

CITY COUNCIL MEETING

CITY OF DAVENPORT, IOWA

Wednesday, July 24, 2024; 5:30 PM

City Hall | 226 West 4th Street | Council Chambers

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

Approval of the City Council Meeting minutes for July 10, 2024.

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report on Committee of the Whole for July 17, 2024.

VIII. Appointments, Proclamations, Etc.

A. Appointments

1. Parks and Recreation Advisory Board
-Christine Powers (new appointment | Seventh Ward)
2. Zoning Board of Adjustment
-John Kleffmann (new appointment)
3. Citizens Advisory Committee | Grievance Subcommittee
-Austin Bird
-Cassandra Cooper
-Nancy Nolan
-Elizabeth Hodges
-Tami Lord

B. Proclamations

1. 50th Quad-City Times Bix 7 Race Week | July 20-27, 2024

IX. Petitions and Communications from Council Members and the Mayor

X. Individual Approval of Items on the Discussion Agenda

1. Second 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]
2. Motion approving a 22905 Agreement with Canadian Pacific Kansas City (CPKC) Railway for the Riverfront Quiet Zone project, #ARP12. [Ward 3 & 5]

XI. Approval of All Items on the Consent Agenda

****NOTE:** These are routine items and will be enacted at the City Council Meeting by one roll call vote without separate discussion unless an item is requested to be removed and considered separately.

1. Third 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. Third 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]
3. Third 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]
4. Third 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]
5. First Consideration: Ordinance amending Schedule XIII Seven Ton Weight Limit of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding 5th Street from Western Avenue to Gaines Street thereto. [Ward 3]
6. First Consideration: Ordinance amending various sections of Chapter 13.34 entitled "Stormwater Management" of the Municipal Code of Davenport, Iowa to clearly convey intent and to ensure compliance with recent state legislation regarding regulation of topsoil and stormwater at construction sites. [All Wards]
7. Resolution authorizing the 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]
8. Resolution approving street, lane, and public ground closure requests on the listed

dates and times for outdoor events.

Cornbelt Running Club; Quad-City Times Bix 7 Flood Contingency Plan; 1:00 p.m. Friday, July 26, 2024 - 12:00 p.m. Saturday, July 27, 2024; **Closure:** West 4th Street from Brady Street to Gaines Street. [Ward 3]

Freight House Farmers' Market; Temporary Market due to flooding; Scott County Administrative Center | 600 West 4th Street; 4:00 a.m. Saturday, July 27, 2024 - 3:00 p.m. Sunday, July 28, 2024; **Closure:** Western Avenue from West 4th Street to West 5th Street. [Ward 3]

Third Missionary Baptist Church; Gospel Explosion Weekend; 222 West 14th Street; 7:30 a.m. - 7:00 p.m. Saturday, August 10, 2024; **Closure:** West 14th Street from Harrison Street to Main Street. [Wards 3 & 5]

Top-Notch Productions, Inc; Riverfront Pops 2024; LeClaire Park | 400 Beiderbecke Drive; 8:00 a.m. Thursday, August 15, 2024 - 4:00 p.m. Sunday, August 18, 2024; **Closure:** Harrison and Ripley Streets south of River Drive. [Ward 3]

Village of East Davenport Business Association; Village of East Davenport; Farm Days in the Village; 8:00 a.m. Saturday, August 24, 2024 - 6:00 p.m. Sunday, August 25, 2024; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley. [Ward 5]

Quad City Arts; Riverssance Festival of Fine Art; Lindsay Park | 2205 East 11th Street; 8:00 a.m. Friday, September 20, 2024 - 7:00 p.m. Sunday, September 22, 2024; **Closure:** East 11th Street from Jersey Ridge Road to Hillcrest Avenue. [Ward 5]

9. Resolution accepting work completed under the Centennial Bridge Seawall Repair project by McCarthy Improvement Company of Davenport, Iowa in the amount of \$258,437.78, CIP #68015. [Ward 3]
10. Resolution accepting work completed under the Dillon Fountain Electrical Upgrades project by Shaw Electric, Inc of Davenport, Iowa in the amount of \$127,290, CIP #64102. [Ward 3]
11. Resolution awarding a contract for the City Hall Air Handling Unit Upgrades project to Schebler Company of Bettendorf, Iowa in the amount of \$295,300, CIP #23028. [Ward 3]
12. Resolution awarding a contract for the Adler Theater Box Office Remodel project to Estes Construction of Davenport, Iowa in the amount of \$110,500, CIP #69014. [Ward 3]
13. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Modern Woodmen Park Field Rehabilitation project, CIP #23049. [Ward 3]
14. Resolution of acceptance covering an assessment for the 2023 Residential Alley

Resurfacing Program in accordance with the Alley Resurfacing program. [Wards 3, 5, & 6]

15. Resolution of support for the Iowa American Floodwall Modification project to be completed and financed by Canadian Pacific Kansas City (CPKC) Railway. [Ward 5]
16. Motion approving noise variance requests on the listed dates and times for outdoor events.

Third Missionary Baptist Church; Gospel Explosion Weekend; 222 West 14th Street; 6:00 p.m. - 9:00 p.m. Friday, August 9, 2024 and 10:00 a.m. - 6:00 p.m. Saturday, August 10, 2024; Outdoor music, over 50 dBA. [Wards 3 & 5]

Top-Notch Productions, Inc; Riverfront Pops; LeClaire Park | 400 Beiderbecke Drive; 9:00 a.m. - 9:45 p.m. Saturday, August 17, 2024; Outdoor music and fireworks, over 50 dBA. [Ward 3]

Quad City Arts; Riverssance Festival of Fine Art; Lindsay Park | 2205 East 11th Street; 10:00 a.m. - 5:00 p.m. Saturday, September 21, 2024 and 10:00 a.m. - 4:00 p.m. Sunday, September 22, 2024; Outdoor music/band, over 50 dBA. [Ward 5]

17. Motion approving beer and liquor license applications.

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

Ward 1

Jimmie O's Saloon (Oldham Enterprises, LLC) - 2735 Telegraph Road - Temporary Extended Outdoor Area September 21 - License Type: Class C Liquor (On-Premises)

Ward 3

Carriage Haus (Smoking Haus Entertainment) - 312 West 3rd Street - Temporary Extended Outdoor Area July 26-28 - License Type: Class C Liquor (On-Premises)

RiverCenter/Adler Theatre (VenuWorks of Davenport) - 119 East 3rd Street - Temporary Extended Outdoor Area (Kaiserslautern Square) July 26 - License Type: Class C Liquor (On-Premises)

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

Ward 6

California Burritos Mexican Grill (Burrito Enterprises #2, LLC) - 2930 East 53rd Street - Outdoor Area - License Type: Class C Liquor (On-Premise)

Barrel House Three, LLC (Barrel House Three, LLC) - 5141 Utica Ridge Rd - Outdoor

Area - License Type: Class C Liquor (On-Premise)

Ward 7

Costa Del Mar Mexican Grill and Seafood (Costa Del Mar, Inc) - 3852 Brady Street - License Type: Class C Liquor (On-Premise)

Famous Dave's (Elmore Foods, LLC) - 1110 East Kimberly Road - License Type: Class C Liquor (On-Premise)

Hi Ho Mongolian Grill (Hi Ho Mongolian Grill, Inc) - 901 East Kimberly Road #15 - License Type: Special Class C Beer/Wine (On-Premise)

Kwik Star #280 (Kwik Trip, Inc) - 301 West Kimberly Road - License Type: Class B Beer (Carry-Out)

Ward 8

Kwik Star #215 (Kwik Trip, Inc) - 100 West 65th Street - License Type: Class B Beer (Carry-Out)

18. Motion approving a 22905 Agreement with Canadian Pacific Kansas City (CPKC) Railway for the South Concord Grade Separation project, CIP #21013. [Ward 1]
19. Motion approving the purchase of 75 four-foot HESCO barrier units and 40 three-foot HESCO barrier units from Flood Defense Group LLC of Boise, Idaho in the amount of \$73,600 using State of Iowa Department of Administrative Services Contract #21316A. [Ward 3]
20. Motion approving the purchase of automatic passenger counters (APC) for the Transit Division bus fleet from ETA Transit of Boca Raton, Florida in the amount of \$55,999. [All Wards]
21. Motion awarding a one-year contract with two possible two-year renewals for unarmed security services at Main Library to Citadel Security USA of Nixa, Missouri. [Ward 3]
22. Motion awarding a contract for the support of the legacy HP-UX server conversion and historical record access to MultiValue Central of Denver, Colorado in the amount of \$64,700. [All Wards]

XII. Other Ordinances, Resolutions and Motions

XIII. 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 three (3) minute time limit. Please end your comments promptly.

XIV. Reports of City Officials

XV. Executive Session

1. To evaluate the professional competency of individuals pursuant to Iowa Code 21.5(1)(i) and to discuss strategy with counsel in matters involving litigation pursuant to Iowa Code 21.5(1)(c).

XVI. Adjourn