

COMMITTEE OF THE WHOLE MEETING

CITY OF DAVENPORT, IOWA

Tuesday, July 2, 2024; 5:30 PM

City Hall | 226 West 4th Street | Council Chambers

NOTE CHANGE OF DAY FOR THIS MEETING

AMENDED JULY 1, 2024

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. City Administrator Update

VI. Public Hearings

A. Community Development

1. Public Hearing for Case ORD24-03 being the request of Grace Real Estate to amend the Principal Use Standards in Subsection 17.08.030(V) Neighborhood Commercial Establishment of the Municipal Code of Davenport, Iowa by adding Day Care Center and Medical/Dental Office as permitted uses within a Neighborhood Commercial Establishment. [All Wards]
2. Public Hearing for Case REZ24-02 being the request of Riverview Heights, LLC to rezone approximately 1.47 acres of land located on the north side of the 700 block of East 6th Street from R-4C Single-Family and Two-Family Central Residential Zoning District to R-MF Multi-Family Residential District. [Ward 3]

PLAN AND ZONING COMMISSION RECOMMENDS DENIAL. THE PROTEST RATE IS OVER 20%. 8 VOTES REQUIRED FOR PASSAGE.

B. Public Works

1. Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Davenport Freight House Roof Replacement project, CIP #23073. [Ward 3]
2. Public Hearing on the plans, specifications, form of contract, and estimate of cost

for the 2024 Residential Alley Program, CIP #35038. [Wards 3 & 5]

VII. Petitions and Communications from Council Members and the Mayor

VIII. Action items for Discussion

COMMUNITY DEVELOPMENT

Kyle Gripp, Chair; Paul Reinartz, Vice Chair

IX. COMMUNITY DEVELOPMENT

1. Second Consideration: Ordinance for Case ROW24-03 being the request of the Davenport Community School District to vacate West 5th Street between Cedar Street and Howell Street. [Ward 3]
2. First Consideration: Ordinance for Case ORD24-03 being the request of Grace Real Estate to amend the Principal Use Standards in Subsection 17.08.030(V) Neighborhood Commercial Establishment of the Municipal Code of Davenport, Iowa by adding Day Care Center and Medical/Dental Office as permitted uses within a Neighborhood Commercial Establishment. [All Wards]
3. First Consideration: Ordinance for Case REZ24-02 being the request of Riverview Heights, LLC to rezone approximately 1.47 acres of land located on the north side of the 700 block of East 6th Street from R-4C Single-Family and Two-Family Central Residential Zoning District to R-MF Multi-Family Residential District. [Ward 3]

PLAN AND ZONING COMMISSION RECOMMENDS DENIAL. THE PROTEST RATE IS OVER 20%. 8 VOTES REQUIRED FOR PASSAGE.

4. Resolution setting a Public Hearing on the proposed conveyance of vacated alley right-of-way located west of North Division Street between West Pleasant Street and Hickory Grove Road to Wallicks Auto Service LLC and IA12 Davenport LLC, Petitioners. [Ward 4]

X. Motion recommending discussion or consent for Community Development items

PUBLIC SAFETY

Ben Jobgen, Chair; Tim Dunn, Vice Chair

XI. PUBLIC SAFETY

1. Second Consideration: Ordinance amending Schedule VI Speed Limits of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding 49th Street from Fairmount Street to Pine Street as a 35 mph street thereto. [Ward 2]
2. Second Consideration: Ordinance amending Schedule VI Speed Limits of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding 60th Street from Wisconsin Avenue to Fairmount Street as a 35 mph street thereto. [Ward

2]

3. Second Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding Spalding Boulevard along the frontage of 707 and 708 Spalding Boulevard thereto. [Ward 4]
4. Resolution approving street, lane, and public ground closure requests on the listed dates and times for outdoor events.

Freight House Farmers' Market; Temporary Market due to flooding; Scott County Administrative Center | 600 West 4th Street; 4:00 a.m. Saturday, July 6, 2024 - 3:00 p.m. Sunday, July 7, 2024 and 4:00 a.m. Saturday, July 13, 2024 - 3:00 p.m. Sunday, July 14, 2024; **Closure:** Western Avenue from West 4th Street to West 5th Street. [Ward 3]

TO BE VOTED ON LATER ON THIS AGENDA

Daiquiri Factory, Mac's Tavern, Kilkenny's, and Carriage Haus; Bix Block Party; 300 block of West 3rd Street; 9:00 a.m. Friday, July 26, 2024 - 3:00 a.m. Sunday, July 28, 2024; **Closure:** West 3rd Street from Ripley Street to Harrison Street. [Ward 3]

The Office; Bix Party; 116 West 3rd Street; approximately 11:00 a.m. (or whenever the Bix 7 is over) - 11:30 p.m. Saturday, July 27, 2024; **Closure:** northern parking lane and travel lane in front of 116 West 3rd Street. [Ward 3]

Mississippi River Distilling Company Downtown Lounge; Garage Band Night; 318 East 2nd Street; 3:00 p.m. - 11:00 p.m. Saturday, August 10, 2024; **Closure:** east-west alley between East 2nd Street and East 3rd Street from Iowa Street to the MidAmerican parking lot. [Ward 3]

Sweet Delite Ice Cream; Car Show; 1901 West 4th Street; 3:00 p.m. - 6:00 p.m. Sunday, September 29, 2024; **Closure:** Howell Street from West 3rd Street to West 4th Street. [Ward 3]

5. Motion approving noise variance requests on the listed dates and times for outdoor events.

Southeast Little League; End of Season Celebration; Prairie Heights Park | 5600 Eastern Avenue; 10-15 minutes or less between 8:45 p.m. and 9:30 p.m. on Sunday, July 7, 2024; Fireworks, over 50 dBA. [Ward 8]

TO BE VOTED ON LATER ON THIS AGENDA

Daiquiri Factory, Mac's Tavern, Kilkenny's, and Carriage Haus; Bix Block Party; 300 block of West 3rd Street; 7:30 p.m. - 10:30 p.m. Friday, July 26, 2024 and 11:00 a.m. Saturday, July 27, 2024 - 12:00 a.m. Sunday, July 28, 2024; Outdoor music/band, over 50 dBA. [Ward 3]

The Office; Bix Party; 116 West 3rd Street; approximately 11:00 a.m. (or whenever the Bix 7 is over) - 11:30 p.m. Saturday, July 27, 2024; Outdoor music/band, over 50 dBA. [Ward 3]

Mississippi River Distilling Company Downtown Lounge; Garage Band Night; 318 East 2nd Street; 6:00 p.m. - 10:00 p.m. Saturday, August 10, 2024; Outdoor music/band, over 50 dBA. [Ward 3]

Sweet Delite Ice Cream; Car Show; 1901 West 4th Street; 3:00 p.m. - 6:00 p.m. Sunday, September 29, 2024; Outdoor music, over 50 dBA. [Ward 3]

6. Motion approving beer and liquor license applications.

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

Ward 3

Daiquiri Factory (DaqFaq, LLC) - 303 West 3rd Street - Temporary Extended Outdoor Area July 26-28 - License Type: Class C Liquor (On-Premises)

Hy-Vee Bettendorf Post Race (Hy-Vee, Inc) - 500 East 3rd Street - Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Kilkenny's Pub & Eatery (Kilkenny's Pub, Inc) - 300 West 3rd Street - Temporary Extended Outdoor Area July 26-28 - License Type: Class C Liquor (On-Premises)

Mac's Tavern (Failte, Inc) - 316 West 3rd Street - Temporary Extended Outdoor Area July 26-28 - License Type: Class C Liquor (On-Premises)

The Office (Local 563 Cocktail Lounge, LLC) - 116 West 3rd Street - Temporary Extended Outdoor Area July 26-28 - License Type: Class C Liquor (On-Premises)

Ward 5

Wide River Winery X of 6 (Wide River Winery, LLC) – 1128 Mound Street – Temporary Event with Outdoor Area August 6-10 – License Type: Special Class C Beer/Wine (On-Premises)

Ward 6

Candy's Backbar (BB Hospitality, LLC) – 4751 Progress Drive – New License with Outdoor Area – License Type: Class C Liquor (On-Premises)

Ward 7

Chipotle Mexican Grill (Chipotle Mexican Grill of Colorado, LLC) – 1020 West Kimberly Road – New License – License Type: Special Class C Beer/Wine (On-Premises)

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

Ward 1

Casey's General Store #2077 (Casey's Marketing Company) - 3700 West Locust Street
- License Type: Class B Beer/Wine (Carry-Out)

Ward 3

Frick's Tap (LBLN, LLC) - 1402 West 3rd Street - Outdoor Area - License Type: Class C
Liquor (On-Premises)

Miss Phay Cafe (Miss Phay Cafe, Inc) - 510/512 Brady Street - License Type: Class C
Liquor (On-Premises)

Ward 5

Express Lane Gas & Food Mart, Inc (Express Lane, Inc) - 1208 East Locust Street -
License Type: Class B Beer/Wine (Carry-Out)

Ward 7

Filling Station, The (Bar Management, LLC) - 305 East 35th Street - Outdoor Area -
License Type: Class C Liquor (On-Premises)

Vans Pizza Pub and Grill (Reedcan, LLC) - 3333 North Harrison Street - Outdoor Area
- License Type: Class C Liquor (On-Premises)

Ward 8

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

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

XII. Motion recommending discussion or consent for Public Safety items

PUBLIC WORKS

Rick Dunn, Chair; Tim Kelly, Vice Chair

XIII. PUBLIC WORKS

1. Resolution accepting work completed under the Goose Creek Trail (46th Street to 53rd Street) Overlay project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$196,943.50, CIP #28030. [Ward 7]

2. Resolution awarding a contract for the Colony Drive (Brown Street to Gaines Street) Reconstruction project to Five Cities Construction Company of Coal Valley, Illinois in the amount of \$419,155.08, CIP #35062. [Ward 7]
3. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Davenport Freight House Roof Replacement project, CIP #23073. [Ward 3]
4. Resolution approving the plans, specifications, form of contract, and estimate of cost for the 2024 Residential Alley Program, CIP #35038. [Ward 3 & 5]
5. Motion approving an engineering agreement with Canadian Pacific Kansas City Railway (CPKC) for the Riverfront Quiet Zone project in an amount not-to-exceed \$70,000, #ARP12. [Wards 3 & 5]
6. Motion approving Change Order #4 with Sasaki Associates Inc, of Denver, Colorado for the design of a new play feature for the Main Street Landing | Destination Iowa project in an amount not-to-exceed \$85,000, #ARP12. [Ward 3]

XIV. Motion recommending discussion or consent for Public Works items

FINANCE

Jazmin Newton, Chair; Mhisho Lynch, Vice Chair

XV. FINANCE

XVI. Motion recommending discussion or consent for Finance items

XVII. PURCHASES OF \$10,000 TO \$50,000 (For Information Only)

1. Mills Chevrolet | RM24-274 multiple parts for S011 | Amount: \$10,421.26
2. Daisy G Hanshaw | RM24-276 settlement | Amount: \$11,714.19
3. Scholastic Inc | CDBG/Cares Act grant funding for summer outreach program at Library | Amount: \$14,338.65
4. Foremost Insurance Group | RM24-274 subrogation | Amount: \$14,770
5. Marnet Forensics LLC | software renewal 9/1/24-8/30/25 | Amount: \$17,720
6. Tracker PDTS Inc | property & evidence software | Amount: \$18,753.60
7. Ion Wave Technologies Inc | 2024-2025 subscription | Amount: \$24,250
8. Stanford Telematics LLC | fleet management software system renewal | Amount: \$27,308
9. Paragon Commercial Interiors Inc | Fairmount Community Center furniture | Amount: \$29,745.22
10. Celebrite USA Corp | software maintenance/support | Amount: \$31,070.40
11. MRI Software Company | Assisted Housing annual software support/maintenance | Amount: \$31,437.18
12. John Deere Company | mower for Fairmount Cemetery | Amount: \$33,183.02
13. Dorsey & Whitney | legal services for General Obligation Corporate Bonds, Series 2024 | Amount: \$35,000

14. Ed Stivers Ford | Ford F250 for Forestry | Amount: \$49,773

XVIII. Other Ordinances, Resolutions and Motions

1. Motion for suspension of the rules to vote on the listed items.
2. Resolution approving a street closure request on the listed dates and times for an outdoor event.

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

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XIX. Reports of City Officials

XX. Executive Session

1. To discuss strategy with counsel in matters involving litigation pursuant to Iowa Code Section 21.5(1)(c).

XXI. Adjourn