions: A motion for suspension of the rules to vote on the listed items was moved by Alderman Gripp and seconded by Alderwoman Lee. Upon the roll being called, all Aldermen present voted aye and the rules were suspended.

On motion by Alderman Gripp, second by Alderwoman Meginnis and all Aldermen present voting aye, the following Motion passed:

Motion to reconsider Ordinance 2023-483 to amend the conditions of Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8] **PASSED 2023-507**

A motion to amend the conditions for Ordinance 2023-483 was moved by Alderman Gripp and seconded by Alderwoman Meginnis. Upon the roll being called, all Aldermen present voted aye and the conditions to Case REZ23-05 were amended to be replaced with the following:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall contain a six-foot fence and landscaping.
2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.
3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of thirty-two square feet and illuminated.

A motion to place Ordinance 2023-483 on the Consent Agenda for the December 13, 2023 City Council Meeting was moved by Alderman Gripp and seconded by Alderwoman Meginnis. Upon the roll being called, all Aldermen present voted aye.

On motion by Alderman Gripp, second by Alderman Dunn and all Aldermen present voting aye, Council recessed to Executive Session at **8:10 p.m.** Council reconvened in Executive Session at **8:18 p.m.** to discuss a real estate transaction pursuant to Iowa Code Section 21.5(1)(j) with Mayor Matson and all Aldermen present except Alderwoman Lee, Alderwoman Dickmann, and Alderman Ortiz (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Lynch, and Alderwoman Meginnis). Others present included Interim City Administrator/CFO Mallory Merritt, Community and Economic Development Director Bruce Berger, Assistant City Administrator/Public Works Director Nicole Gleason, and Interim Corporation Counsel Brian Heyer. On motion by Alderwoman Meginnis, second by Alderman Dunn, this Executive Session ended at **8:36 p.m.** Council returned to Executive Session at **8:37 p.m.** to discuss strategy with counsel in matters involving litigation pursuant to Iowa Code Section 21.5(1)(c) with Mayor Matson and all Alderman present except Alderwoman Lee, Alderwoman Dickmann, and Alderman Ortiz (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Lynch, and Alderwoman Meginnis). Others present included Attorneys Dick Davidson and Brett Marshall from Lane & Waterman, Interim City Administrator/CFO Mallory Merritt, and Interim Corporation Counsel Brian Heyer. On motion by Alderman Jobgen, second by Alderman Dunn, Council went back into open session and adjourned at **9:46 p.m.**

VIII. Appointments, Proclamations, Etc.

A. Appointments

APPROVED 2023-508

1. Historic Preservation Commission
 - Eric Bierman (new appointment)
2. Plan and Zoning Commission
 - Aaron Dunlop (new appointment)

IX. Presentations

HELD

A. Davenport Fire Department Swearing-In Ceremony

- Ryan Amidon
- Wesley Foster
- Chris Ploessl
- Anthony Mirr

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

1. Alderman Jobgen moved a motion to amend the Ordinance to read "...by adding West 47th Street along the north side from Pine Street to 230 feet west, and along the south side from Pine Street to 200 feet west thereto." The motion was seconded by Alderman Ortiz, and upon the roll being called, all Aldermen present voted aye.

On motion by Alderman Gripp, second by Alderwoman Meginnis and all Aldermen present voting aye, the Ordinance was adopted as amended.

Third Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding West 47th Street along the north side from Pine Street to 230 feet west, and along the south side from Pine Street to 200 feet west thereto. [Ward 2]

ADOPTED 2023-509

ORDINANCE NO. **2023-509**

AN ORDINANCE AMENDING SCHEDULE VII NO PARKING OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING WEST 47TH STREET ALONG THE NORTH SIDE FROM PINE STREET TO 230 FEET WEST, AND ALONG THE SOUTH SIDE FROM PINE STREET TO 200 FEET WEST THERETO.

Section 1. That Schedule VII No Parking of Chapter 10.96 entitled "Schedules" the Municipal Code of Davenport, Iowa, be and the same is hereby amended by adding the following:

West 47th Street along the north side from Pine Street to 230 feet west, and along the south side from Pine Street to 200 feet west.

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 12/13/23: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. On motion by Alderman Gripp, second by Alderman Jobgen and all Aldermen present voting aye except Alderwoman Lee, Alderman Dunn, and Alderman Kelly, the following Resolution was adopted.

Resolution awarding a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project to Davenport Electric Contract Company of Davenport, Iowa in the amount of \$2,895,075.50, CIP #38017. [Ward 3] **ADOPTED 2023-510**

3. On motion by Alderman Gripp, second by Alderwoman Meginnis and all Aldermen present voting aye, the following Motion passed.

Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and that said waiver is valid as long as certain conditions remain in effect. [Ward 2] **PASSED 2023-511**

XII. Approval of All Items on the Consent Agenda

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

1. Reconsidered Ordinance 2023-483: Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8] **ADOPTED 2023-483 (AS AMENDED)**

ORDINANCE NO. **2023-483**

AN ORDINANCE FOR CASE REZ23-05 BEING THE REQUEST OF ANTHONY PROPERTIES TO REZONE THE 10.17 ACRES OF LOT 1 OF PHOENIX CENTRE 6TH ADDITION IN THE 5600 BLOCK OF TREMONT AVENUE (PARCEL X1203-01) FROM I-1 LIGHT INDUSTRIAL ZONING DISTRICT TO R-MF MULTIFAMILY RESIDENTIAL DISTRICT.

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

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "RMF Multi-Family Residential" District:

LOT 1 OF PHOENIX CENTRE 6TH ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

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

Findings:

1. The proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies.
2. The introduction of a residential use in an industrial area is not compatible with the zoning and land uses or character of nearby property.
3. The proposed amendment may have factors that could impact public health, safety, and welfare of the City.
4. Rezoning the property to R-MF does create nonconformities.

Section 3. At its October 3, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-05 to the City Council with a recommendation for denial subject to the listed findings.

Section 4. At its November 21, 2023 meeting, the City Council voted to add conditions upon said rezoning, and at its December 6, 2023 Committee of the Whole Meeting, the Ordinance was reconsidered and the conditions were amended as follows:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall contain a six-foot fence and landscaping.
2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.
3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of thirty-two square feet and illuminated.

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.

Amended Ordinance adopted 12/13/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. First Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding Scott Street along the west side from West 17th Street south to the alley thereto. [Ward 4] **MOVED TO SECOND CONSIDERATION**

3. Resolution authorizing the conveyance of City-owned property at 1216 Warren Street to Top Notch Real Estate, LLC, Petitioner. [Ward 4] **ADOPTED 2023-512**

4. Resolution placing a moratorium upon new billboard construction until June 13, 2024. [All Wards] **ADOPTED 2023-513**

5. Resolution approving Case F23-17 being the request of Overland Engineering for a final plat of RSBR Addition, a 1-lot subdivision on 2.01 acres of land in unincorporated Scott County located at the southwest corner of 140th Street and 110th Avenue. [Adjacent to Ward 1] **ADOPTED 2023-514**

6. Resolution accepting work completed under the Alley Improvements 2023 | Farnam Street Alleys project by Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of \$229,263.50, CIP #35038. [Ward 3] **ADOPTED 2023-515**

7. Resolution accepting work completed under the FY 2024 DOT Full Depth Patching project by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois in the amount of \$149,143.77, CIP #35045. [Wards 1 & 2] **ADOPTED 2023-516**

8. Resolution accepting work completed under the North Division Street (West 12th Street to Locust Street) Reconstruction project by Manatt's, Inc – Eastern Iowa Division of Camanche, Iowa in the amount of \$1,604,597.92, CIP #35053. [Ward 4] **ADOPTED 2023-517**

9. Resolution accepting work completed under the West 7th Street (Gaines Street to Ripley Street) Resurfacing project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$393,228.14, CIP #35062. [Ward 3] **ADOPTED 2023-518**
10. Resolution accepting work completed under the East Locust Street and Eastern Avenue Intersection Reconstruction project by Hawkeye Paving Corporation of Davenport, Iowa in the amount of \$700,164.28, CIP #35061. [Ward 5] **ADOPTED 2023-519**
11. Resolution accepting work completed under the 66th Street Storm Sewer Extension project by Americore, LLC of Blue Grass, Iowa in the amount of \$142,417.53, CIP #33051. [Ward 8] **ADOPTED 2023-520**
12. Resolution accepting work completed under the Carriage Hill Drive Reconstruction project by N.J. Miller Inc of Bettendorf, Iowa in the amount of \$210,588.44, CIP #35062. [Ward 6] **ADOPTED 2023-521**
13. Resolution awarding a contract for the Duck Creek Sewer Interceptor Extension project to Valley Construction Company of Rock Island, Illinois in the amount of \$16,249,646, CIP #ARP18. [Wards 1 & 2] **ADOPTED 2023-522**
14. Resolution awarding a contract for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project to Langman Construction, Inc of Rock Island, Illinois in the amount of \$3,821,275.60, CIP #ARP14. [Ward 3] **ADOPTED 2023-523**
15. Resolution awarding a contract for the Flood Mitigation | West River Drive and Marquette Street project to Five Cities Construction Company of Coal Valley, Illinois in the amount of \$1,435,042.50, CIP #68015. [Ward 3] **ADOPTED 2023-524**
16. Resolution awarding a contract for the Modern Woodmen Park Fire Suppression System Replacement project to The Henley Group, LLC of Muscatine, Iowa in the amount of \$1,059,000, CIP #23049. [Ward 3] **ADOPTED 2023-525**
17. Resolution awarding a contract for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project to CDMI Concrete Contractors, Inc of Port Byron, Illinois, in the amount of \$474,393.12 CIP #35062. [Ward 2] **ADOPTED 2023-526**
18. Resolution awarding a contract for the Centennial Bridge Seawall Repair project to McCarthy Improvement Company of Davenport, Iowa in the amount of \$269,175.50, CIP #68015. [Ward 3] **ADOPTED 2023-527**
19. Resolution awarding a contract for the West 46th Street Bridge Over Cardinal Creek Replacement project to Taylor Construction Inc of New Vienna, Iowa in the amount of \$272,045.54, CIP #21010. [Ward 2] **ADOPTED 2023-528**
20. Resolution awarding a contract for the Utah Avenue Bridge Over Duck Creek Replacement project to Jim Schroeder Construction, Inc of Bellevue, Iowa in the amount of \$1,409,816.95, CIP #21011. [Wards 1 & 2] **ADOPTED 2023-529**

21. Resolution approving the purchase of electric bus charging infrastructure from Gillig LLC of Livermore, California in an amount not to exceed \$495,000. [All Wards]

ADOPTED 2023-530

22. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Compost Facility Parking Lot Repairs project. [Ward 1]

ADOPTED 2023-531

23. Resolution approving the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project, pending HUD approval, #BG250. [Ward 4]

ADOPTED 2023-532

24. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project, CIP #28030. [Ward 7]

ADOPTED 2023-533

25. Resolution authorizing the submission of a Building Resilient Infrastructure and Communities (BRIC) grant program application to the Federal Emergency Management Agency (FEMA) for financial assistance with the Water Pollution Control Plant Flood Mitigation Northern Levee System project. [Ward 1]

ADOPTED 2023-534

26. Resolution approving a Surface Transportation Block Grant Program agreement with the Iowa Department of Transportation for the 3rd Street Rehabilitation project. [Ward 3]

ADOPTED 2023-535

27. Resolution approving the Federal-Aid Agreement with the Iowa Department of Transportation for the West Loop Trail Phase I project in the amount of \$522,770, CIP #28029. [Ward 1]

ADOPTED 2023-536

28. Resolution awarding a contract for the Multi-Sport Court Installation project to Langman Construction, Inc of Rock Island, Illinois in the amount of \$288,651.88, CIP #ARP10. [Wards 1 & 3]

ADOPTED 2023-537

29. Resolution awarding a contract for the purchase and installation of three mini-pitch systems for the Multi-Sport Installation Court project to Musco Sports Lighting, LLC of Oskaloosa, Iowa in the amount of \$226,143 using Sourcewell contract #041123-MSL, CIP #ARP10. [Wards 1 & 3]

ADOPTED 2023-538

30. Resolution approving an addendum to the Scott Emergency Communications Center 28E Intergovernmental Agreement. [All Wards]

ADOPTED 2023-539

31. Resolution approving the FY 2023 City Street Finance Report from July 1, 2022 to June 30, 2023 to be submitted to the Iowa Department of Transportation. [All Wards]

ADOPTED 2023-540

32. Resolution awarding a one-year contract for the purchase of specific and aggregate stop loss insurance to Reliastar Life Insurance Company/VOYA Financial in the amount of \$1,140,189 and authorizing the Interim City Administrator/CFO to sign any related agreements. [All Wards]

ADOPTED 2023-541

33. Resolution awarding a one-year contract, with the option of four one-year renewals, to The Guardian Life Insurance Company of America for the purchase of employee Basic Life, Long-Term Disability (LTD), Accidental Death and Dismemberment (AD&D), and Voluntary Life Insurance coverages and authorizing the Human Resources Director to sign any related agreements. [All Wards] **ADOPTED 2023-542**

34. Motion approving beer and liquor license applications. **PASSED 2023-543**

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

Ward 1

Family Dollar #21879 (Family Dollar Stores of Iowa, LLC) – 2378 Rockingham Road – New License – License Type: Class B Beer/Wine (Carry-Out)

Ward 3

Abarrotes Carillo, LLC (Abarrotes Carillo, LLC) - 903 West 3rd Street - License Upgrade - License Type: Class C Liquor (On-Premises)

Ward 4

Meat Market (Market Holdings, LLC) - 1629 Washington Street - New License/Owners - License Type: Class C Liquor (On-Premises)

Ward 6

Jiang's Hot Pot and BBQ (Jiang's Pot, LLC) – 4009 East 53rd Street – New License/Owners – License Type: Class C Liquor (On-Premises)

Izumi Japanese Steak House (Izumi Steakhouse, LLC) – 4901 Utica Ridge Road – New License – License Type: Class C Liquor (On-Premises)

Fairfield Inn and Suites (HOA Hotels, LLC) – 4401 Elmore Avenue – New License – License Type: Special Class C Beer/Wine (On-Premises)

Ward 7

Tobacco 4 Less (Chapai and Sons, LLC) - 3545 Eastern Avenue - New License/Owners - License Type: Class E Liquor (Carry-Out)

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

Ward 1

Davenport Elks Lodge #298 (Benevolent and Protective Order of Elks #298) - 4400 West Central Park Avenue - License Type: Class C Liquor (On-Premises)

Jimmie O's Saloon (Oldham Enterprizes, LLC) - 2735 Telegraph Road - Outdoor Area
- License Type: Class C Liquor (On-Premises)

Ward 3

Duck City Delicatessen & Bistro (Moskowitz Llewellyn Restaurant Systems, Inc) - 115
East 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

Hilltop Grocery & Spirits (Hilltop Grocery, LLC) - 1312 Harrison Street - License Type:
Class E Liquor (Carry-Out)

Kwik Star #123 (Kwik Trip, Inc) - 2850 West Locust Street - License Type: Class B
Beer/Wine (Carry-Out)

Ward 5

Tipsy Village, LLC (Tipsy Village, LLC) - 1117 Mound Street - Outdoor Area - License
Type: Class C Liquor (On-Premises)

Ward 6

Bad Boyz Pizza & Pub (3 Bad Girlz, Ltd) - 4706 Utica Ridge Road - Outdoor Area -
License Type: Class C Liquor (On-Premises)

Ward 7

American Legion Post 26 (Davenport Post #26, The American Legion, Inc) - 702 West
35th Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Division Mart (Preet Liquor, LLC) - 3721 North Division Street - License Type: Class E
Liquor (Carry-Out)

Gallery, The (Nelson Securities, Inc) - 3727 Esplanade Avenue - Outdoor Area - License
Type: Class C Liquor (On-Premises)

Ward 8

Casey's General Store #2168 (Casey's Marketing Company) - 1691 West 53rd Street -
License Type: Class E Liquor (Carry-Out)

Dollar General Store #19449 (Dolgenercorp, LLC) - 7510 Northwest Boulevard - License
Type: Class B Retail Alcohol (On-Premises)

35. Motion awarding a contract for the Goose Creek Trail Connection project to Americore LLC
of Blue Grass, Iowa in the amount of \$98,803, CIP #28028. [Ward 8] **PASSED 2023-544**

36. Motion approving a professional services agreement for engineering services for the East Locust Street (Grand Avenue to Eastern Avenue) Resurfacing project to Snyder & Associates, Inc of Iowa City, Iowa in the amount of \$99,100, CIP #35062. [Ward 5] **PASSED 2023-545**

37. Motion determining property values for the 2024 Alley Resurfacing Program. [Wards 3 & 5] **PASSED 2023-546**

38. Motion approving the Washington State Department of Enterprise Services Cooperative Purchasing Agreement for Transit Buses (contract #06719). [All Wards] **PASSED 2023-547**

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 November 2023:

Property Taxes	\$ 5,465,605
Other City Taxes	\$ 3,638,503
Special Assessments	\$ -
Licenses & Permits	\$ 147,836
Intergovernmental	\$ 4,440,376
Charges for Services	\$ 4,248,912
Uses of Monies & Property	\$ 82,151
Fines & Forfeits	\$ 135,905
Bonds/Loan Proceeds	\$ 390,659
Miscellaneous	\$ 171,928

XVI. Executive Session

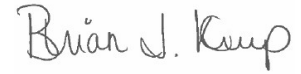
*On motion by Alderwoman Meginnis, second by Alderman Ortiz and all Aldermen present voting aye (Alderwoman Lynch was not in the room for the vote and Alderwoman Lee was no longer connected via telephone), Council recessed to Executive Session at **7:09 p.m.** Council reconvened in Executive Session at **7:16 p.m.** to discuss strategy with counsel in matters involving litigation pursuant to Iowa Code Section 21.5(1)(c) with Mayor Matson and all Alderman present except Alderwoman Lee and Alderwoman Dickmann (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Lynch, Alderwoman Meginnis, and Alderman Ortiz). Others present included Attorneys Dick Davidson and Brett Marshall from Lane & Waterman, Interim City Administrator/CFO Mallory Merritt, and Interim Corporation Counsel Brian Heyer. On motion by Alderman Jobgen, second by Alderman Gripp, Council went back into open session at **8:42 p.m.** to consider a Motion to ratify the settlement agreements with Corri Spiegel, Tiffany Thorndike, and Samantha Torres with Mayor Matson and all Aldermen present except Alderwoman Dickmann, Alderwoman Lee, and Alderwoman Lynch (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Meginnis, and Alderman Ortiz). On motion by Alderman*

Dunn, second by Alderman Jobgen and all Aldermen present voting aye except Alderman Kelly, the following Motion passed:

Motion to ratify the settlement agreements with Corri Spiegel, Tiffany Thorndike, and Samantha Torres.

PASSED 2023-548

XVII. Adjourn **8:43 p.m.**

A handwritten signature in cursive script that reads "Brian J. Krup".

Brian J. Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:
Approval of the Report on Committee of the Whole for January 3, 2024.

ATTACHMENTS:

Type	Description
▣ Exhibit	COW Report 010324

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	1/4/2024 - 12:32 PM

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, January 3, 2024 – The Committee of the Whole Meeting began at 5:30 p.m. with the Presentation of Colors by the Central High School Army JROTC Color Guard. National Anthem performed by Mia Roldan and Emily Winn. Administration of Oaths of Office by the Honorable Justice Thomas D. Waterman to Mike Matson, Mayor; Rick Dunn, First Ward; Tim Dunn, Second Ward; Marion Meginnis, Third Ward; Jade Burkholder, Fourth Ward; Tim Kelly, Fifth Ward; Ben Jobgen, Sixth Ward; Mhisho Lynch, Seventh Ward; Paul Reinartz, Eighth Ward; Kyle Gripp, At-Large; and Jazmin Newton, At-Large. Mayor Matson called the meeting to order at 5:56 p.m. with an invocation performed by Father Juarez followed by a moment of silence. Pledge of Allegiance led by Alderman R. Dunn. Upon the roll being called, all Aldermen were present (Alderman R. Dunn, Alderman Kelly, Alderwoman Meginnis, Alderman Reinartz, Alderman Gripp, Alderwoman Newton, Alderwoman Lynch, Alderman T. Dunn, Alderman Jobgen, and Alderwoman Burkholder).

The following Public Hearings were held: **Public Works:** 1. on the plans, specifications, form of contract, and estimate of cost for the 2024 Sewer Lateral and Nuisance Water Service Repair Program, CIP #30062; 2. on the plans, specifications, form of contract, and estimate of cost for the 2024 Pedestrian Curb Ramp Retrofit Program, CIP #35063; 3. on the plans, specifications, form of contract, and estimate of cost for the Cork Hill Park Splash Pad project, #ARP 10; and 4. on the plans, specifications, form of contract, and estimate of cost for the Compost Facility Aeration Trench Replacement project, CIP #39016.

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 the item listed. On motion by Alderman Reinartz, second by Alderman Dunn the item moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed the items listed. On motion by Alderman T. Dunn, second by Alderman R. Dunn all items under section A. New license, new owner, temporary permit, temporary outdoor area, location transfer, etc (as noted) for item #3, Motion approving beer and liquor license applications, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Gripp item #4, Resolution awarding a contract for the Modern Woodmen Park Field Lighting Retrofit project to Musco Lighting of Muscatine, Iowa in the amount of \$365,000, CIP #23049, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Finance:** Alderwoman Newton reviewed all items listed. A motion was moved by Alderwoman Newton to table item #8, Motion directing the City Administrator and related staff to implement an internal Animal Services Unit and negotiate any related contracts or agreements, for two cycles, seconded by Alderman Reinartz. Upon the roll being called, all Aldermen present voted aye, and the Motion was tabled for two cycles. On motion by Alderwoman Lynch, second by Alderman Gripp, all other items moved to the Consent Agenda.

Council adjourned at **8:08 p.m.**

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
1/10/2024

Subject:
Design Review Board
-Lana Tylka (re-appointment)
-Matt Stinocher (re-appointment)
-Gale Hoff (re-appointment)

Background:
Lana Tylka, Matt Stinocher, and Gale Hoff are all re-appointments to the Design Review Board.
Term dates for all three are January 1, 2024 - December 31, 2026.

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	1/3/2024 - 1:23 PM

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
1/10/2024

Subject:
Library Board of Trustees
-Michael Hustedde (new appointment)

Background:
Michael Hustedde is a new appointment to the Library Board of Trustees filling a vacancy created by the resignation of Craig Cooper. Term dates for this appointment are January 11, 2024 - June 30, 2026.

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	12/29/2023 - 11:40 AM

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
1/10/2024

Subject:
Affirmative Action Advisory Commission
-Troy Farley (re-appointment)
-Leslie Wilson (new appointment)

Background:

Troy Farley is a re-appointment to the Affirmative Action Advisory Commission. Term dates for this re-appointment will be February 1, 2024 - January 31, 2027.

Leslie Wilson is a new appointment to the Affirmative Action Advisory Commission filling a vacancy created by the resignation of Jazmin Newton. Leslie will fill the remainder of the term through January 31, 2024, and serve for the next term with dates of February 1, 2024 - January 31, 2027.

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	1/3/2024 - 10:55 AM

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
1/10/2024

Subject:
National Mentoring Month | January 2024

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	1/3/2024 - 1:23 PM

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
1/10/2024

Subject:
Slavery and Human Trafficking Prevention Month | January 2024

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	1/2/2024 - 9:47 AM

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution awarding a contract for the Modern Woodmen Park Field Lighting Retrofit project to Musco Lighting of Muscatine, Iowa in the amount of \$365,000, CIP #23049. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

Major League Baseball's Facility Standards require that all field lighting systems shall maintain the following minimum brightness requirements: outfield 100fc average, infield 70fc average, bullpen 50fc average. A lighting assessment was recently conducted by MLB and the measured readings found the outfield at 58.7fc, infield at 47.8fc, Home Bullpen at 47.5fc, and Visitor Bullpen at 39.3fc.

This project will retrofit the existing lighting system with the necessary infrastructure to meet the minimum brightness requirements as dictated by MLB's Facility Standards.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/28/2023 - 7:13 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 Modern Woodmen Park Field Lighting Retrofit project to Musco Lighting of Muscatine, Iowa in the amount of \$365,000, CIP #23049.

WHEREAS, the City of Davenport needs to contract for the Modern Woodmen Park Field Lighting Retrofit project; and

WHEREAS, this work is required to meet MLB Facility Standards for field lighting; and

WHEREAS, Musco Lighting of Muscatine, Iowa is the sole source provider for the existing lighting system and therefore is the only vendor that can retrofit the system.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Modern Woodmen Park Field Lighting Retrofit project is hereby awarded to Musco Lighting of Muscatine, Iowa in the amount of \$365,000.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Safety
Contact Info: Jamie Swanson | 563-326-7795

Action / Date
1/10/2024

Subject:
Motion approving beer and liquor license applications.

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

Ward 1

LPT #5523 (L.P.T. Retail Management Services, LLC) – 3624 West Locust Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5524 (L.P.T. Retail Management Services, LLC) – 2805 Telegraph Road – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5525 (L.P.T. Retail Management Services, LLC) – 3129 Rockingham Road – New License/Owner – License Type: Class B Beer (Carry-Out)

Ward 4

LPT #5522 (L.P.T. Retail Management Services, LLC) – 1732 North Marquette Street – New License/Owner – License Type: Class B Beer (Carry-Out)

Ward 5

LPT #5519 (L.P.T. Retail Management Services, LLC) – 1136 East Locust Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5520 (L.P.T. Retail Management Services, LLC) – 2242 East 12th Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5521 (L.P.T. Retail Management Services, LLC) – 303 West Locust Street – New License/Owner – License Type: Class B Beer (Carry-Out)

Ward 7

LPT #5517 (L.P.T. Retail Management Services, LLC) – 201 West 53rd Street – New License/Owner – License Type: Class B Beer (Carry-Out)

LPT #5518 (L.P.T. Retail Management Services, LLC) – 1670 West Kimberly Road – New License/Owner – License Type: Class B Beer (Carry-Out)

Recommendation:
Pass the Motion.

Background:

These applications have been reviewed by the Police, Fire, and Zoning Departments.

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 12:21 PM

City of Davenport

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

Action / Date
1/10/2024

Subject:

Second Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" by adding Scott Street along the west side from West 17th Street south to the alley thereto. [Ward 4]

Recommendation:

Adopt the Ordinance.

Background:

Due to the proximity to St. Ambrose University, students are parking in the 1600 block of Scott Street on the west side of the street. The east side of the street is already posted as No Parking because the street is narrow. There are two residences along this section of Scott Street that have no off-street parking and residents at both homes are in favor of the parking restrictions. Letters were also sent to six other residences which adjoin Scott Street and no responses were received. The zone will be 150 feet long on the west side of Scott Street.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:11 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:11 AM
City Clerk	Admin, Default	Approved	11/30/2023 - 12:45 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE XI RESIDENT PARKING ONLY OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING SCOTT STREET ALONG THE WEST SIDE FROM WEST 17TH STREET SOUTH TO THE ALLEY 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:

Scott Street along the west side from West 17th Street south to the alley.

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: Community Planning & Economic Development
Contact Info: Bruce Berger | 563-326-7769

Action / Date
1/3/2024

Subject:

Resolution setting a Public Hearing on the proposed conditional conveyance of a portion of City-owned property located in the 2800 block of Eastern Avenue (known as the Annie Wittenmyer campus) to AW Holdings, LLC, Petitioner. [Ward 5]

Recommendation:

Adopt the Resolution.

Background:

The Annie Wittenmyer campus includes roughly 32 acres in the 2800 block of Eastern Avenue. Many of the structures are from the 1800s when the property was built as an orphanage coming out of the Civil War era. In the 1950s, it was converted primarily for use in behavioral services and counseling for youth. The property was acquired by the City in the 1970s when the facility closed as funding was no longer sufficient to fund operations.

Since then, nonprofit operations (such as Family Resources) and Junior Theater began using portions of the campus. The City converted outdoor fields to the current Aquatic Center on the north side of the campus; however, many of the buildings have sat vacant or been underused over the past decades. Lease revenue has been insufficient for routine maintenance and, as a result, the campus has suffered significant deferred maintenance.

Approximately five years ago, the City invited potential developers to tour the campus and offer ideas/interest regarding historic redevelopment and revitalization. While one developer was interested and began to put plans together, they were unable to move forward due to other project responsibilities.

This summer, another developer (Chris Ales) indicated interest and began working on a concept plan. Ales has substantial experience in completing historic redevelopment projects including several in Davenport. His plan would be to convert many of the structures to affordable rental housing, including 52 units for seniors and 47 units for families. None of the structures on campus would be demolished per his plan.

To accomplish this, Ales would need to obtain conditional site control and make several applications for Federal and State tax credits, property tax exemption, and other funding. The property would also need to be successfully rezoned as the current zoning does not allow housing.

The conditional site control would permit Ales roughly one year to secure the necessary financing and if successful, the City would then transfer the property to the developer by September 2025. If financing efforts are unsuccessful, this agreement would expire.

Over the coming months, the developer will work with existing tenants and the anticipated timeline. In particular, the Junior Theater Program will continue, either on-site or at a new location. Staff has begun to explore a potential partnership with the Davenport Community School District. The developer has offered to allow the City to lease (for \$1) and even potentially buy-back (for \$1) the

current Theater building if more time is needed.

Approval of this Resolution will direct staff to advertise the Public Hearing on the proposed conditional conveyance at the January 17, 2024 Committee of the Whole Meeting beginning at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Community Development Committee	Berger, Bruce	Approved	12/26/2023 - 3:16 PM

Resolution No. _____

Resolution offered by Alderman Gripp.

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

RESOLUTION setting a Public Hearing on the proposed conditional conveyance of a portion of City-owned property located in the 2800 block of Eastern Avenue (known as the Annie Wittenmyer campus) to AW Holdings, LLC, Petitioner.

WHEREAS, the City of Davenport is the legal owner of certain property legally described as:

Part of the E ½ of Section 24, Township 78 North, Range 3 East of the 5th P.M., being more particularly described as follows: Commencing at the S.E. corner of the N.E. ¼ of said Section 24; thence East 30.0 ft. along the South line of the N.E. ¼ of said Section 24 to the point of beginning; thence S00°44'W 602.14 ft. to the point of intersection of the West R.O.W. line of Eastern Avenue with the Northeasterly R.O.W. line of the CM&St.P. Railroad; thence Northwesterly 128.89 ft. along the Northeasterly R.O.W. line of said Railroad being a curve concave Southwesterly with a radius of 3870.0 ft. and having a long chord being N. 46°52'W; thence N.47°50'W 454.00 ft. along said Railroad R.O.W. line; thence Northwesterly 526.28 ft. along said Railroad R.O.W. being a curve concave Northeasterly with a radius of 1587.14 ft. and having a long chord bearing N.38°20'W 523.91 ft.; thence Northerly 1146.95 ft. along said Railroad R.O.W. being a curve concave Northeasterly with a radius of 2084.16 ft. having a long chord being N.13°04'W 1132.62 ft. to a point on the South R.O.W. line of 29th St.; thence S.89°57'E 1101.03 ft. along the said South line of 29th St.; thence Southerly 31.58 ft. along a curve concave Westerly with a radius of 20.0 ft. to a point on the Westerly line of Eastern Ave.; thence S00°31'W 1284.30 ft. along the West line of Eastern Ave. to the point of beginning containing 31.90 acres more or less; (also known as part of the Annie Wittenmyer Home property described as Tract B 1 and Tract B 2 in the Roy R. Fisher, Inc. appraisal) together with any easements or servient estates appurtenant thereto; and

Except the following:

Burial Grounds/Conservation Easement

A part of the E ½ of Section 24, Township 78 North, Range 3 East of the 5th P.M., City of Davenport, Scott County, Iowa, more particularly described as follows: Commencing at the NE Corner of the SE ¼ of said Section 24; thence S87° 46' 00"W along the North line of the SE ¼ of said Section 24 a distance of 417.47 feet; thence N02° 14' 00"W a distance of 21.56 feet to the point of beginning; thence in a Southwesterly direction along the arc of a curve concave Northerly, said curve having a radius of 50.00 feet with the chord of said arc bearing N87° 47' 14"W and the chord distance being 97.67 feet; thence along the following courses and distances being

along the approximate Southerly edge of an existing sidewalk; thence N87° 45' 03"E a distance of 12.27 feet; thence N47° 27' 15"E a distance of 8.92 feet; thence N36°48' 13"E a distance of 17.26 feet; thence N48° 00' 46"E a distance of 4.71 feet; thence S63° 56' 56"E a distance of 4.99 feet; thence S82° 45' 19"E a distance of 23.16 feet; thence S66°17'50"E a distance of 16.12 feet; thence S57° 33' 33"E a distance of 24.68 feet; thence S37° 51'49"E a distance of 3.07 feet to the point of beginning containing 6,303 sq. ft. more or less; and

Except the following:

Aquatic Center

Commencing at the intersection of Eastern Avenue and East 29th Street; thence South along the Westerly right of way of Eastern Avenue approximately 350 feet; thence West approximately 500 feet; thence North to the Southerly right of way of East 29th Street; thence East to the point of beginning, being approximately 4 acres; and

WHEREAS, the City owns approximately 32 acres of property in the 2800 block of Eastern Avenue (west side of the street) as a single parcel, C0025-01, which encompasses several structures and uses, collectively referred to as the Annie Wittenmyer campus; and

WHEREAS, the City desires to convey the southern portion of this property (as described above) to the Petitioner as part of a comprehensive plan to physically improve and reactivate the campus with housing as the primary end use and to preserve the historic character; and

WHEREAS, the Petitioner, AW Holdings, LLC, with Chris Ales as the managing member, has successfully completed several historic, adaptive re-use projects in Davenport and in other communities and desires to convert many of the existing structures into housing, along with partnering with existing tenants to continue their office and service uses; and

WHEREAS, in particular, the City shall not interrupt continuance of the long-standing Junior Theater Program, ensuring its continued operation with a lease-back for \$1 provision for the Chapel structure and up to three cottages, as well as a buy-back for \$1 provision of the Chapel within the first five years, pending potential partnerships with the Davenport Community School District or other community partners; and

WHEREAS, as part of the redevelopment, the Developer proposes two phases that could be completed simultaneously; one focuses on senior housing and one on family housing, with each rental project with around 50 housing units, for a total of approximately 100 units; and

WHEREAS, the Developer plans to develop and rent primarily affordable housing units, anticipating financing made possible through Federal and State Tax Credits, Urban Revitalization Tax Exemption, as well as other equity and/or conventional financing; and

WHEREAS, since many funding applications require some form of site control, the City and the Developer desire to enter into a conditional conveyance and development agreement, which per Iowa State Code, requires the setting of a public hearing on the proposed conditional conveyance.

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa that a Public Hearing on the proposed conditional conveyance of a portion of City-owned property located

in the 2800 block of Eastern Avenue (known as the Annie Wittenmyer campus) to AW Holdings, LLC, Petitioner, shall be held on Wednesday, January 17, 2024 at the Committee of the Whole Meeting beginning at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, and notice of said Hearing shall be published in the manner prescribed by law.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution accepting work completed under the 2023 ADA Ramp Program by Collins Concrete Ltd of Davenport, Iowa in the amount of \$151,810.59, CIP #28024. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

This project provided for ADA compliant curb ramps at various locations throughout the City. This project included the construction of curbs, associated sidewalks, hydro-seeding, erosion controls, and other work required to construct ADA compliant curb ramps.

The contract of \$151,810.59 was budgeted in CIP #28024.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	12/27/2023 - 11:07 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:07 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 12:55 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION of accepting work completed under the CY 2023 ADA Ramp Program project by Collins Concrete Ltd of Davenport, Iowa in the amount of \$151,810.59, CIP #28024.

WHEREAS, the City of Davenport entered into a contract with Collins Concrete Ltd of Davenport, Iowa for the CY 2023 ADA Ramp Program project; and

WHEREAS, work on the project has been satisfactorily completed; and

WHEREAS, the final cost of the contract was \$151,810.59.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the CY 2023 ADA Ramp Program project by Collins Concrete Ltd of Davenport, Iowa in the amount of \$151,810.59 is hereby accepted.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution awarding a contract for the 2024 Commercial Alley Resurfacing Program to Valley Construction of Rock Island, Illinois, in the amount of \$110,590, CIP #35038. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

An Invitation to Bid was issued on November 30, 2023 and sent to contractors. On December 20, 2023, the Purchasing Division opened and read four (4) responsive and responsible bids. See attached bid tab. Langman Construction, Inc of Rock Island, Illinois was the lowest responsive and responsible bidder.

The project work includes the furnishing of all labor, materials, equipment, and services necessary for HMA alley resurfacing including but not limited to survey, subgrade patching, HMA pavement, driveway approaches and seeding.

Funding for this project is from CIP #35038 – Alley Repair Program.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/28/2023 - 8:14 AM
Public Works Committee	Moses, Trish	Approved	12/28/2023 - 8:14 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:19 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION awarding a contract for the 2024 Commercial Alley Resurfacing Program to Valley Construction Company of Rock Island, Illinois in the amount of \$110,590, CIP #35038.

WHEREAS, the City needs a contract for the 2024 Commercial Alley Resurfacing Program; and

WHEREAS, Valley Construction Company of Rock Island, 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 2024 Commercial Alley Resurfacing Program is hereby awarded to Valley Construction Company in the amount of \$110,590.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

**CITY OF DAVENPORT, IOWA
BID TABULATION**

DESCRIPTION: 2023 Commercial Alley Resurfacing Program

BID NUMBER: 24-53

OPENING DATE: December 20, 2023

FUNDING: 70061675 530350 35038 | Alley Repair Program

RECOMMENDATION: Award the contract to Valley Construction of Rock Island, Illinois, in the amount of \$110,590.00

<u>VENDOR NAME</u>	<u>PRICE</u>
Valley Construction Company of Rock Island, IL	\$110,590.00
Langman Construction, Inc of Rock Island, IL	\$117,461.01
Brandt Construction Company of Milan, IL	\$123,725.00
Hawkeye Paving Corporation of Davenport, IA	\$128,690.00

Approved By

[Redacted Signature]
Purchasing Date

Approved By

[Redacted Signature]
Dept. Director Date

Approved By

[Redacted Signature]
Budget/CIP Date

Approved By

[Redacted Signature]
Interim City Administrator Date

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution awarding a contract for the Goose Creek Trail (46th Street to 53rd Street) Overlay project to Langman Construction, Inc of Rock Island, Illinois in the amount of \$199,958.34, CIP #28030. [Ward 7]

Recommendation:

Adopt the Resolution.

Background:

An Invitation to Bid was issued on November 29, 2023 and sent to contractors. On December 20, 2023, the Purchasing Division opened and read three (3) responsive and responsible bids. See attached bid tab. Langman Construction, Inc of Rock Island, Illinois was the lowest responsive and responsible bidder.

Work includes the furnishing of all labor, materials, equipment, and services necessary for the Goose Creek Trail Overlay project including, but not limited to, existing pavement milling, asphalt overlay, asphalt patching, and other related construction. The project area is the Goose Creek Trail from 46th Street to 53rd Street.

Funding for this project is from CIP #28030 – Recreational Path Reconstruction.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution
▢ Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/27/2023 - 11:09 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:10 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:19 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION awarding a contract for the Goose Creek Trail (46th Street to 53rd Street) Overlay project to Langman Construction, Inc of Rock Island, Illinois, in the amount of \$199,958.34, CIP #28030.

WHEREAS, the City needs a contract for the Goose Creek Trail (46th Street to 53rd Street) Overlay project; and

WHEREAS, Langman Construction, Inc of Rock Island, 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 Goose Creek Trail (46th Street to 53rd Street) Overlay project is hereby awarded to Langman Construction, Inc of Rock Island, Illinois in the amount of \$199,958.34.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

**CITY OF DAVENPORT, IOWA
BID TABULATION**

DESCRIPTION: Goose Creek Trail Overlay (46th Street to 53rd Street)

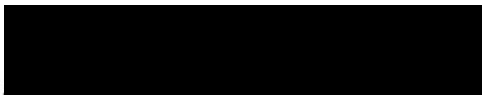
BID NUMBER: 24-50

OPENING DATE: December 20, 2023

FUNDING: 70634683 530350 28030 | Recreational Path Reconstruction

RECOMMENDATION: Award the contract to Langman Construction, Inc of Rock Island, Illinois, in the amount of \$199,958.34.

<u>VENDOR NAME</u>	<u>PRICE</u>
Langman Construction, Inc of Rock Island, IL	\$199,958.34
Valley Construction Company of Rock Island, IL	\$231,084.08
Brandt Construction Company of Milan, IL	\$247,847.65

Approved By  12/21/23
Purchasing Date

Approved By  12/21/23
Dept. Director Date

Approved By  12-21-23
Budget/CIP Date

Approved By  12/22/2023
Interim City Administrator Date

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the 2024 Sewer Lateral and Nuisance Water Service Repair Program, CIP #30062. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

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

The replacement of defective and nuisance water service lines, as directed by the City, are also conducted under this program.

Funds for the 2024 Sanitary Sewer Lateral & Nuisance Water Service Repair Program are budgeted in CIP #30062.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	PH Notice

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	12/27/2023 - 11:08 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:08 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:31 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 2024 2024 Sewer Lateral and Nuisance Water Service Repair Program, CIP #30062.

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

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa for the 2024 Sewer Lateral and Nuisance Water Service Repair Program within the City of Davenport, Iowa; and

WHEREAS, notice of Hearing on plans, specifications, and form of contract was published as required by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that said plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for the 2024 Sewer Lateral and Nuisance Water Service Repair Program.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

Customer Ad Proof

128-60035820

CITY OF DAVENPORT

Order Nbr 172522

Publication
Contact
Address 1
Address 2
City St Zip
Phone
Fax
Section
SubSection
Category
Ad Key
Keywords
Notes

Quad-City Times

CITY OF DAVENPORT

1200 E. 46TH ST.

DAVENPORT IA 52807

5633266163

Notices & Legals

2627 Miscellaneous Notices

172522-1

Notice of Hrg - CY 24 Sewer Lateral Program

PO Number	2405885
Rate	Legal
Order Price	39.20
Amount Paid	0.00
Amount Due	39.20
Start/End Dates	12/20/2023 - 12/20/2023
Insertions	1
Size	29
Salesperson(s)	Legals 211
Taken By	Shelby Grimsley

Ad Proof

Notice of Hearing
On the Proposed Plans, Specifications
and Proposed Contract for the
2024 Sanitary Sewer Lateral and
Nuisance Water Service Repair Program
For the City of Davenport, Iowa

Notice is hereby given that at 5:30 P.M., on Wednesday, January 3rd, at the Council Chambers, City Hall, in the City of Davenport, Iowa, there will be conducted a hearing on the Proposed Plans, Specifications and Proposed Contract for the 2024 Sanitary Sewer Lateral and Nuisance Water Service Repair Program which the City Council has caused to be filed with the City Clerk of the City of Davenport, Iowa, and on the cost and necessity of the above project in the City of Davenport, Iowa.

At said hearing any interested person may file written objection or comments with respect to the above mentioned program or cost of and necessity for such improvements and may be heard orally with respect thereto.

Brian Krup,
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Ron Hocker | 563-327-5169

Action / Date
1/10/2024

Subject:

Resolution approving the specifications, form of contract, and estimate of cost for the 2024 Pedestrian Curb Ramp Retrofit Program, CIP #35063. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

Sidewalks at intersections altered by the City's in-house asphalt resurfacing crew must be retrofitted to bring them into compliance with the Americans with Disabilities Act and Public Right-of-Way Accessibility Guidelines. This program will retrofit pedestrian curb ramps by contract.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/28/2023 - 7:15 AM

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 estimated of cost for the 2024 Pedestrian Curb Ramp Retrofit Program, CIP #35063.

WHEREAS, on the 29th day of December, 2023 specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa for the 2024 Pedestrian Curb Ramp Retrofit Program within the City of Davenport, Iowa; and

WHEREAS, notice of Hearing on 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 specifications, form of contract, and estimate of cost are hereby approved as the specifications, form of contract, and estimate of cost for said 2024 Pedestrian Curb Ramp Retrofit Program.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Cork Hill Park Splash Pad project, #ARP 10. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

As part of the ARPA funded capital improvement recommendations, a new splash pad will be installed at Cork Hill Park

Project upgrades as part of this phase will include necessary site grading, water, and sewer utility connections required to construct an ADA accessible concrete splash pad.

The project is scheduled for a winter 2024 bid with late spring/early summer construction.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	12/27/2023 - 11:09 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:09 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:33 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 Cork Hill Park Splash Pad project, CIP #ARP 10.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa for the Cork Hill Park Splash Pad 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 Cork Hill Park Splash Pad project.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Compost Facility Aeration Trench Replacement project, CIP #39016. [Ward 1]

Recommendation:

Adopt the Resolution.

Background:

Portions of the existing slab and integral aeration trenches are in disrepair and in need of replacement. This project will remove and replace these failed areas with materials more durable for the conditions.

The project is scheduled to be bid this winter with construction to be complete in February 2024. Funding for the Compost Facility Aeration Trench Replacement Project is established within CIP #39016. The current estimate is \$215,000.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	12/27/2023 - 11:08 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:08 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:33 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 Compost Facility Aeration Trench Replacement project, CIP #39016.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa, for the Compost Facility Aeration Trench Replacement project.

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 Compost Facility Aeration Trench Replacement project.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution approving and adopting preliminary plans and specifications and plats and schedules for the 2024 Alley Resurfacing Program. [Wards 3 & 5]

Recommendation:

Adopt the Resolution.

Background:

As a part of the Alley Cost Share Program, alley reconstruction/resurfacing requests begin by receiving a petition signed by 30% of the property owners on the block face. Staff then provides cost estimates based on the following updated cost sharing:

Residential | 25% property owner/75% City
Commercial | 50% property owner/50% City

If more than 50% of the property owners wish to 'opt out' of the program, then the alley does not move forward in the assessment process. This 'opt out' period has occurred and the following residential alleys have been identified to participate in the reconstruction program:

- The east-west alley from Farnam Street to Grand Avenue alley between Kirkwood Boulevard and East 15th Street.
- The north-south alley from East 29th Street to East 30th Street between Grand Avenue and Davenport Avenue.
- The east-west alley from Forest Road to its terminus between East River Drive and Wood Lane.
- The east-west alley from Gaines Street to Western Avenue between West 5th Street and West 6th Street.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	12/27/2023 - 11:07 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:07 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:34 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION approving and adopting preliminary plans and specifications and plats and schedules for the 2024 Alley Resurfacing Program.

WHEREAS, City Council has adopted a Preliminary Resolution pursuant to Section 384.42 of the Code of Iowa covering the resurfacing of the following alleys also known as the 2024 Alley Resurfacing Program (herein referred to as the "Improvement Project"):

- The east-west alley from Farnam Street to Grand Avenue alley between Kirkwood Boulevard and East 15th Street;
- The north-south alley from East 29th Street to East 30th Street between Grand Avenue and Davenport Avenue;
- The east-west alley from Forest Road to its terminus between East River Drive and Wood Lane;
- The east-west alley from Gaines Street to Western Avenue between West 5th Street and West 6th Street; and

WHEREAS, in accordance with such Preliminary Resolution, the Project Engineers have prepared preliminary plans and specifications, an estimate of cost, and plats and preliminary schedules and have filed the same with the City Clerk; and

WHEREAS, this Council has determined the valuation of each lot proposed to be assessed for such Improvement Project and such valuations are now shown on the schedules, and this Council deems it advisable that the said preliminary plans and specifications, estimate of cost, and plats and preliminary schedules should be approved.

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

- A. the preliminary plans and specifications referred to in the preamble hereof be and the same are hereby approved;
- B. the plats and schedules and estimate of cost are hereby ratified and approved;
- C. this Council proposes to proceed with the Improvement Project and a Proposed Resolution of Necessity shall be prepared in accordance with provisions of the Code of Iowa; and
- D. all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Jim Erwin | 563-326-7922

Action / Date
1/10/2024

Subject:

Resolution approving the purchase of four new 35' electric low-floor buses from Gillig LLC of Livermore, California in the amount of \$4,595,876, CIP #24035. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

On August 15, 2022 the City of Davenport, Iowa was awarded \$4,874,993 through the Federal Transit Administration Low/No Emission Grant program that, together with a local match consisting of City funds and funds from both MidAmerican Energy and the Regional Development Authority, is to be used for the Transit Division to purchase and deploy four electric buses. A Resolution acknowledging the award was adopted on September 14, 2022 (2022-440).

The Gillig electric low-floor buses with Davenport CitiBus specific options are currently quoted at \$1,148,969 each. The total cost for four buses is \$4,595,876. The production lead time for these electric buses is approximately 20-24 months.

These will be purchased using the Cooperative Purchasing Agreement for Transit Buses with Washington State Department of Enterprise Services, contract #06719.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution
▢ Backup Material	Gillig Electric Bus Quote

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/28/2023 - 7:15 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION approving the purchase of four new 35' electric low-floor buses from Gillig LLC of Livermore, California in the amount of \$4,595,876 using Washington State Department of Enterprise Services Cooperative Purchasing Agreement for Transit Buses contract #06719.

WHEREAS, the City needs to purchase four electric buses related to the electric bus grant project; and

WHEREAS, Gillig LLC of Livermore, California is the single authorized vendor in the electric bus project for capital equipment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the the purchase of four new 35' electric low-floor buses from Gillig LLC of Livermore, California in the amount of \$4,595,876 using Washington State Department of Enterprise Services Cooperative Purchasing Agreement for Transit Buses contract #06719 is hereby approved.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



November 15, 2023

City of Davenport
Mr. Jeff Wolf
Transit Operations Manager
226 W 4th ST
Davenport, IA 52807

Dear Mr. Wolf

Thank you for your interest to purchase (4) 35-foot Battery Electric Low Floor Buses
Attached you will find the price variance that encompasses your next order. Gillig is pleased to quote the following:

Four (4) 35ft Electric Low Floor Buses (6 Battery Pack) \$1,148,969.00 Each

This price is valid until **January 31, 2024**, and is FOB Davenport, IA. Price excludes any taxes, bank transaction fees of any kind, and all license and registration fees. The production of these buses can be scheduled within 20-24 months after receipt of the purchase order no later than December 31, 2023.

We thank you for this opportunity and appreciate your continued interest in Gillig and our products. We certainly look forward to working with the City of Davenport and in so doing, continue to build on our lasting partnership. Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Rudiger".

Dan Rudiger
Regional Sales Manager
Gillig LLC

CC: William F. Fay Jr.
Javier Hernandez Jr.

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution ratifying the grant agreement for the Destination Iowa Creative Placemaking Grant (Award Number 23-DCP-002) through the Iowa Economic Development Authority. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

The City of Davenport has been awarded a Creative Placemaking grant through the Iowa Economic Development Authority's Destination Iowa Program. The grant application, which was in cooperation and coordination with the Figge Art Museum, secured a total award amount of \$9,600,000. This leverages \$12,000,000 of City funds (\$6,000,000 from ARPA local funds and \$6,000,000 from the Canadian Pacific Community Investment Agreement) and \$2,400,000 of privately raised funds from the Figge for a series of projects with a total cost of \$24,000,000. Those projects include the design, construction and purchase of all necessary equipment for the following:

- Main Street Landing
- Skybridge LED Lighting
- Railroad Quiet Zone Implementation
- Figge Art Museum's Evanescent Field

ATTACHMENTS:

Type	Description
▯ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/28/2023 - 11:33 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION ratifying the grant agreement for the Destination Iowa Creative Placemaking Grant (Award Number 23-DCP-002) through the Iowa Economic Development Authority.

WHEREAS, the City of Davenport (the "City") is a political subdivision organized and existing under the law and the Constitution of the State of Iowa (the "State"); and

WHEREAS, the components of the project's application will be adequately maintained; and

WHEREAS, the City has committed \$12,000,000 (\$6,000,000 from ARPA local funds and \$6,000,00 from the Canadian Pacific Community Investment Agreement) and the Figge Art Museum has committed \$2,400,000 for a total of \$14,400,000 (60% of eligible cost) for the project; and

WHEREAS, the City ratifies the grant agreement and its conditions.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the grant agreement for the Destination Iowa Creative Placemaking Grant (Award Number 23-DCP-002) through the Iowa Economic Development authority is hereby ratified.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance

Contact Info: Scott VanDeWoestyne | 563-326-6188

Action / Date

1/10/2024

Subject:

Resolution adopting the City of Davenport's 2024 State Legislative Program. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

For the 2024 state legislative session, the City of Davenport has prepared a legislative packet in which the City will take formal positions on issues as directed by the City Council through the adoption of this packet. Staff has prepared formal position papers on six areas that are of importance to the City including tax increment financing, tax credit programs, automated traffic enforcement, tax reform implications, building and development codes, and public safety legislative initiatives. In addition, the City of Davenport supports the preservation of local control by the State on all matters that impact the City.

Legislative updates will be distributed as needed to the City Council throughout the legislative session to keep the City Council abreast of current and upcoming issues that may need further discussion. The proposed platform serves only as a base, and the City will stay engaged as new topics arise during the session.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Exhibit	2024 State Legislative Packet

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Vandewoestyne, Scott	Approved	12/22/2023 - 1:41 PM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION adopting the City of Davenport's 2024 State Legislative Program.

WHEREAS, the City of Davenport has identified several legislative issues as priorities in advance of the 2024 state legislative session in Des Moines; and

WHEREAS, the City of Davenport intends to encourage state legislators to introduce and adopt legislation in accord with said identified legislative priorities; and

WHEREAS, the City of Davenport supports the preservation of local control by the State on all matters that impact the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the City of Davenport, through its elected officials, staff, and lobbyists, is authorized to conduct, engage in, and carry on actions with Iowa state legislators in order to put into effect the City of Davenport's 2024 legislative priorities.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



ISSUE PAPER 24-01 | Tax Increment Financing

December 1, 2023 (S. VanDeWoestyne & S. Knutsen)

STATEMENT OF ISSUE & BACKGROUND

The City of Davenport utilizes Tax Increment Financing (TIF) to incent businesses that are making a large capital investment and creating new jobs in Davenport and/or reversing blight in areas needing redevelopment. TIF has been consistently targeted by the state legislature in past sessions for modification. The City of Davenport, and the developers and businesses that invest in our City, would be directly impacted by any legislation that seeks to further regulate the use of TIF.

Iowa Code 403 allows for municipalities to use Tax Increment Financing (TIF) for a variety of economic development purposes. Davenport utilizes TIF for projects with significant job creation and capital investment. Davenport's standard TIF agreement provides companies with a 60% rebate over 15 years. Since 2013, every dollar spent in TIF has leveraged \$10.30 in private investment, resulting in over \$624M in development in Davenport. In addition, over 1,618 jobs have been created through projects supported with TIF.

In a globally competitive world, TIF helps position the City of Davenport and the State of Iowa as a business-friendly place to do business. Davenport uses economic development agreements to help existing businesses expand and thrive in Iowa. Over the past 10 years, 10 out of 11 projects were used to assist existing business expansions.

OPERATIONAL/FISCAL IMPACTS

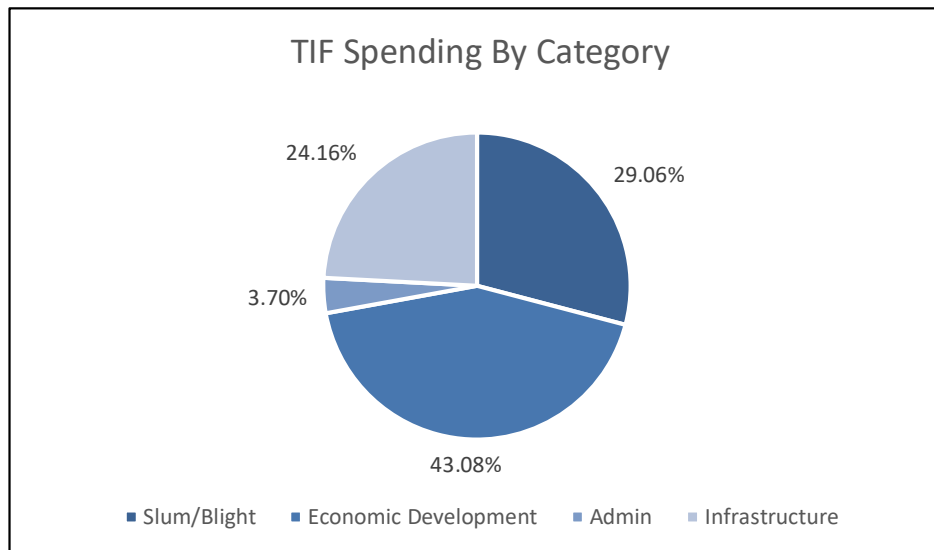
Over the past 10 years the City has seen over 1,618 jobs created and \$624M in capital investment in projects assisted by TIF. This capital investment has a direct effect on increasing the City's tax base and has led to an increase in assessed value of over \$210M. This will result in over \$7.12M in annual property taxes once the TIF payment schedules are complete. All other taxing jurisdictions benefit from development incented with TIF as the City only rebates a portion of the increment back to projects, meaning that all taxing jurisdictions see a net gain in property tax revenue.

Any legislation that seeks to limit municipalities' use of TIF would have substantial impacts on cities and potential economic development. The dexterity to rebate a portion of a growing company's property taxes or to utilize some of the property tax revenue stream to create infrastructure improvements is a critical tool in the race for business growth. The City of Davenport partners with the State of Iowa Economic Development Authority for the creation of new high-quality jobs within primary job sectors. A part of the requirement for the State's High Quality Jobs program is to match

a portion of the State's award. The TIF program is one manner in which cities can meet this requirement.

RELEVANT DATA

Exhibit 1: Annual TIF spending by category



REQUESTED ACTIONS

Oppose any legislation that may arise that seeks to limit the City's ability to use Tax Increment Financing, allowing it to be a flexible and powerful tool for business retention and attraction.



ISSUE PAPER 24-02 | Tax Credit Programs

December 1, 2023 (S. VanDeWoestyne & S. Knutsen)

STATEMENT OF ISSUE & BACKGROUND

The City of Davenport utilizes many different programs to help make needed and/or necessary development financially feasible. State tax credits provided through the Historic Preservation Tax Credit program, Brownfield and Grayfield, Workforce Housing, and the High Quality Jobs program help to bridge financial gaps and encourage development that might not otherwise occur. The City of Davenport, developers and businesses that invest in our City would be directly impacted by any legislation that seeks to limit the use of these vital tax credit programs. A brief outline for uses of all programs is provided below.

Historic Tax Credits: The Historic Preservation Tax Credit Program has been a vital component to the revitalization of Davenport's downtown area. The HPTC is administered by the State and provides a 25% state income tax credit of qualified rehabilitation expenditures associated with the project. Since 2011, Davenport developers have received approximately \$47M in tax credits, which resulted in over \$228M in private investment in Davenport's downtown and urban core neighborhoods.

Brownfield and Grayfield Credits: Redevelopment Tax Credits for Brownfield and Grayfield sites are an important tool that assists properties where potential or real contamination is a concern or where a property is vacant, blighted or obsolete. Ten projects in Davenport have utilized \$5M in this program since 2012. Together these projects represent nearly \$120M in finished or planned private investment.

Workforce Housing Tax Credits: This program provides tax credits to developers to provide housing. There is a focus on projects that involve abandoned, empty or dilapidated properties. Since 2015, 10 projects in Davenport have received a total of \$3.6M in Workforce Housing Tax Credits. Together these projects represent over \$95M of private investment in underway and finished projects. Due to the high demand of this program, there is currently a 4-year waiting list for developers looking to utilize these tax credits.

High Quality Jobs Program: This program provides qualifying businesses assistance to off-set some of the costs they incur when then choose to locate, expand or modernize a facility in Iowa. Over the past 10 years, 14 Davenport businesses have committed to nearly \$500M in private investment in return for \$9.5M in tax credits.

OPERATIONAL/FISCAL IMPACTS

The tax credits offered by the State have helped to encourage many projects that might not otherwise have occurred. This includes rehabilitation of long vacant properties in Downtown Davenport and urban core neighborhoods. Many of the projects in Downtown Davenport would not be economically feasible without the contributions of these tax credit programs. The redevelopment equates to higher property tax dollars flowing into the community and renovated or new living spaces for residents. If the State Legislature cuts the annual allocation of these programs, many of the projects currently in the planning stages will not come to fruition. With federally sponsored Opportunity Zone funds flowing into the State, it is more critical than ever to support these worthy projects.

REQUESTED ACTIONS

Oppose any legislation that may arise that seeks to decrease the amount of Historic Preservation Tax Credits, Redevelopment Tax Credits for Brown and Grayfields, Workforce Housing, and High Quality Jobs programs available for businesses and developers.



ISSUE PAPER 24-03 | Automated Traffic Enforcement Cameras

December 1, 2023 (S. VanDeWoestyne, J. Bladel, J. Smith)

STATEMENT OF ISSUE & BACKGROUND

During the 2022 Iowa legislative session, several bills were introduced to prohibit or regulate the placement and use of all automated traffic enforcement (ATE) systems throughout the State. Of particular note, SF489 was introduced by Senator Klimesh in the Senate. This bill provided for a regulatory framework for use of ATEs throughout the State.

The City of Davenport supports SF489 and any other legislation that may be proposed during the 2024 legislative session that will create uniformity in the use of ATE cameras across the State. The City supports enabling legislation that includes the following:

- Uniform process that enables placement of ATEs on both local roads and state highways within a municipality's jurisdiction.
- Uniform threshold requirements, including a minimum speed in excess of 12 mph over the posted speed limit and uniform seconds delay after a light change
- Allows for both fixed and mobile ATE systems
- A uniform violation process that includes the ability for ATE violations to be handled outside the municipal infraction process, similar to that of a parking ticket.

The City of Davenport would be directly affected by ATE prohibition legislation as the City utilizes this technology along its primary highway system for both red light enforcement at three signalized intersections and speed enforcement along two urban arterials. Red light citations are issued to drivers who are completely behind the stop bar when the signal turns red and still proceed through the intersection. Speed violation citations are issued to drivers who exceed the speed limit by 12 mph or more.

All infractions are reviewed by a Davenport Police Department sworn officer or by a trained Community Services Specialist prior to the issuance of a citation. Additionally, it should be noted that all camera placement locations are clearly marked with signage, and all cameras are calibrated once per month to ensure measurement accuracy. The City's use of ATE cameras has shown to reduce the annual number of crashes where these cameras are located.

RELEVANT DATA

Automated traffic enforcement (ATE) systems are an effective tool to enhance public safety for the motoring public and have been shown to reduce the annual number of crashes where these cameras are located.

Davenport implemented the use of both fixed and mobile ATE units in 2012. Currently, Davenport utilizes fixed ATE cameras for speed control and red-light violations. In addition, the City utilizes a mobile ATE camera for enforcement in school zones, construction zones, and residential neighborhoods on a complaint basis.

Since the implementation of ATE cameras in Davenport, the ***intersections that are equipped with red light cameras have seen an average decrease of crashes within the intersection by 72%.***

EXHIBIT 1: Exhibit 1 illustrates the decrease in crashes at intersections since red light cameras have been implemented.

	Average 2001-2003	Average 2011-2022	Percentage Difference
Kimberly at Welcome Way	4.33	0.75	-83%
Harrison at 35th	4.67	0.75	-84%
Kimberly at Brady	3.33	1.92	-43%
Total	12.33	3.42	-72%

EXHIBIT 2: Exhibit 2 illustrates the breakdown of violations by level of offense

MPH Over Posted Speed Limit	Percent of Violations Issued
12-14 MPH	72.40%
15-20 MPH	22.90%
20+ MPH	4.70%

The average speed of ATE violations was 14.3 miles per hour over the posted speed limit. Of particular note, nearly 28% of ATE violations issued were for speeding in excess of 15 miles over the posted speed limit. In addition, ATEs have captured violators in excess of 78 miles per hour over the posted speed limit.

OPERATIONAL/FISCAL IMPACTS

As shown above, ATEs have a significant impact on public safety. If ATEs were to be prohibited across the state, crashes would increase and require an increased response and investigation by public safety entities such as Davenport Police Department and the Davenport Fire Department.

Local law enforcement departments across the state are struggling to recruit and retain sworn personnel for their departments. Automatic traffic enforcement systems provide law enforcement departments with a tool to enhance public safety without additional sworn personnel. Operationally, enforcement in the current ATE areas would need to be substantially increased if ATEs were prohibited, and the Davenport Police Department does not currently have an excess in sworn personnel to accommodate this need.

In addition, revenue that is generated from ATEs in the City of Davenport goes into the General Fund, which directly supports the public safety budget of the City.

REQUESTED ACTIONS

Support legislation that creates enablement and uniformity in the use of ATE cameras.

Support legislation that enables a change to impose liability for failure to contest citations within a specified window.

Oppose any bills that are presented as complete bans on all automated traffic enforcement systems due to their connection with reducing crashes and speeds.



ISSUE PAPER 24-04 | Tax Reform Implications

December 31, 2023 (S. VanDeWoestyne, M.Merritt)

STATEMENT OF ISSUE & BACKGROUND

During the 2023 legislative session, HF718 was passed and signed by Governor Reynolds. This legislation eliminated several previously authorized levies and consolidated them into a new general fund levy. In addition, taxable growth is generally capped at 3% over the previous year.

The City of Davenport continues to evaluate the impact that HF718 will have on City finances in both the immediate term and long term, however the full financial impact of this legislation will take several years to fully understand as it phases in. Most specifically and known at this time, the law eliminates the City's use of the emergency tax levy and library levy.

The City of Davenport is committed to evaluating, considering, and supporting property tax reform structures that continue to promote accountability, predictability, and transparency; **provide adequate resources to ensure public safety and other frontline service response to residents**; and equitably distributes property tax obligations among various real estate classifications and their usage and demand of City services.

It is anticipated that further property tax reform will be introduced during the 2024 Iowa Legislative Session. The City of Davenport supports legislation that maintains the City's general fund budget. In addition, the City supports the following as it pertains to discussions regarding property tax reform; this is not meant to be an exhaustive list but should rather be construed to serve as a guide for responding to any newly introduced legislation:

Capped Growth | Previous property tax bills instituted caps on annual property tax growth including the most recently adopted legislation. While the City is generally supportive of this concept, there must be a recognition that the City relies on general fund property tax dollars to fund the majority of its public safety resources, including contracts negotiated under Chapter 20 which are uncapped. The City seeks recognition that property tax growth and public safety expenditure growth are directly linked with public safety accounting for nearly 70% of the general fund. The City supports legislation that provides for adequate resources and revenues needed to cover expenditures necessary for hiring, supporting, and retaining professional, qualified, and highly trained public safety personnel.

Transparency | The City supports transparency initiatives related to the property tax structure, budgeting, and the reporting of actual expenses.

Equitable Distribution | The current property tax structure does not address equitable distribution of payment by property tax classifications. Consideration should be given to ensure that property tax classifications align with and reflect the response services required

by local governments and demanded by end-users. Multi-residential properties are often large-scale users of police, fire, and code enforcement resources; however, due to previous property tax legislation, these properties now pay the same rollback as a residential property homeowner. For example, a \$500,000 residential property and a \$500,000 apartment building now have an identical tax bill, although they typically use and demand drastically different levels of city response services.

Taxing Authority / Public Safety Levy | The City supports legislation that would give cities the ability to increase taxing authority through a local referendum for the express purpose of public safety.

REQUESTED ACTIONS

Oppose legislation that may arise that seeks to further cut the City's general fund budget.

Support legislation that provides cities with alternative revenue sources.

Support legislation that demonstrates alignment between allowable property tax growth and contracts negotiated in good faith under Chapter 20. *(For example, when contract expenditures in taxable levies are valued at 5% over prior year, a City should be able to capture up to 5% of new valuation growth on the revenue side.)*



ISSUE PAPER 24-05 | Building and Development Codes

December 1, 2023 (S. VanDeWoestyne, J. Morris, R. Oswald)

STATEMENT OF ISSUE & BACKGROUND

During the 2022 legislative session, Governor Reynolds introduced an omnibus workforce housing bill that included a section that would preempt local building and fire codes and replace them with a State Building Code. The State Building Code as proposed would have adopted the 2015 editions of several International Code Council model codes, two of which are the International Fire Code and the International Building Code.

During the 2023 legislative session, several bills were introduced that would impact current development codes, including the energy code, façade requirements, and stormwater development requirements.

It is anticipated that during the 2024 legislative session, several bills will be considered that will impact local control and authority over the building and development process.

The City understands the intent of legislation that makes construction more uniform for developers across the state; however, we do not believe this should be done in a way that preempts local municipalities, but rather done in a way that provides base uniformity across the state. This would allow local jurisdictions to adopt amendments or new versions of the code to address safety concerns and adequately address unique concerns that arise in municipalities.

REQUESTED ACTIONS

Oppose any bill that creates a State Building Code that does not allow for local jurisdictions to make amendments or adopt newer versions of the code. There is precedent for this in the State with the plumbing, electrical, and mechanical codes.

Support legislation that allows for local municipalities to retain local control to adequately address development concerns as they arise.



ISSUE PAPER 24-06 | Public Safety Legislative Initiatives

December 19, 2023 (S. VanDeWoestyne & J. Bladel)

STATEMENT OF ISSUES & BACKGROUND

Adult Entertainment Nuisance | The City has seen issues with violent crime at adult entertainment establishments in our community. The public safety nuisance bill that was passed two years ago gave the City a remedy to address alcohol establishments where violent crime was occurring and we would like to be able to utilize the same process for adult entertainment establishments as well. You will see the language for the nuisance is modeled very closely (if not the same) as the previous bill. A few caveats from our corporation counsel regarding this draft: 1) the definitional language is explicit, but these are definitions from elsewhere; and 2) it could be argued that they are singling out a specific category of speech for additional regulation (the counter argument is that it is the behavior of the patrons and guests that is driving the enforcement not the expressive activity).

Minimum Bonds for Gun Crimes | The second proposed piece of legislation is for minimum bonds for certain gun crimes. As the City continues to address violent gun crime, this would be one more additional tool to keep our most violent offenders off the street. It is not unusual that these individuals are bonding out very quickly and violently reoffending prior to their court date and sentencing. This proposal would require higher bonds for those violent offenders to address that period of time and to lessen the chance for violent re-offense in our community during that time. We are happy to provide specific incidents where this legislation would have made a difference in community safety.

REQUESTED ACTIONS

We appreciate our delegation's consideration of both of these pieces of legislation. The City and the Davenport Police Department continue to work diligently on addressing violent gun crime and both of these would contribute substantially to the public safety of our community. We are happy to provide any supporting information or data that would be helpful for others to understand the need for either or both of these pieces of proposed legislation.

City of Davenport

Department: Finance
Contact Info: Bruce Berger | 563-326-7769

Action / Date
1/10/2024

Subject:

Resolution awarding a contract for the Urban Homestead Program New Construction at 1838 West 4th Street project to Clark Design & Development of Bettendorf, Iowa in the base bid amount of \$341,887.84 and a not to exceed amount of \$356,887.84 for contingencies. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

A Request for Proposals was issued on November 20, 2023 and sent to vendors. On December 8, 2023, the Purchasing Division opened and read two (2) proposals. See attached tabulation. Clark Design & Development of Bettendorf, Iowa was the highest scoring proposal and is recommended for the award.

The proposals were evaluated by an selection committee of staff members from the Community & Economic Development Department. The criteria used for the evaluations were: 1) Quality/detail of proposal – 25%, 2) Timeline of construction – 20%, 3) History of references – 15%, 4) Sufficient and qualified personnel – 15%, 5) Pricing – 15%, and 6) Subcontractors – 10%.

Through the City's Urban Homestead Program, Community & Economic Development utilizes a variety of State and Federal housing grants to rehabilitate properties with the intention of selling them to income-eligible households in Davenport. This program enables vacant and dilapidated homes to be returned to the tax rolls and improves the look and feel of neighborhoods while providing families with affordable home-ownership opportunities.

Funding for this project is from account 54601044 520258 HM200 | HOME -S.F. Rehab.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:36 PM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION awarding a contract for the Urban Homestead Program New Construction at 1838 West 4th Street project to Clark Design & Development of Bettendorf, Iowa in the base bid amount of \$341,887.84 and a not to exceed amount of \$356,887.84 for contingencies.

WHEREAS, the City needs to contract for the Urban Homestead Program New Construction at 1838 West 4th Street project; and

WHEREAS, Clark Design & Development of Bettendorf, Iowa submitted the proposal that best fit the City's needs.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for Urban Homestead Program New Construction at 1838 West 4th Street project is hereby awarded to Clark Design & Development of Bettendorf, Iowa in the base bid amount of \$341,887.84 and a not to exceed amount of \$356,887.84 for contingencies.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Urban Homestead Program New Construction at 1838 W 4th Street

BID NUMBER: 24-48

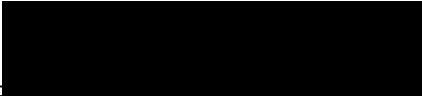
OPENING DATE: December 8, 2023

FUNDING: 54601044 520258 HM200 | HOME -S.F. Rehab

RECOMMENDATION: Award the contract to Clark Design & Development of Bettendorf, Iowa for the base bid amount of \$341,887.84 and a not to exceed amount of \$356,887.84 for contingencies.

<u>VENDOR NAME</u>	<u>PRICE</u>
Clark Design & Development	Bettendorf, IA
Reed Construction, LLC	Dewitt, IA

Approved By  12/21/23
Purchasing Date

Approved By  12/21/23
Dept. Director Date

Approved By  12/21/23
Budget/CIP Date

Approved By  12/22/2023
Interim City Administrator Date

City of Davenport

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

Action / Date
1/3/2024

Subject:

Resolution approving a payment of \$171,880.14 to Tyler Technologies, Inc of Falmouth, Maine for the annual licensing of the Munis software system for the period November 1, 2023 to October 31, 2024. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

Munis is ERP System software used by the City of Davenport. This system enables the Finance Department to track and administer the accounting functions of all departments within the City. The Munis software requires a yearly support contract for annual licensing. The contract supplies the City with the appropriate licensing for vital HR Management, Payroll, Accounts Payable, and Accounts Receivable systems.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:36 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:36 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:36 PM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION approving a payment of \$171,880.14 to Tyler Technologies, Inc of Falmouth, Maine for the annual licensing of the Munis software system for the period November 1, 2023 to October 31, 2024.

WHEREAS, the Munis ERP software is used for Human Resources Management, Payroll, and Accounts Payable and Receivable functions; and

WHEREAS, the City needs to renew its annual licensing agreement with Tyler Technologies, Inc for the period of November 1, 2023 to October 31, 2024.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a payment of \$171,880.14 to Tyler Technologies, Inc of Falmouth, Maine for the annual licensing of the Munis software system for the period November 1, 2023 to October 31, 2024 is hereby approved.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
1/10/2024

Subject:

Resolution adopting the Internal Revenue Service mileage rate to reimburse employees for use of a personal vehicle for City business. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

Chapter 70A.9 of the Code of Iowa requires the local governing body to approve the mileage rate paid to employees who use their personal vehicle for City business/travel. The IRS is increasing the mileage rate from \$0.655 to \$0.67 effective January 1, 2024.

ATTACHMENTS:

Type	Description
▣ Cover Memo	Resolution
▣ Cover Memo	IRS Announcement

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:36 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:36 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:37 PM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION adopting the Internal Revenue Service mileage rate to reimburse employees for use of a personal vehicle for City business.

WHEREAS, Chapter 70A.9 of the Code of Iowa requires that the local governing body approve the mileage reimbursement rate paid to employees for the use of a personal vehicle for City business; and

WHEREAS, the Internal Revenue Service mileage rate increased to \$0.67 effective January 1, 2024.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Internal Revenue Service mileage rate of \$0.67 to reimburse employees for use of a personal vehicle for City business, effective January 1, 2024, is hereby adopted.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

2024 Standard Mileage Rates

Notice 2024-08

SECTION 1. PURPOSE

This notice provides the optional 2024 standard mileage rates for taxpayers to use in computing the deductible costs of operating an automobile for business, charitable, medical, or moving expense purposes. This notice also provides the amount taxpayers must use in calculating reductions to basis for depreciation taken under the business standard mileage rate, and the maximum standard automobile cost that may be used in computing the allowance under a fixed and variable rate (FAVR) plan. Additionally, this notice provides the maximum fair market value (FMV) of employer-provided automobiles first made available to employees for personal use in calendar year 2024 for which employers may use the fleet-average valuation rule in § 1.61-21(d)(5)(v) or the vehicle cents-per-mile valuation rule in § 1.61-21(e).¹

SECTION 2. BACKGROUND

Rev. Proc. 2019-46, 2019-49 I.R.B. 1301, provides rules for computing the deductible costs of operating an automobile for business, charitable, medical, or moving expense purposes, and for substantiating, under § 274(d) and § 1.274-5, the amount of

¹ Unless otherwise specified, all “section” or “§” references are to sections of the Internal Revenue Code (Code) or the Income Tax Regulations (26 CFR part 1).

ordinary and necessary business expenses of local transportation or travel away from home. Taxpayers using the standard mileage rates must comply with Rev. Proc. 2019-46. However, a taxpayer is not required to use the substantiation methods described in Rev. Proc. 2019-46, but instead may substantiate using actual allowable expense amounts if the taxpayer maintains adequate records or other sufficient evidence.

An independent contractor conducts an annual study for the Internal Revenue Service of the fixed and variable costs of operating an automobile to determine the standard mileage rates for business, medical, and moving use reflected in this notice. The standard mileage rate for charitable use is set by § 170(i).

Longstanding regulations under § 61 provide special valuation rules for employer-provided automobiles. The amount that must be included in the employee's income and wages for the personal use of an employer-provided automobile generally is determined by reference to the automobile's FMV. If an employer chooses to use a special valuation rule, the special value is treated as the FMV of the benefit for income tax and employment tax purposes. Section 1.61-21(b)(4). Two such special valuation rules, the fleet-average valuation rule and the vehicle cents-per-mile valuation rule, are set forth in § 1.61-21(d)(5)(v) and § 1.61-21(e), respectively. These two special valuation rules are subject to limitations, including that they may be used only in connection with automobiles having values that do not exceed a maximum amount set forth in the regulations.

SECTION 3. STANDARD MILEAGE RATES

The standard mileage rate for transportation or travel expenses is 67 cents per mile for all miles of business use (business standard mileage rate). See section 4 of

Rev. Proc. 2019-46. However, § 11045 of Public Law 115-97, 131. Stat. 2054 (December 22, 2017), commonly known as the Tax Cuts and Jobs Act (TCJA) suspends all miscellaneous itemized deductions that are subject to the two-percent of adjusted gross income floor under § 67, including unreimbursed employee travel expenses, for taxable years beginning after December 31, 2017, and before January 1, 2026. Thus, the business standard mileage rate provided in this notice cannot be used to claim an itemized deduction for unreimbursed employee travel expenses during the suspension. Notwithstanding the foregoing suspension of miscellaneous itemized deductions, deductions for expenses that are deductible in determining adjusted gross income are not suspended. For example, members of a reserve component of the Armed Forces of the United States (Armed Forces), state or local government officials paid on a fee basis, and certain performing artists are entitled to deduct unreimbursed employee travel expenses as an adjustment to total income on line 12 of Schedule 1 of Form 1040 (2023), *U.S. Individual Income Tax Return*, not as an itemized deduction on Schedule A of Form 1040 (2023), and therefore may continue to use the business standard mileage rate.

The standard mileage rate is 14 cents per mile for use of an automobile in rendering gratuitous services to a charitable organization under § 170. See section 5 of Rev. Proc. 2019-46.

The standard mileage rate is 21 cents per mile for use of an automobile: (1) for medical care described in § 213; or (2) as part of a move for which the expenses are deductible under § 217(g). See section 5 of Rev. Proc. 2019-46. Section 11049 of the TCJA suspends the deduction for moving expenses for taxable years beginning after

December 31, 2017, and before January 1, 2026. However, the suspension does not apply to members of the Armed Forces on active duty who move pursuant to a military order and incident to a permanent change of station. Thus, except for taxpayers to whom § 217(g) applies, the standard mileage rate provided in this notice is not applicable for the use of an automobile as part of a move occurring during the suspension.

SECTION 4. BASIS REDUCTION AMOUNT

For automobiles a taxpayer uses for business purposes, the portion of the business standard mileage rate treated as depreciation is 27 cents per mile for 2020, 26 cents per mile for 2021, 26 cents per mile for 2022, 28 cents per mile for 2023, and 30 cents per mile for 2024. See section 4.04 of Rev. Proc. 2019-46.

SECTION 5. MAXIMUM STANDARD AUTOMOBILE COST

For purposes of computing the allowance under a FAVR plan, the standard automobile cost may not exceed \$62,000 for automobiles (including trucks and vans). See section 6.02(6) of Rev. Proc. 2019-46.

SECTION 6. MAXIMUM VALUE OF EMPLOYER-PROVIDED AUTOMOBILES

For purposes of the fleet-average valuation rule in § 1.61-21(d)(5)(v) and the vehicle cents-per-mile valuation rule in § 1.61-21(e), the maximum FMV of automobiles (including trucks and vans) first made available to employees in calendar year 2024 is \$62,000.

SECTION 7. EFFECTIVE DATE

This notice is effective for: (1) deductible transportation expenses paid or incurred on or after January 1, 2024; (2) mileage allowances or reimbursements paid to

a charitable volunteer or a member of the Armed Forces to whom § 217(g) applies: (a) on or after January 1, 2024, and (b) for transportation expenses the charitable volunteer or such member of the Armed Forces pays or incurs on or after January 1, 2024; and (3) for purposes of the maximum FMV of employer-provided automobiles for which employers may use the fleet-average valuation rule in § 1.61-21(d)(5)(v) or the vehicle cents-per-mile rule in § 1.61-21(e), automobiles first made available to employees for personal use on or after January 1, 2024.

SECTION 8. EFFECT ON OTHER DOCUMENTS

Notice 2023-03 is superseded.

DRAFTING INFORMATION

The principal author of this notice is Christian Lagorio of the Office of Associate Chief Counsel (Income Tax and Accounting). For further information on this notice regarding the use of an employee-provided automobile, contact Mr. Lagorio at (202) 317-7005 (not a toll-free number). For further information on this notice regarding the use of an employer-provided automobile, contact Stephanie Caden of the Office of Associate Chief Counsel (Employee Benefits, Exempt Organizations, and Employment Taxes), at (202) 317-4774 (not a toll-free number).

City of Davenport

Department: Finance
Contact Info: Jim Odean | 563-326-7739

Action / Date
1/10/2024

Subject:
Resolution establishing the interest rate for special assessments. [All Wards]

Recommendation:
Adopt the Resolution.

Background:

The City of Davenport bills customers for clean water projects, alley repair, boarding up buildings, brush and debris removal, building demolition, sidewalk replacement, snow removal, tree removal, weed cutting, and repair of sewer laterals and water services. Sixty days after the bill date outstanding balances are eligible to be assessed against a property.

Assessed properties with a balance of \$500 or less are assessed to the property owner's property taxes the following year, while balances over \$500 are assessed to property taxes over the following ten years. Historically, residents were charged either 0% or 9%. Large projects that are charged back to the customer and benefit the community such as streambank stabilization are assessed against a property at 0%. All other projects were assessed at 9% interest.

The Finance Department has been directed to establish the interest rate annually for all assessments in January of each year. The interest rate is calculated by evaluating the 10-year US Treasury yield curve, rounding it to the nearest percentage and adding one percent.

Based on this criteria, the assessment interest rate for calendar year 2024 is 5%. The established interest rate will be in line with market rates and provides an incentive for residents to pay.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:40 PM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION establishing the interest rate for special assessments.

WHEREAS, the City of Davenport, Iowa regularly bills and assesses outstanding balances against properties for work performed on a specific parcel; and

WHEREAS, at the beginning of each year, City Council will approve the updated interest rate; and

WHEREAS, using the 10-year US Treasury as a basis of the interest rate assessed will ensure the interest rate is in line with market conditions.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport, Iowa that the interest rate for calendar year 2024 is hereby set at 5%, and all special assessments levied against properties within the City of Davenport, Iowa shall be established annually by the Finance Department and approved by City Council; and

BE IT FURTHER RESOLVED that the aforesaid method to establish assessment interest rates be adopted.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Chief Carlsten | 563-326-7942

Action / Date
1/10/2024

Subject:

Resolution accepting the FY 2023 Port Security Grant Program (PSGP) grant from the Federal Emergency Management Agency (FEMA) in the amount of \$600,000. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

This grant provides funding to state, local, and private-sector partners to help protect critical port infrastructure from terrorism, enhance maritime domain awareness, improve port-wide maritime security risk management, and maintain or re-establish maritime security mitigation protocols that support port recovery and resiliency capabilities.

This grant will be used to replace the Davenport Fire Department's boat. The total cost is estimated to be \$800,000 with the grant amount of \$600,000, or 75% of the total cost, and a 25% match totaling \$200,000 from the City of Davenport.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Schmidt, Tyler	Approved	12/27/2023 - 11:18 AM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION accepting the FY 2023 Port Security Grant Program (PSGP) grant from the Federal Emergency Management Agency (FEMA) in the amount of \$600,000.

WHEREAS, the Department of Homeland Security is providing financial assistance to the Davenport Fire Department for the replacement of its fire boat; and

WHEREAS, the total cost of the replacement is estimated to be \$800,000; and

WHEREAS, the City of Davenport applied for the grant in the amount of \$600,000, or 75% of the total cost, with a 25% match of \$200,000.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the FY 2023 Port Security Grant Program (PSGP) grant from the Federal Emergency Management Agency (FEMA) in the amount of \$600,000 is hereby accepted.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance

Contact Info: Nicole Gleason | 563-326-7734

Action / Date

1/10/2024

Subject:

Resolution approving an amendment to the existing agreement with the Humane Society of Scott County, Iowa in the amount of \$250,000 for services provided through June 30, 2024. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

In June 2022, the City and Humane Society entered into a written Agreement and the parties now wish to amend the agreement. The Humane Society issued a Notice of Termination to the Agreement with an effective date of February 29, 2024; this amendment will extend services through June 30, 2024.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution
▢ Backup Material	Agreement
▢ Backup Material	Letter
▢ Backup Material	Letter

REVIEWERS:

Department	Reviewer	Action	Date
Finance Committee	Moses, Trish	Approved	12/28/2023 - 7:21 AM

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION approving an amendment to the existing agreement with the Humane Society of Scott County, Iowa in the amount of \$250,000 for services provided through June 30, 2024.

WHEREAS, the City of Davenport and the Humane Society of Scott County previously entered into agreements whereby the Humane Society of Scott County has provided animal protection and shelter services in the City of Davenport; and

WHEREAS, the Humane Society of Scott County has issued a Notice of Cancellation to the Agreement, effective February 29, 2024; and

WHEREAS, this amendment will extend services through June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the amendment to the existing agreement with the Humane Society of Scott County, Iowa in the amount of \$250,000 for services provided through June 30, 2024 is hereby approved.

Passed and approved this 10th day of January, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

FIRST AMENDMENT TO AGREEMENT

This FIRST AMENDMENT TO AGREEMENT (“First Amendment”), is made on January _____, 2024, by and between the CITY OF DAVENPORT, IOWA, an Iowa municipal corporation (“City”), and THE HUMANE SOCIETY OF SCOTT COUNTY, IOWA, an Iowa non-profit corporation (“Society”). The City and Society are referenced as the “parties.”

WITNESSETH:

WHEREAS, on or about June 23, 2022, the City and Society entered into a written Agreement (“Agreement”); and

WHEREAS, the parties now wish to, among other things, modify the payment for services contained in the Agreement.

NOW THEREFORE, in consideration of the mutual covenants and agreements of the parties hereto, and other good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, it is hereby agreed as follows:

1. Recitals. The recitals of this First Amendment are incorporated by this reference.
2. Modification of Notice of Cancellation. The parties acknowledge on August 31, 2023, Society issued to the City a Notice of Cancellation of the Agreement, with an effective termination date of February 29, 2024. The parties agree and acknowledge that in consideration for mutual covenants and agreements contained in this First Amendment, Society is modifying the termination date stated in its Notice of Termination to June 30, 2024, at which time the Agreement, as amended, shall terminate.
3. Payment for Services. Section B.1. of the Agreement is hereby deleted in its entirety and the following is inserted in lieu thereof:
 1. Payment for Services. In addition to the payment(s) already made by the City for FY 2023, the City shall make an additional payment of \$250,000.00 to Society for the performance of the covenants herein on or before February 1, 2024.
4. Term. Section C.1. of the Agreement is hereby deleted in its entirety and the following is inserted in lieu thereof:
 1. Term. This Agreement, as amended, shall terminate on July 1, 2024, unless otherwise amended in writing signed by both the City and Society.
5. Continuing Validity. Except as expressly changed by this First Amendment, the terms of the Agreement remain unchanged and in full force and effect.

6. Counterparts. This First Amendment may be executed by the parties hereto in any number of counterparts, each of which shall constitute an original document, and all of which when taken together shall constitute one and the same agreement.

IN WITNESS WHEREOF, the undersigned have executed this FIRST AMENDMENT TO AGREEMENT as of the day and year first above written.

CITY OF DAVENPORT, IOWA, an Iowa municipal corporation

By: _____

Its:

ATTEST: _____

THE HUMANE SOCIETY OF SCOTT COUNTY, IOWA,
an Iowa non-profit corporation

By: _____

Erika Gunn

Its: Executive Director

ATTEST: _____



John A. Slover, Jr.
Jeffrey B. Moorhouse
Roger L. Strandlund
Arthur W. Eggers
Harvey A. Levin
James S. Zmuda*
Jonathon C. Fox
Franklin S. Mitvalsky
Karla C. Steele
Steven L. Nelson
Joseph N. Van Vooren
Keisha N. Douglas

Junius P. Califf
(1910-1999)

James A. Harper
(1917-2008)

**Reply to
Moline Office:**

700 Heritage Place
1515 5th Avenue, Suite 700
P.O. Box 719
Moline, Illinois
61266-0719

Telephone:
309.764.8300

Facsimile:
309.405.1735

Naperville Office:

1250 East Diehl Road
Suite 108
Naperville, Illinois
60563

Telephone:
800.764.4999

All attorneys licensed in Illinois and Iowa

*Also licensed in Missouri

December 11, 2023

VIA U.S. MAIL AND EMAIL

City of Davenport
Attn: Mallory Merritt
226 West 4th Street
Davenport, IA 52801
Email: Mallory.Merritt@davenportiowa.com
Corri.Spiegel@davenportiowa.com
Sarah.Ott@davenportiowa.com
tegan.trees@davenportiowa.com
mayor.info@davenportiowa.com
finance.info@davenportiowa.com

Re: The Humane Society of Scott County, Iowa

Dear City of Davenport:

This letter is in response to the City of Davenport's December 1, 2023 offer to continue the parties' agreement through July 1, 2024, which offer included the following:

1. \$250,000 in additional payments to implement the contract currently in force for services through June 30, 2024;
2. The continued use of the animal control vehicle through the period;
3. The continued use of City of Davenport fuel resources at no cost to the Humane Society (\$7,500 annually); and
4. One time payment of \$50,000 to secure a fundraising consultant with expertise in fundraising for non-profits; this payment would be made so long as there is a good faith letter to accompany a contract amendment that outlines the mutual desire to continue services beyond June 30, 2024.

The Humane Society of Scott County, Iowa (“Society”) will agree to a modification of the current Agreement to continue it through June 30, 2024 at which time such Agreement will terminate, with the modification of an additional \$250,000 in payments from the City of Davenport to Society, and Society’s continued use of the single vehicle owned by the City of Davenport and use of the City’s fuel resources.

Society respectfully declines the City’s offer to make a one (1) time payment of \$50,000 to secure a fundraising consultant, as it is Society’s position that donations should not be used to subsidize the cost of services provided to the City of Davenport or any other government entity. Enclosed for your review is a revised draft First Amendment of the Agreement for your review upon the agreed terms outlined herein.

Because both the City of Davenport and Society will need to prepare for any transition after the July 1, 2024 termination of the current Agreement, Society will require the finalization of a new agreement for **on or before February 29, 2024**. As discussed, the originally proposed amount of \$1,388,445.00 for FY 2024 represents the actual cost of the services provided by Society to the City of Davenport. As communicated on various occasions, Society is open to creative ways to lower Society’s operating costs for the services provided to the City of Davenport, including, but not limited to the City of Davenport providing additional services such as groundskeeping services, services for plumbing, electrical, general building maintenance, offering vehicle maintenance to of all Society vehicles to include basic scheduled maintenance (i.e., oil changes, tire rotation, etc.) of and unscheduled maintenance (i.e., operating issues). Additionally, the FY 2024 contract will still require the City of Davenport to pass an ordinance requiring veterinary offices to sell City licenses, with penalties for failure to do so, which fees and penalties collected will be reduced from the City of Davenport’s payment responsibility for the following fiscal year, as proposed in Society’s August 31, 2023 proposed First Amendment to Agreement.

During the September 19, 2023 meeting with Society representatives and the City of Davenport representatives, the City of Davenport indicated an intent to build its own shelter and internalize animal control services, rather than continue to partner with Society. To date, the City of Davenport has not made any formal offer to build a new shelter to be deeded to Society or assist with capital improvements of Society’s current shelter. If the City of Davenport would like to make an offer to this effect for the FY 2024 contract or otherwise, Society would be open to reviewing and responding to such offer once received. However, no such formal offer has been made to date.

With respect to the City of Davenport’s cost as compared to other communities to which Society provides services, as discussed during the October 31, 2023 joint meeting, the level of services Society provides to the City of Davenport is vastly different (i.e., type of services provided and amount of services provided) than the services Society provides to Bettendorf and Scott County. In comparing Society’s original proposed payment for FY 2024 (\$1,388,445.00) with municipalities of similar size, taking into account Society’s Lifesaving Rate, such cost is fairly typical as demonstrated by the following data:

Government Operated Shelters/Animal Control	Population	Per Capita Spent	Lifesaving Save Rate *Based on Best Friend's Lifesaving Dashboard
Iowa City, IA	74,903	\$13.01	86.39%
Cedar Rapids, IA	136,429	\$9.98	73.76%
Peoria, IL	179,432 (entire county)	\$9.16	58.99%
Comparison			
HSSC	Davenport: 101,724	\$13.64	89.97%

Society provides the foregoing information so that the City of Davenport more fully understands the basis of Society's position in negotiation of the FY 2024 contract. Society appreciates the City of Davenport's partnership and looks forward to continuing to work with the City of Davenport to come to a mutually beneficial agreement for FY 2024 and beyond.

Please advise if you have any proposed revisions to the enclosed draft Amendment to Agreement. If not, please execute and return a copy, and Society will do the same. Additionally, please provide an offer for a new contract to begin on July 1, 2024 so that we can keep working towards finalization of such agreement.

Your attention to this matter is appreciated.

Very truly yours,



Keisha N. Douglas

knd.corr.1282-3
Enclosure



December 1, 2023

Humane Society of Scott County
2802 W Central Park
Davenport, IA 52804

CC: Keisha M. Douglas

The City of Davenport acknowledges receipt of your most recent memo dated November 6, 2023 declining to continue the current contractual agreement beyond February 29, 2024. This memo will provide a final summary of what the City of Davenport is willing to offer to continue this agreement through July 1, 2024.

The City of Davenport fundamentally disagrees with the method of accounting and actual cost responsibility of the Humane Society as a non-profit entity and what the tax payers of Davenport should bear as a cost of operating this facility. A typical agreement for animal control services as benchmarked by other municipalities is a fee for capture and sheltering for a determined holding period which in this case is the ten days required by code. All costs beyond those ten days should be recovered by the sheltering agency via adoption fees, recovery fees, and fundraising.

It should be noted, that in a detailed review of the Humane Society of Scott County's accounting and financial records that the City of Davenport currently pays an average of \$152 per animal captured and sheltered (based on current annual contract rate and animals sheltered – this does not include the free use of vehicles and fuel). All other communities on this contract are paying on average \$105 per animal captured and sheltered. By contributing the additional amount provided for in the offer section of this letter for this four-month period, the per animal cost paid by the City of Davenport will be more than double the rest of the communities utilizing the services.

Given that your cancellation notice was sent in the middle of a mutually agreed to term between the City and the Humane Society and is off-cycle from the City's budget, the City requested an extension of the current contract through the remainder of the fiscal year and also verbally offered the Humane Society a payment up to \$700,000 per year to perform these services; this offer was made at a joint meeting with representatives from Davenport, Bettendorf, and Scott County present,

along with the Humane Society and its counsel on October 31, 2023. Your board members that were present indicated that a special meeting could be held to discuss; however, the City received a response from your executive director less than 24 hours later stating that the contract extension request needed to be made in writing and that the \$700,000 contribution was declined. The City made a formal written request for a contract extension given that the current year budget has already been adopted with the contract amount and then received a formal response through your counsel that the extension request was also denied which was received on November 6, 2023.

Additionally, on September 19, 2023 in a joint meeting with both entities' counsel present, the City indicated that it has more flexibility with capital funding than the General Fund, which is the only fund available to make a payment to you. The General Fund is primarily used to fund police/fire which represents over 70% of the fund's expenditures. The City indicated that in lieu of a larger operating contract with you, it could consider building a new shelter with GO bonds that could eventually be deeded over to your entity which we know has been an operational/capital priority for you for some time. In this meeting, it was stated that proposal still would not fix the operational deficit and a significantly increased contribution would remain required.

This proposal below is a last and best offer in an effort to demonstrate to the Humane Society that the City of Davenport is a willing partner and genuinely wishes to extend the contract to a mutually beneficial outcome and until services can be permanently transitioned to another model that efficiently utilizes taxpayer funds.

OFFER

- \$250,000 in additional payments to implement the contract currently in force for services through June 30, 2024.
- The continued use of the animal control vehicle through the period.
- The continued use of City of Davenport fuel resources at no cost to the Humane Society (\$7,500 annually).
- One time payment of \$50,000 to secure a fundraising consultant with expertise in fundraising for non-profits; this payment would be made so long as there is a good faith letter to accompany a contract amendment that outlines the mutual desire to continue services beyond June 30, 2024.

Should the Humane Society choose to decline this final offer and proceed with a contract termination with a date of February 29, 2024, the following obligations by the Humane Society will occur on March 1, 2024:

- Immediately return the animal control vehicle owned by the City of Davenport in a state of good repair (S741 - Ford F 150).
- Immediately surrender all fuel island keys and discontinue use of fueling.
- Reimburse the City of Davenport pre-paid fees for the remainder of the contract period – approximately \$134,000.

In keeping with the timelines proposed in the Humane Society memorandum dated November 6, 2023, the City of Davenport will need a response to this by December 8, 2024.

We appreciate your consideration.

Respectfully



Nicole Gleason
Assistant City Administrator/Public Works Director

CC:

Mallory Merritt, Interim City Administrator
Mike Matson, Mayor
Courtney Jones, Sr. Operations & Partnerships Manager
Brian Heyer, Acting Corporation Counsel
Tegan Trees, Management Analyst II

City of Davenport

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

Action / Date
1/10/2024

Subject:

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

Downtown Davenport Partnership; Icestravaganza; Freight House | 421 West River Drive; 5:00 p.m. - 9:00 p.m. Saturday, January 13, 2024; Outdoor music, over 50 dBA. [Ward 3]

Recommendation:

Pass the Motion.

Background:

This request for a noise variance has been received pursuant to the Davenport Municipal Code Chapter 8.19 Noise Abatement, Section 8.19.090 Special Variances.

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	12/28/2023 - 11:22 AM

City of Davenport

Department: Public Safety
Contact Info: Jamie Swanson | 563-326-7795

Action / Date
1/10/2024

Subject:
Motion approving beer and liquor license applications.

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

Ward 1

A&S Food & Gas (Kuljeet Kaur) - 2365 Rockingham Road - License Type: Class E Liquor (Carry-Out)

Beertini's (Beertini's, LLC) - 3801 Rockingham Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 2

Probstei Inn Bar & Grill (Mayberry Homestead, Inc) - 6315 West Kimberly Road - License Type: Class C Liquor (On-Premises)

Ward 3

Chuck's Tap (White T Corporation) - 1731 West 6th Street - License Type: Class C Liquor (On-Premises)

German American Heritage Center (German American Heritage Center) - 712 West 2nd Street - License Type: Special Class C Beer/Wine (On-Premises)

M Lounge (Alleyah, LLC) - 217 Brady Street - License Type: Class C Liquor (On-Premises)

Ward 4

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

St. Ambrose University (Sodexo America, LLC) - 518 West Locust Street - License Type: Class C Liquor (On-Premises)

Washington St Mini Mart (Nazar, LLC) - 1601 Washington Street - License Type: Class E Liquor (Carry-Out)

Ward 5

Bley's Tap (JBCW, LLC) - 215 East 29th Street - License Type: Class C Liquor (On-Premises)

Ward 6

Buffalo Wild Wings (Blazin' Wings, Inc) - 4860 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

The Grape Life (The Grape Life Wine Store & Lounge, LLC) - 3402 Elmore Avenue - License Type: Class C Liquor (On-Premises)

Hy-Vee (Hy-Vee, Inc) - 1823 East Kimberly Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Hy-Vee Food & Drugstore #3 (Hy-Vee, Inc) - 1823 East Kimberly Road - License Type: Class E Liquor (Carry-Out)

Steel Plow Burger (Steel Plow Burger II, LLC) - 1430 East 52nd Street #3 - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

Ganzo's (Ganzo's, Ltd) - 3923 North Marquette Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

R & C Brazilian Steakhouse, LLC (R & C Brazilian Steakhouse, LLC) - 320 West Kimberly Road #53 - License Type: Class C Liquor (On-Premises)

Ward 8

Best Western Plus Steeplegate Inn (Global Brothers Davenport, LLC) - 100 West 76th Street - License Type: Class C Liquor (On-Premises)

Exotic Thai Restaurant (Exotic Thai Restaurant, Inc) - 2303 East 53rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Girl + Food By Cafe Fresh (Girl + Food, LLC) - 5345 Belle Avenue - Outdoor Area - License Type: Class C Liquor (On-Premises)

Loves Travel Stop #476 (Loves Travel Stops & Country Stores, Inc) - 8255 Northwest Boulevard - License Type: Class C Beer (Carry-Out)

Recommendation:
Pass the Motion.

Background:
These applications have been reviewed by the Police, Fire, and Zoning Departments.

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:37 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 12:21 PM

City of Davenport

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

Action / Date
1/10/2024

Subject:

Motion accepting asphalt paving services completed under the Veterans Memorial Park Phase II project by Hawkeye Paving Corporation, Inc of Davenport, Iowa in the amount of \$47,695, CIP #68016. [Ward 3]

Recommendation:

Pass the Motion.

Background:

The Veterans Memorial Park Phase II asphalt paving construction services contract has been completed.

Project upgrades as part of this contract included the fine grading and installation of internal asphalt walking paths that integrate the newly constructed Phase II overlook and amphitheater features with the existing Phase I plaza and Riverfront Trail.

The project was completed in accordance with the City of Davenport and Iowa DOT requirements with a final contract amount of \$47,695.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	12/27/2023 - 11:04 AM
Public Works Committee	Moses, Trish	Approved	12/27/2023 - 11:04 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:34 PM

City of Davenport

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

Action / Date
1/10/2024

Subject:

Motion awarding a contract for the Freight House West Brick Wall Repairs project to Bi-State Masonry, Inc of Rock Island, Illinois in the amount of \$80,442, CIP #23073. [Ward 3]

Recommendation:

Pass the Motion.

Background:

An Invitation to Bid was issued on November 28, 2023 and sent to contractors. On December 19, 2023 the Purchasing Division opened and read three (3) responsive and responsible bids. Bi-State Masonry, Inc. of Rock Island, Illinois was the lowest responsive and responsible bidder and is recommended for award.

This project includes reconstructing a portion of the parapet wall at the west end of the Freight House, where the brick structure ties into the metal roof over the pavilion area. This project is the second phase of a two-phase project involving the west parapet wall. The first phase removed the parapet wall along with a portion of the structure wall and made provisions to cover the roof on a temporary basis. This second phase involves removing the temporary roof covering and restoring the west parapet to its final condition.

Funding for the project is from CIP #23073.

ATTACHMENTS:

Type	Description
▢ Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	12/28/2023 - 8:14 AM
Public Works Committee	Moses, Trish	Approved	12/28/2023 - 8:14 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:35 PM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Freight House West Brick Wall Repairs

BID NUMBER: 24-54

OPENING DATE: December 19, 2023

FUNDING: 77096683 530350 23073 | Freight House Roof & Gutters Replacement

RECOMMENDATION: Award the contract to Bi-State Masonry, Inc. of Rock Island, Illinois in the amount of \$80,442.

<u>VENDOR NAME</u>	<u>BID PRICE</u>
Bi-State Masonry, Inc of Rock Island, IL	\$80,442
WRS Construction Inc of Davenport, IA	\$119,595
TNT Tuck pointing & Building Restoration, LLC of Stockton, IA	\$166,934

Approved By

Purchasing

Date

Approved By

Dept. Director

Date

Approved By

Budget/CIP

Date

Approved By

Interim City Administrator

Date

City of Davenport

Department: Finance
Contact Info: Chad Dyson | 563-326-7817

Action / Date
1/10/2024

Subject:

Motion approving the purchase of play equipment for the Credit Island Nature Play project to Crouch Recreation, Inc of Elkhorn, Nebraska in the amount of \$89,440 using OMNIA Partners contract #2017001135, CIP #64103. [Ward 1]

Recommendation:

Pass the Motion.

Background:

This purchase is for nature playground equipment at Credit Island Park. The natural play area will be non-traditional, with play elements that mimic natural elements such as rock formations, logs, and other features.

OMNIA Partners is a cooperative purchasing program that provides access to group purchasing contracts with leading national suppliers, allowing for a streamlined procurement process for thousands of products and services. KOMPAN was awarded a contract for playground and outdoor fitness equipment, site accessories, surfacing, and related products and services via OMNIA Partners contract #2017001135. Crouch Recreation, Inc is the exclusive dealer in Iowa of KOMPAN's outdoor play and fitness solutions and is authorized to distribute on their behalf via this contract. Crouch Recreation, Inc provided an additional discount to the OMNIA Partners contract pricing.

Funding for this this purchase is from CIP #64103 | Playground Replacement Program.

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:34 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:35 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:41 PM

City of Davenport

Department: Finance
Contact Info: Chad Dyson | 563-326-7817

Action / Date
1/10/2024

Subject:

Motion approving the purchase of picnic tables to Boland Recreation of Marshalltown, Iowa in the amount of \$61,662 using Sourcewell contract #010521-LTS-5. [All Wards]

Recommendation:

Pass the Motion.

Background:

This purchase is for 40 standard picnic tables and 8 ADA picnic tables for use in various parks throughout Davenport.

At no cost, the City of Davenport is a member of Sourcewell, a cooperative purchasing group that bids items for public entities. Due to the volume created by purchases from several communities, members see the advantage of lower contracted prices. Wabash Valley - PlayPower, Inc was awarded the contract for Indoor and Outdoor Recreation and Playground Equipment via Sourcewell contract #010521-LTS-5. Boland Recreation is the Iowa representative for Wabash Valley and is authorized to distribute on their behalf via this contract.

Funding for this purchase is from CIPs 64119 | Park Development Program and 64121 | Park Receptacle Replacement.

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:35 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:35 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:47 PM

City of Davenport

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

Action / Date
1/10/2024

Subject:

Motion awarding a contract for the purchase of a new dance floor for the RiverCenter to MityLite, Inc of Orem, Utah in the amount of \$62,829, CIP #69014. [All Wards]

Recommendation:

Pass the Motion.

Background:

An Invitation to Bid was issued on November 9, 2023 and sent to vendors. On December 1, 2023, the Purchasing Division opened and read one (1) responsive and responsible bid. See attached bid tab. MityLite, Inc of Orem, Utah was the lowest responsive and responsible bidder.

The new dance floor will be used for banquets and weddings and will be made up of 4'x4' panels to create a 32'x32' dance floor when fully assembled.

Funding for this project is from CIP #69014 RiverCenter Renovation.

ATTACHMENTS:

Type	Description
▢ Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:35 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:35 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:49 PM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: RiverCenter Dance Floor

BID NUMBER: 24-47

OPENING DATE: December 1, 2023

FUNDING: 76024675 530350 69014 | RiverCenter Dance Floor

RECOMMENDATION: Award the contract for the purchase of the RiverCenter Dance Floor to MityLite, Inc of Orem, Utah, in the amount of \$62,829.00.

<u>VENDOR NAME</u>	<u>PRICE</u>
MityLite, Inc of Orem, UT	\$62,829.00

Approved By

[Redacted Signature] _____
Purchasing Date

Approved By

[Redacted Signature] _____
Dept. Director Date

Approved By

[Redacted Signature] _____
Budget/CIP Date

Approved By

[Redacted Signature] _____
Interim City Administrator Date

City of Davenport

Department: Finance
Contact Info: Cory Smith | 563-888-2162

Action / Date
1/10/2024

Subject:

Motion approving a payment of \$84,195 to CDW-G of Chicago, Illinois for the annual renewal of VMware licensing and support using Sourcewell Contract #081419-CDW. [All Wards]

Recommendation:

Pass the Motion.

Background:

This payment is for the annual renewal of the VMware software licensing and support. VMware is the software that is required to operate the City's servers, thin clients, and remote access.

The City of Davenport is a member of Sourcewell, a cooperative purchasing group that bids items for public entities. Due to the volume created by purchases from several communities, members see the advantage of lower contracted prices. CDW-G of Chicago, Illinois was awarded Sourcewell Contract #081419-CDW for Technology Catalog Solutions.

Funding for this purchase is from 50450530-560530 | IT Software.

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/28/2023 - 10:36 AM
Finance Committee	Merritt, Mallory	Approved	12/28/2023 - 10:36 AM
City Clerk	Admin, Default	Approved	12/28/2023 - 5:46 PM

City of Davenport

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

Action / Date
1/10/2024

Subject:
Motion for suspension of the rules to add and vote on the items listed below.

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	1/9/2024 - 4:30 PM

City of Davenport

Department: Finance
Contact Info: Nicole Gleason | 563-326-7734

Action / Date
1/10/2024

Subject:

Motion to reconsider: Motion directing the City Administrator and related staff to implement an internal Animal Services Unit and negotiate any related contracts or agreements. [All Wards]

1. Vote on the motion to reconsider.
2. Introduce and vote on amendments.
3. Vote on amended Motion.

Recommendation:

Pass the Motion.

Background:

The City of Davenport is seeking to form an Animal Services Unit as the current Agreement between the City of Davenport, Iowa and Humane Society of Scott County, Iowa will terminate as of June 30, 2024 under the amended agreement.

The Animal Services Unit will help the community in a variety of ways, including rescuing animals in distress, reuniting lost pets with their owners, and responding to nuisance complaints.

The Animal Services Unit will be a sub-division of the Davenport Police Department and will coordinate routinely with the Development and Neighborhood Services Department.

This motion will authorize the inclusion of this model in the draft FY 2025 Operating Budget and authorize the following: personnel recruitment, operating equipment acquisition, training, negotiating sheltering agreement(s), and working with other regional governmental partners on any other related agreements.

REVIEWERS:

Department	Reviewer	Action	Date
Finance Committee	Moses, Trish	Approved	12/28/2023 - 7:22 AM