

COMMITTEE OF THE WHOLE MEETING

CITY OF DAVENPORT, IOWA

Wednesday, September 4, 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. City Administrator Update
- VI. Public Hearings
 - A. Public Works
 - 1. Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Phase III project, CIP #ARP17. [Ward 7]
 - 2. Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Emeis Park Phase II | Adaptive and Inclusive Playground project, CIP #ARP10. [Ward 1]
 - 3. Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Main Street Landing project, CIP #ARP12. [Ward 3]
- 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 REZ24-03 being the request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]
- X. Motion recommending discussion or consent for Community Development items

PUBLIC SAFETY

Ben Jobgen, Chair; Tim Dunn, Vice Chair

XI. PUBLIC SAFETY

1. Resolution approving street, lane, and public ground closure requests on the listed dates and times for outdoor events.

Jason DeNoyer; TBK Quad Cities Marathon; 5:00 a.m. - 1:00 p.m. Sunday, September 22, 2024; **Closures:** Riverfront Trail from east City Limits to Gaines Street; Beiderbecke Drive from Gaines Street to Marquette Street; Gaines Street south of River Drive; River Drive from Brown Street to Scott Street; Western Avenue from West 2nd Street to River Drive; eastbound West 2nd Street from Centennial Bridge/Gaines Street to Western Avenue. [Wards 3 & 5]

Tiphanie Cannon; Motor Row Fall Festival; Downtown; 12:00 p.m. - 8:00 p.m. Sunday, September 22, 2024; **Closure:** East 2nd Street from Perry Street to Iowa Street. [Ward 3]

Davenport Community School District; Central High School Homecoming Parade; 6:00 p.m. - 7:00 p.m. Thursday, September 26, 2024; **Closures (Police controlled):** East 18th Street from Woodland Ave to Fernwood Avenue; Fernwood Avenue from East 18th Street to Forest Road; Forest Road from Fernwood Avenue to Middle Road; Middle Road from Forest Road to Woodland Avenue. [Wards 5 & 6]

St. Paul the Apostle; Back to School Block Party; 1007 East Rusholme Street; 12:00 p.m. - 10:30 p.m. Saturday, September 28, 2024; **Closure:** East Rusholme Street from Carey Avenue to Arlington Avenue. [Ward 5]

Samantha Denkmann; Halloween Party; 3300 block of Adams Street; 5:00 p.m. - 9:00 p.m. Saturday, October 12, 2024; **Closure:** Adams Street from East 33rd Street to 3326/3327 Adams Street. [Ward 7]

Laura Lade; Hey, MS, Take a Walk!; Bechtel Park | 499 East 2nd Street; 11:00 a.m. - 5:00 p.m. Sunday, October 13, 2024; **Closure:** Iowa Street from River Drive to East 2nd Street. [Ward 3]

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

Palmer College of Chiropractic; Homecoming; 1000 Brady Street; approximately 8:30 p.m. for 20 minutes Saturday, September 21, 2024; Fireworks, over 50 dBA. [Ward 3]

Tiphanie Cannon; Motor Row Fall Festival; Downtown; 2:00 p.m. - 7:00 p.m. Sunday, September 22, 2024; Outdoor music/band, over 50 dBA. [Ward 3]

Davenport Community School District; Central High School Homecoming Parade; see

attached parade route; 6:00 p.m. - 7:00 p.m. Thursday, September 26, 2024;
Outdoor music/band, over 50 dBA. [Wards 5 & 6]

3. Motion approving beer and liquor license applications.

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

Ward 1

Midwest Festivals (Midwest Festivals, LLC) - 2200 West River Drive - Temporary Event
September 28-29 - License Type: Class C Liquor (On-Premises)

Ward 5

Quad City Arts (Quad City Arts) - 2205 East 11th Street - Temporary Outdoor Event
September 20-21 - License Type: Special Class C Beer/Wine (On-Premises)

Ward 6

Crown Smoke & Vape (Crown Smoke & Vape, Inc) - 4810 Elmore Ave E-F - New
License - License Type: Class E Liquor (Carry-Out)

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

Ward 1

Holy Name Society (St. Alphonsus Church of Davenport, Iowa) - 2618 Boies Ave -
Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Malwa, LLC (Malwa, LLC) - 4425 West Locust Street - License Type: Class B
Beer/Wine (Carry-Out)

Ward 3

Capitol Theatre (Capitol Theatre Group, LLC) - 330 West 3rd Street - License Type:
Class C Liquor (On-Premises)

Cathedral Ale (Sacred Heart Cathedral of Davenport, Iowa) - 422 East 10th Street -
License Type: Special Class C Beer/Wine (On-Premises)

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

Mississippi River Distilling Company (Mississippi River Distilling Company, LLC) - 318
East 2nd Street - License Type: Class C Liquor (On-Premises)

Nally's Kitchen, Inc (Nally's Kitchen, Inc) - 1622 Rockingham Road - License Type:

Class C Liquor (On-Premises)

Ruby's (Infamous, LLC) - 429 East 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

The Putnam (Putnam Museum and Science Center) - 1717 West 12th Street - License Type: Class C Liquor (On-Premises)

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

Ward 5

Bicycle Rack Sports Grill (Sports Station, Inc) - 3303 Brady Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Bowlmor Lanes (Davenport Bowlers, Inc) - 2952 Brady Street - License Type: Class C Liquor (On-Premises)

Locust Street Tavern (Locust Street Tavern, Inc) - 331 East Locust Street - License Type: Class C Liquor (On-Premises)

Players (Players, LLC) - 2218 East 11th Street - License Type: Class C Liquor (On-Premises)

The Outing Club (The Outing Club, Inc) - 2109 Brady Street - Outdoor Area - License Type: Class C Liquor

Ward 6

Cabos Cantina and Grill 2, LLC (Cabos Cantina and Grill 2, LLC) - 5717 Elmore Avenue Unit E - License Type: Class C Liquor (On-Premises)

Costco Wholesale #1325 (Costco Wholesale Corporation) - 2790 East 53rd Street - License Type: Class E Liquor (Carry-Out)

Monarch Kitchen + Bar (LCMR, Inc) - 4750 East 53rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

Ridhi Rose Mart, LLC (Ridhi Rose Mart, LLC) - 3417 Harrison Street - License Type: Class B Beer/Wine (Carry-Out)

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 sanitary sewer and manholes associated with the Saint Ambrose University Cosgrove Hall building addition. [Ward 4]
2. Resolution accepting sanitary sewer and manholes associated with Corporate Park Townhomes development. [Ward 6]
3. Resolution accepting work completed under the Tremont Sanitary Sewer Interceptor Replacement project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$2,896,814.35, CIP #30048. [Ward 3]
4. Resolution accepting work completed under the Dohse Splash and Play project by The Henley Group of Muscatine, Iowa in the amount of \$535,610, CIP #ARP10. [Ward 1]
5. Resolution accepting work completed under the Village of East Davenport Lighting project by Davenport Electric Contracting Company of Davenport, Iowa in the amount of \$262,810.52, CIP #60037. [Ward 5]
6. Resolution accepting work completed under the Multi-Sport Court Installation project by Langman Construction of Rock Island, Illinois in the amount of \$257,663.05, CIP #ARP10. [Wards 1 & 3]
7. Resolution approving Change Order #2 in the amount of \$150,000 to Langman Construction of Rock Island, Illinois for the 2023-2024 Sewer and Manhole Rehabilitation Program, CIP #30057. [All Wards]
8. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Phase III project, CIP #ARP17. [Ward 7]
9. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Emeis Park Phase II | Adaptive and Inclusive Playground project, CIP #ARP 10. [Ward 1]
10. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Main Street Landing project, CIP #ARP12. [Ward 3]
11. Motion awarding a three-year contract for fire sprinkler system inspections and maintenance to Tri-State Automatic Sprinkler of Davenport, Iowa. [All Wards]
12. Motion terminating the CY 2024 City Sidewalk Program contract with C-2 Creative Concrete of DeKalb, Illinois, CIP #28028. [All Wards]

XIV. Motion recommending discussion or consent for Public Works items

FINANCE

Jazmin Newton, Chair; Mhisho Lynch, Vice Chair

XV. FINANCE

1. Third Consideration: Ordinance amending various sections of Chapter 6.04 entitled "Animals" of the Municipal Code of Davenport, Iowa to incorporate recommendations from the joint task force between the Humane Society of Scott County and the City of Davenport, Iowa, and to update language regarding fees and roles. [All Wards]
2. Resolution setting claim fees, annual license fees, and redemption fees under Chapter 6.04 entitled "Animals" of the Municipal Code of Davenport, Iowa. [All Wards]

XVI. Motion recommending discussion or consent for Finance items

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

1. Lane & Waterman LLP | legal services | Amount: \$10,000
2. Lane & Waterman LLP | legal services | Amount: \$10,075.89
3. Scott County Sheriff | July booking fees | Amount: \$10,400
4. Lane & Waterman LLP | legal services | Amount: \$10,739.43
5. Per Mar Security Corp | flood security | Amount: \$10,982.48
6. Raynor Door Co Inc | The River's Edge overhead door replacement | Amount: \$11,185
7. RM24-099 | settlement | Amount: \$12,638.55
8. Partners of Scott County Watersheds | FY 2025 professional services agreement | Amount: \$13,500
9. Lane & Waterman LLP | legal services | Amount: \$13,575
10. RM25-021 | settlement | Amount: \$15,600
11. LinkedIn Corporation | LinkedIn Learning Library | Amount: \$15,750
12. CivicPlus, LLC | CivicClerk annual fee | Amount: \$16,375.90
13. RM24-235 | settlement | Amount: \$20,902.68
14. Traffic & Parking Control Inc | intersection conflict warning system | Amount: \$33,805.47
15. Becker Arena Products Inc | skate sharpening machine | Amount: \$36,320
16. RM23-343, RM24-317, RM24-318 | settlements | Amount: \$39,000
17. OPN Inc | Junior Theatre study | Amount: \$39,500
18. Gillig Corp | bus engine assembly | Amount: \$48,750

XVIII. Other Ordinances, Resolutions and Motions

XIX. Reports of City Officials

XX. Adjourn

City of Davenport

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

Action / Date
9/4/2024

Subject:

Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Phase III project, CIP #ARP17. [Ward 7]

Recommendation:

Hold the Hearing.

Background:

This is a trail construction project creating a new multi-use trail along Goose Creek from the existing Duck Creek Trail to the existing Goose Creek Trail Phase I (46th St to 53rd St) at 46th Street. Work also includes realigning a portion of Goose Creek, constructing a culvert along Deere Creek, constructing a bridge over Goose Creek, and bringing existing sidewalks and street crossings into compliance with ADA requirements.

This project will be funded through ARPA.

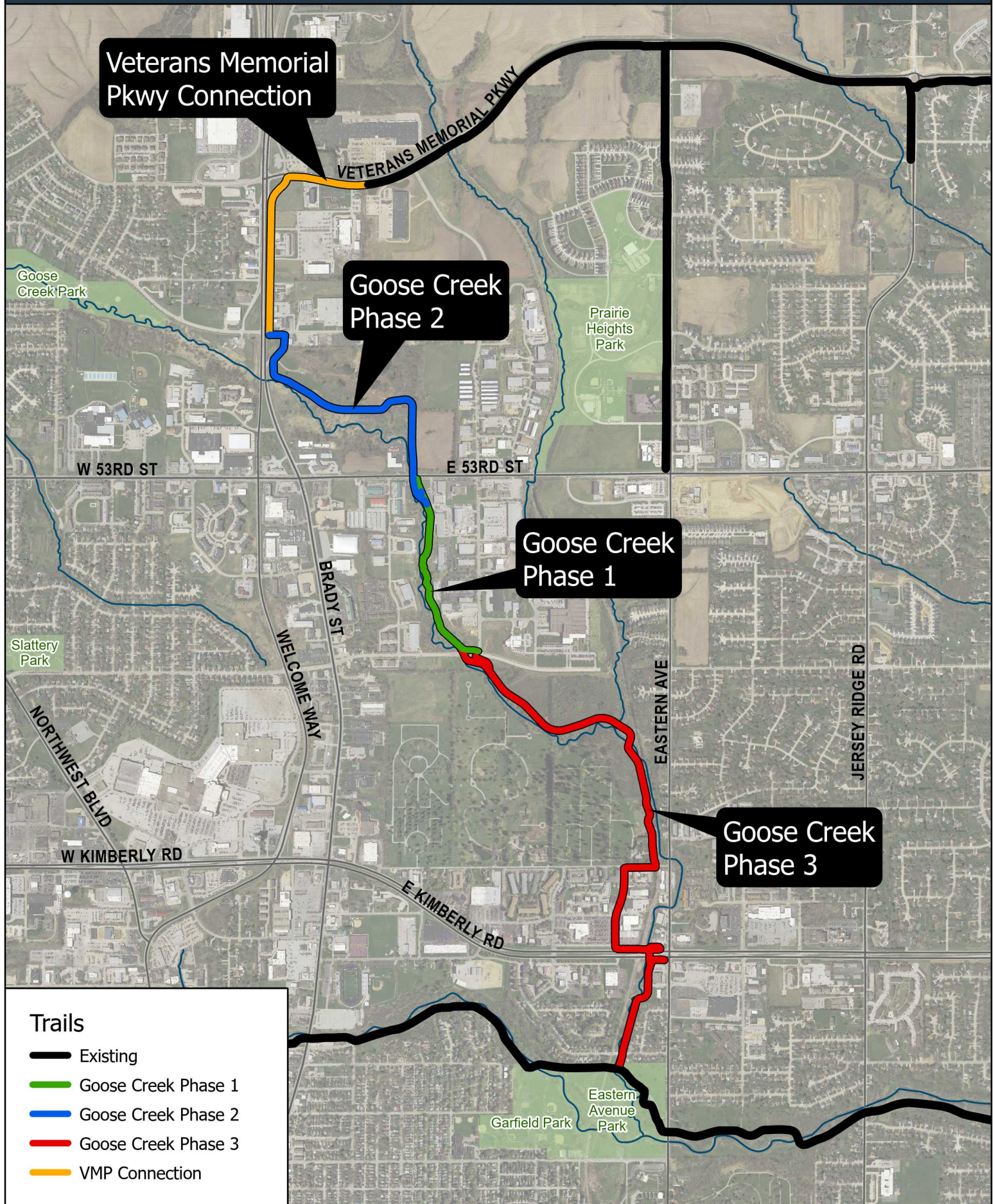
Attachments:

1. Goose Creek Phases



Goose Creek Trail

Phases and Connections



City of Davenport

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

Action / Date
9/4/2024

Subject:

Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Emeis Park Phase II | Adaptive and Inclusive Playground project, CIP #ARP10. [Ward 1]

Recommendation:

Hold the Hearing.

Background:

Phase II of the Emeis Park improvements will include installation of adaptive and inclusive playground features as part of the ARPA capital improvement recommendations.

Work under this contract includes all site work and play equipment installation labor. Play equipment will be purchased separately as part of previous RFP recommendations.

Once completed, project upgrades will feature adaptive and inclusive amenities for a recommended 2-12 year age group, including:

1. Wheelchair accessible play structure.
2. Embankment play feature with slides, steppers, and climbers.
3. Expanded swing bay featuring traditional and accessible swings.
4. Sensory panel play features including musical instruments.
5. Pour-in-place safety surfacing.
6. Installation of previously purchased obstacle course play equipment.
7. Engineered wood fiber safety surfacing in the swing area is to be provided by Parks and Recreation Department under a separate purchasing contract.

These improvements are being scheduled for a fall 2024 bid and spring 2025 construction.

Attachments:

None

City of Davenport

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

Action / Date
9/4/2024

Subject:

Public Hearing on the plans, specifications, form of contract, and estimate of cost for the Main Street Landing project, CIP #ARP12. [Ward 3]

Recommendation:

Hold the Hearing.

Background:

In 2022, the City of Davenport was awarded a Creative Placemaking grant through the Iowa Economic Development Authority's Destination Iowa Program. This application bundled a series of projects which included: Main Street Landing, Skybridge LED Lighting Upgrades, Railroad Quiet Zone Implementation and the Figge Art Museum's Evanescent Field. This public hearing is for the plans and specifications for the Main Street Landing portion of the larger grant project.

The Main Street Landing project consists of the construction of a new riverfront park south of the Canadian Pacific Kansas City Southern (CPKC) rail line. This is approximately from the landing area to the east of LeClaire Park to the amphitheater located to the west of the Pershing rail crossing. This also includes the parking lot directly underneath the Skybridge, north of the rail tracks. The main components of the new park include, but is not limited to:

- Pedestrian Bridge over CPKC rail
- Signature Play Tower
- Roller Dam Play Features
- Interactive Water Feature
- Multi-Use Court Space and Ice Rink
- Restroom Facility
- Overlooks
- Natural Area

Funding for the project is through the State of Iowa's Destination Iowa grant, special City funding (ARPA and CP Mitigation), Regional Development Authority, and Scott County Regional Authority.

Attachments:

1. Final Site Renderings



North
Structure

Pedestrian Bridge
North Span

Pedestrian Bridge
Railroad Crossing

Pedestrian Bridge
South Span

Adventure Play

Sledding Hill

Picnic Area

Hillside Overlook

Water Feature

Shade Structure

Restroom Pavilion

Flexible Multi-Use Space
& Ice Rink Area



ZONE 1
Northwest Entry

ZONE 2
Railroad Crossing &
Brady Street Entry

ZONE 3
Adventure Playground
& Water Feature

ZONE 7
Naturalistic Picnic Area

ZONE 6
Hillside Overlook

ZONE 5
Restroom Pavilion

ZONE 4
Flexible Multi-Use Space & Ice Rink

ZONE 1

NORTHWEST ENTRY

RIVER DRIVE & MAIN STREET INTERSECTION



NORTHWEST ENTRY



PEDESTRIAN BRIDGE - NORTH



PEDESTRIAN BRIDGE - NORTH



ZONE 2

**RAILROAD CROSSING & BRADY STREET
ENTRY**

MAIN ENTRY



BRADY STREET ENTRY PLAZA



MAIN ENTRY



RAILROAD CROSSING & SOUTH BRIDGE



ZONE 3

**ADVENTURE PLAYGROUND & WATER
FEATURE**

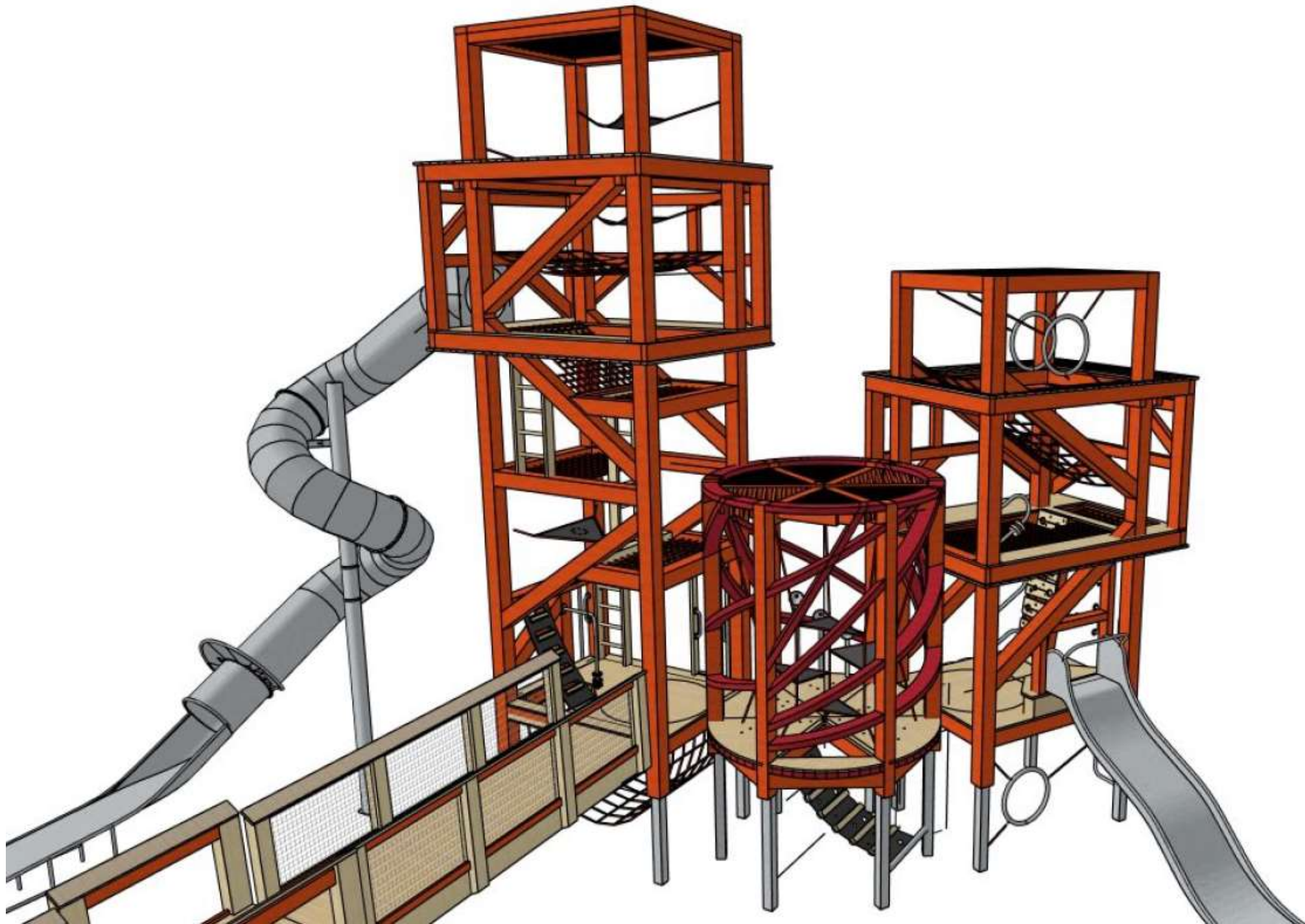
ADVENTURE PLAY



PLAY TOWER







ROLLER DAMS



WATER FEATURE



WATER FEATURE



HILLSIDE PLAY ELEMENTS



PEDESTRIAN BRIDGE



ZONE 4

FLEXIBLE MULTI-USE SPACE & ICE RINK

FLEXIBLE MULTI-USE SPACE

POTENTIAL USE: PICKLE BALL



FLEXIBLE MULTI-USE SPACE

POTENTIAL USE: SANDY BEACH



FLEXIBLE MULTI-USE SPACE

POTENTIAL USE: WINTER ICE RINK





FLEXIBLE MULTI-USE SPACE



ZONE 5

RESTROOM PAVILION

SEATING AREA



RESTROOM ENTRANCE



RESTROOM PAVILION



SHADE STRUCTURE



SHADE STRUCTURE



ZONE 6

HILLSIDE OVERLOOK

HILLSIDE OVERLOOK AND STAIRS



HILLSIDE OVERLOOK AND STAIRS



ZONE 7

NATURALISTIC PICNIC AREA







City of Davenport

Department: Development & Neighborhood Services
Contact Info: Laura Berkley | 563-888-3553

Action / Date
9/4/2024

Subject:

Second Consideration: Ordinance for Case REZ24-03 being the request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]

Recommendation:

Consider the Ordinance.

Background:

Brady Street Stadium serves as the competition venue for Davenport Community School District athletics and events. The sports complex is located within a predominately commercial area between Brady Street, Duck Creek, and East 38th Street. To better meet the future needs of the athletic program, the School District created a master plan for this area.

The purpose of the request is to establish a new transportation center for the Davenport Community School District at the former National Guard Armory site. The existing property is considered nonconforming, since a 'Vehicle Operation Facility' is not permitted in the R-3 Single-Family and Two-Family Residential District. A rezoning to S-IC Institutional Campus District is required to facilitate the redevelopment of the site to include offices, additional vehicle service bays, and school bus parking.

At its August 6, 2024 meeting, the Plan and Zoning Commission recommended Case REZ24-03 be forwarded to the City Council with a recommendation for approval subject to the listed findings.

Findings

1. The zoning map amendment is consistent with the Davenport +2035 Land Use Plan, which identifies the property as Civic and Institutional.
2. The proposed zoning map amendment to S-IC Institutional Campus District is compatible with the zoning of nearby property.
3. The proposed zoning map amendment enables the subject property to be developed in a manner consistent with the surrounding area.
4. The proposed zoning map amendment promotes the public health, safety, and welfare of the City.
5. The proposed zoning map amendment eliminates nonconformities following the development of the site.

The staff report from the August 6, 2024 Plan and Zoning Commission meeting is attached.

Attachments:

1. Ordinance
2. Plan & Zoning Commission Staff Report 8-6-24
3. Application
4. Maps
5. Development Plans for Transportation Facility
6. Good Neighbor Project Correspondence
7. Public Notice-Committee of the Whole Meeting
8. Public Notice-Plan & Zoning Commission Meeting

ORDINANCE NO. _____

AN ORDINANCE FOR CASE REZ24-03 BEING THE REQUEST OF DAVENPORT COMMUNITY SCHOOL DISTRICT TO REZONE APPROXIMATELY 12.71 ACRES OF LAND LOCATED AT 715-909 EAST 36TH STREET FROM R-3 SINGLE-FAMILY AND TWO-FAMILY RESIDENTIAL DISTRICT TO S-IC INSTITUTIONAL CAMPUS 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 "S-IC Institutional Campus District."

LOTS 1-6 IN J.G. BAKER SECOND ADDITION, AN ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

AND

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE 5TH PRINCIPAL MERIDIAN, THE PARCEL IS DESCRIBED MORE PARTICULARLY AS:

A PARCEL OF REAL ESTATE ALL IN DAVENPORT, SCOTT COUNTY, IOWA TO WIT: PART OF THE SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE 5TH PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT 1020.08 FEET EAST & 1377.7 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 13. SAID POINT IS THE NORTHWEST CORNER OF THE TRACT CONVEYED TO THE IOWA-ILLINOIS GAS & ELECTRIC COMPANY BY STATE OF IOWA UNDER PATENT NO. 345 DATED JULY 13, 1953. THENCE WESTERLY AND NORTHWESTERLY ON THE SOUTHERLY RIGHT OF WAY LINE OF KIMBERLY ROAD TO THE INTERSECTION OF SAID SOUTHERLY RIGHT OF WAY LINE AND THE SOUTHERLY RIGHT OF WAY LINE OF 36TH STREET; THENCE WEST ON SAID SOUTH RIGHT OF WAY LINE OF 36TH STREET TO THE WEST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 13; THENCE SOUTH ON THE WEST LINE SOUTHEAST 1/4 SECTION 13 TO A POINT 1020.08 FEET WEST AND 400 FEET SOUTH OF THE POINT OF BEGINNING; THENCE 1020.08 FEET TO A POINT 400 FEET SOUTH OF THE POINT OF BEGINNING; THENCE NORTH 400 FEET TO THE POINT OF BEGINNING. EXCEPTING THEREFROM THE TRACT CONVEYED TO TYLER ENTERPRISES, INCORPORATED AND GLENN L. SEYDEL BY THE STATE OF IOWA UNDER PATENT NO. 749 DATED SEPTEMBER 28, 1964, AND RECORDED IN THE SCOTT COUNTY, IOWA, RECORDER'S OFFICE ON OCTOBER 15, 1964 IN BOOK 282, PAGE 114.

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

Findings:

1. The zoning map amendment is consistent with the Davenport +2035 Land Use Plan, which identifies the property as Civic and Institutional.
2. The proposed zoning map amendment to S-IC Institutional Campus District is compatible with the zoning of nearby property.
3. The proposed zoning map amendment enables the subject property to be developed in a manner consistent with the surrounding area.
4. The proposed zoning map amendment promotes the public health, safety, and welfare of the City.
5. The proposed zoning map amendment eliminates nonconformities following the development of the site.

Section 3. At its August 6, 2024 meeting, the City Plan and Zoning Commission voted to forward Case REZ24-03 to the City Council with a recommendation for approval subject to the listed findings.

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 _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Development & Neighborhood Services
Contact Info: Matt Werderitch | 563-888-2221

Action / Date
8/6/2024

Subject:

Case REZ24-03: Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]

Recommendation:

Staff recommends Case REZ24-03 be forwarded to the City Council with a recommendation for approval subject to the listed findings.

Findings:

1. The zoning map amendment is consistent with the Davenport +2035 Land Use Plan, which identifies the property as Civic and Institutional.
2. The proposed zoning map amendment to S-IC Institutional Campus District is compatible with the zoning of nearby property.
3. The proposed zoning map amendment enables the subject property to be developed in a manner consistent with the surrounding area.
4. The proposed zoning map amendment promotes the public health, safety, and welfare of the City.
5. The proposed zoning map amendment eliminates nonconformities following the development of the site.

Background:

Site Overview:

Brady Street Stadium was originally constructed in 1937 and has served as the competition venue for Davenport Community School District athletics and events. The sports complex is located within a predominately commercial area between Brady Street, Duck Creek, and E. 38th Street. To better meet the future needs of the athletic program, Bray Architects was hired to create a master plan for this area.

The primary objective of proposed projects at the Brady Street Complex is to relocate the baseball field outside of the Duck Creek flood plain. This area will be replaced with a new multipurpose practice field and space for throwing events. A new baseball field will be located on the north side of E. 36th Street. Adjacent to this field will be a concession building with public restrooms and an elevated press box. A multi-use, synthetic turf practice field will be constructed adjacent to the new baseball field.

To facilitate the athletic and event improvements, the existing transportation department and bus lot will be moved to the property located at 909 E. 36th Street, the former National Guard Armory property. The Davenport Community School District purchased the existing National Guard Armory properties on E. 36th Street for District use. Relocating the bus lot and

transportation department creates needed space to allow for the construction of the baseball field and multi-use turf field.

The Davenport Community School District has purchased the lots located 715, 725, 735, 807, 821, and 829 E. 36th Street. The long-range plan for these properties is to allow for installation of future parking to support athletic events at the Brady Street Complex. A portion of these properties will be retained as park/green space.

Why is a Zoning Map Amendment Required?

The purpose of the request is to establish a new transportation center for the Davenport Community School District at the former National Guard Armory site. The existing property is considered nonconforming, since a 'Vehicle Operation Facility' is not permitted in the R-3 Single-Family and Two-Family Residential District. A rezoning to S-IC Institutional Campus District is required to facilitate the redevelopment of the site to include offices, additional vehicle service bays, and school bus parking.

Comprehensive Plan:

1. Within Existing Urban Service Area: Yes
2. Within Urban Service Area 2035: Yes

Future Land Use Designation:

The abutting properties are currently designated as Civic and Institutional in the Davenport +2035 Future Land Use Map.

1. **Civic and Institutional:** Reserved for major developments for government, education, religion, medical, utilities, and other cultural or non-profit organizations located outside of the Downtown (DT).

Zoning:

The applicant is proposing a rezoning from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District.

1. **R-3 Single-Family and Two-Family Residential District:** This zoning district is intended to accommodate residential neighborhoods in the City of Davenport consisting of single-family and two-family homes in a moderately dense urban development pattern. Limited non-residential uses that are compatible with the surrounding residential neighborhoods may be permitted in the R-3 District.
2. **S-IC Institutional Campus District:** This district is intended to encourage a comprehensive approach to development by significant institutions within the City. The S-IC District is also intended to:
 1. Further the policies of the Comprehensive Plan.
 2. Permit appropriate institutional growth within boundaries of the district while minimizing the adverse impacts associated with development and geographic expansion.
 3. Balance the ability of specific institutions to grow and adapt to changing needs while protecting the livability and vitality of adjacent areas.

4. Encourage the preparation of a land use plan for higher development intensity institutional campuses that enables the community to understand the levels of development being proposed, their likely impacts and appropriate mitigation measures.

Technical Review:

City Departments reviewed the proposed Zoning Map Amendment Application for compliance with city ordinances and impacts to regional systems.

Approval Standards for Map Amendments (Chapter 17.14.040)

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

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

- Staff Response: The property is designated as Civic and Institutional in the Davenport +2035 Land Use Plan. Since the Comprehensive Plan designated areas as a whole, the Brady Street and East 36th Street corridor was reserved for the development and expansion of the Davenport Community School District. It is generally encouraged to have a centralized campus for athletic and transportation facilities. Rezoning the property to S-IC Institutional Campus District does not require an amendment to the Future Land Use Map. It is staff's opinion that the proposed amendment is consistent with the Comprehensive Plan and adopted land use policies.

2. The compatibility with the zoning of nearby property.

- Staff Response: The following zoning districts abut the subject property:
 - North: S-IC Institutional Campus District & C-2 Corridor Commercial District
 - South: S-OS Open Space District
 - East: R-MF Multi-Family Residential District
 - West: C-T Commercial Transitional District
- The Davenport Community School District owns what is commonly referred to as the Brady Street Complex, which is currently zoned S-IC Institutional Campus District. This area is bordered by the commercial corridors of Brady Street and Kimberly Road. Kimberly Downs Road to the east is zoned for high and moderate density residential dwellings. To the south of the subject area is Duck Creek, which serves as a natural buffer to the adjacent residential neighborhood. Except for the property at 705 East 36th Street, zoned C-T Commercial Transitional District, the subject property will be continuous with the Brady Street Complex. It is staff's opinion that the proposed zoning amendment to S-IC Institutional Campus District is compatible with the zoning of nearby property.

3. The compatibility with established neighborhood character.

- Staff Response: East 36th Street, between Brady Street and Kimberly Downs Road, is a predominately commercial and institutional corridor. Brady Street Stadium and Complex serves as the competition venue for Davenport Community

School District athletics and events. In addition, the district's transportation department is situated at the northwest corner of 36th Street and Davenport Avenue. The applicant's master-plan to relocate the transportation center to the former National Guard Armory property will keep the facility centrally located in Davenport while retrofitting an existing site. The green space along Duck Creek will continue to be preserved with this request. Much of the southern boundary contains floodplain. As a result, the final development plan will create 13,963 square feet of additional green space. It is staff's opinion that the proposed zoning district is compatible with the established neighborhood character.

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

- Staff Response: The School District submitted a Traffic Impact Study for the relocation of the transportation facility from the northwest corner of Davenport Avenue and East 36th Street to the former National Guard Armory property. Given the new site is approximately 800 feet to the east, the main access point will remain East 36th Street. Buses will then access the greater street system via Brady Street and Kimberly Road. There is no anticipated change in the number of trips generated from the new facility. The site plan includes 111 off-street vehicular spaces for employees and visitors as well as 93 spaces for school buses. Furthermore, the future parking lot to the west will further mitigate congestion during sporting events. Rezoning the property to establish a new transportation facility will have minimal impact on the regional transportation system given its proximity and access to Brady Street and Kimberly Road. It is staff's opinion that the proposed zoning map amendment will promote the public health, safety, and welfare of the City.

5. The suitability of the property for the purposes for which it is presently zoned, i.e. the feasibility of developing the property in question for one or more of the uses permitted under the existing zoning classification.

- Staff Response: The present residential zoning classification is intended to accommodate single-family and two-family neighborhoods. A 'Vehicle Operation Facility' and 'Parking Lot (Principal Use)' are prohibited in the R-3 District. Rezoning the property to S-IC Institutional Campus District will facilitate the development of a new transportation center, athletic fields, and parking facilities. This is part of a long-range plan by the School District to reinvest in the Brady Street Complex. It is staff's opinion that the proposed zoning map amendment will enable the 12.71-acre site to be developed in a manner consistent with the surrounding School District properties.

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

- Staff Response: The subject property consists of the former National Guard Armory site and the six adjacent residential lots to the west. The purpose of the request is to establish a new transportation center for the Davenport Community School District. The existing property is considered nonconforming, since a 'Vehicle Operation Facility' is not permitted in the R-3 Single-Family and Two-Family Residential District. A rezoning to S-IC Institutional Campus District is required to facilitate the redevelopment of the site to include offices, additional vehicle service bays, and school bus parking. Once rezoned, the proposed amendment will bring the nonconforming use of the National Guard Armory site into compliance.

- There are four single-family dwellings included within the map amendment that are in conformance with the current district. Once rezoned to S-IC Institutional Campus District, the existing dwellings will be considered nonconforming as dwellings are prohibited. However, the School District intends to demolish the structures to create additional parking and open space. Following development, the use of the site as a parking lot will be considered a permitted use.
- It is staff's opinion that the proposed amendment will eliminate nonconformities following the development of the property.

Public Input:

Letters were sent to property owners within 500 feet of the proposed request notifying them of the July 16th Plan and Zoning Commission Public Hearing. In addition, the applicant hosted a neighborhood meeting on July 15th in the Jim Hester Boardroom of the Administrative Services Center, 1702 Main Street. There were no members of the public in attendance at the neighborhood meeting or at the Plan and Zoning Commission public hearing.

When rezoning property to S-IC Institutional Campus District, the Zoning Ordinance requires the petitioner to make a good faith effort notifying all city-recognized neighborhoods and bona fide neighborhood organizations located within 500 feet of the property being rezoned. The purpose is to share the details of the petition, answer any questions, and receive feedback. The Davenport Community School District contacted a Good Neighbor Project representative located south of Duck Creek. The neighbor inquired about the potential loss of greenspace at the site. The School District confirmed the final development will result in 13,963 square feet of additional greenspace.

In addition, a notice was published in the Quad City Times and a sign was placed on the subject property. To date, no written comments or formal protest petitions have been submitted. Staff will apprise the Commission of any additional correspondence at the August 6th Plan and Zoning Commission meeting.

Attachments:

1. Application
2. Maps
3. Development Plans for Transportation Facility
4. Good Neighbor Project Correspondence
5. Public Notice



CITY OF DAVENPORT
Development & Neighborhood
Services – Planning
1200 E. 46th ST
Davenport, IA 52807

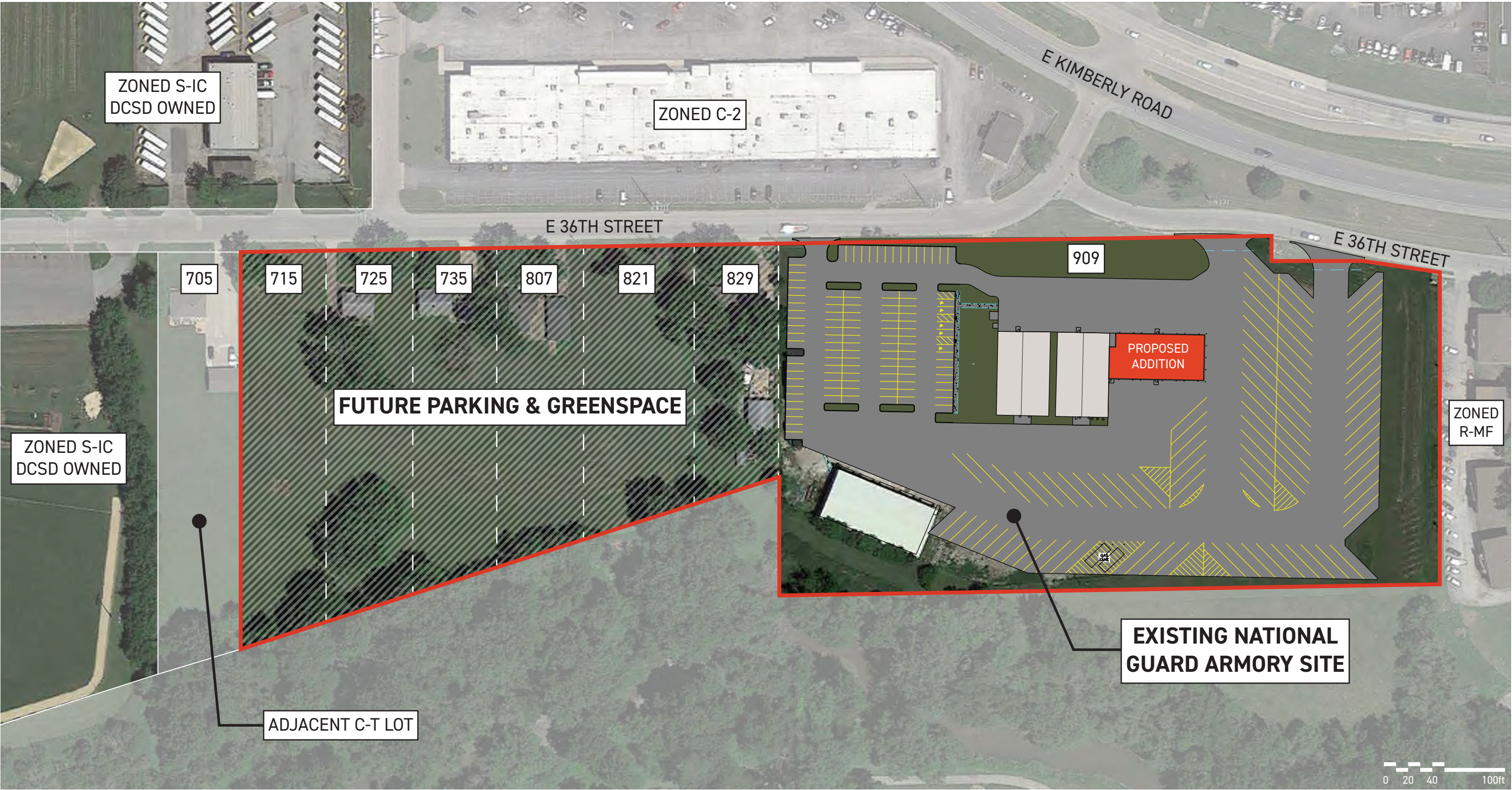
Office 563.326.6198
planning@davenportiowa.com

APPLICATION FOR
REZONING
(MAP AMENDMENT)

APPLICANT INFORMATION	
Applicant Name Company Name Bray Architects	
Address 829 S 1st Street	
City State Zip Milwaukee WI 53	
Phone (414) 226-0200	
Secondary Phone (414) 410-9227	
E-Mail Address akerr@brayarch.com	
Acceptance of Applicant I, the undersigned, certify that the information on this application to the best of my knowledge, is true and correct. I further certify that I have a legal interest in the property in question, and/or that I am legally able to represent all other persons or entities with interest in this property, and acknowledge formal procedure and submittal requirements. In addition to the application fee, I understand I am responsible for attendance at each meeting on the public hearing/zoning calendar. The City reserves the right to require further site studies as necessary, such as a traffic study. Andrew Kerr, AIA Type Applicant's Name  Applicant's Signature 05/07/2024 Date	
DEVELOPMENT TEAM	
Property Owner Davenport School District	
Address 1702 N Main St, Davenport, IA 52803	
Phone (563) 445-5000	Secondary Phone
E-Mail Address schneckloth@davenportschools.org	
Project Manager/Other Bray Architects	
Address 829 S 1st Street	
Phone (414) 226-0200	Secondary Phone (414) 410-9227
E-Mail Address akerr@brayarch.com	

DATES: PRE-APP	SUBMITTAL	PUBLIC HEARING											
PROJECT TITLE DCSD BUS BARN RELOCATION TO ARMORY													
SITE ADDRESS OR GENERAL LOCATION DESCRIPTION 715 - 909 E 36TH STREET													
NEIGHBORHOOD MEETING DATE / TIME / LOCATION													
ZONING DISTRICTS	EXISTING R-3	PROPOSED S-IC	SQ. AREA 12.71 ACRE										
COMPLETE SUBMITTALS SHALL INCLUDE:													
SUBMITTED													
Concept/Development Plan ☒													
Authorization to Act as Applicant* ☒ *only needed if the Applicant is different than the owner													
Legal Description* (bearing & distance) ☒ * shall include a MS Word or Text file													
Legal Description Dimensioned Sketch ☒													
Application Fee* (REQUIRED) ☒ * (check payable to 'City of Davenport')													
<table border="1"><thead><tr><th colspan="2">Rezoning Fee Schedule</th></tr><tr><th>Land Area</th><th>Fee</th></tr></thead><tbody><tr><td>Less than 1 acre</td><td>\$400</td></tr><tr><td>1 to less than 10 acres</td><td>\$750 plus \$25/acre</td></tr><tr><td>10 acres or more</td><td>\$1,000 plus \$25/acre</td></tr></tbody></table> 1 to 3 site notice signs are required based on lot size; \$10 each Application Fee sent under separate cover.				Rezoning Fee Schedule		Land Area	Fee	Less than 1 acre	\$400	1 to less than 10 acres	\$750 plus \$25/acre	10 acres or more	\$1,000 plus \$25/acre
Rezoning Fee Schedule													
Land Area	Fee												
Less than 1 acre	\$400												
1 to less than 10 acres	\$750 plus \$25/acre												
10 acres or more	\$1,000 plus \$25/acre												
PROJECT NARRATIVE: (submit separate sheet if needed) Rezone existing R-3 properties to S-IC. Lots included: 715 - 909 E 36th Street The Davenport Community School District requests rezoning of the above addresses to facilitate a relocation of the district's transportation department offices, vehicle service bays, and parking of the district's school buses. Transportation department is currently located adjacent, at 3640 Davenport Ave, which is currently being redeveloped at baseball fields for the school district.													
Submit the first two pages of this form to Planning Staff at: planning@davenportiowa.com or contact staff with any questions or requests for additional information.													

Master Plan DCSD Bus Lot Relocation to the Armory Project



Authorization to Act as Applicant

I/We, Davenport Community School Dist
[as property owner(s)]

authorize Bray Architects
[the above person(s)]

to act as applicant, representing me/us before the City Plan & Zoning Commission

for the property located at Armay & Adjacent properties.

TJ Sotun
Signature(s)*

*Please note: original signature(s) are required signed in front of a Notary.

Notarization: _____

5-7-24
Date

State of Iowa,

County of Scott,

Sworn and subscribed before me

this 07 day of May, 2024.

Driver's License
[identification type]

Kyra Schumaker
Notary Public

My Commission Expires:



RE-ZONING DESCRIPTION –

LOTS 1-6 IN J.G. BAKER SECOND ADDITION, AN ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

(DEED DOCUMENT NUMBERS: 2023-00013388, 2010-00024013, 2011-00003909, 2009-00024588, 2018-00053452, 2010-00016221)

AND

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE 5TH PRINCIPAL MERIDIAN, THE PARCEL IS DESCRIBED MORE PARTICULARLY AS:

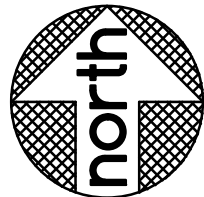
A PARCEL OF REAL ESTATE ALL IN DAVENPORT, SCOTT COUNTY, IOWA TO WIT: PART OF THE SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE 5TH PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT 1020.08 FEET EAST & 1377.7 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 13. SAID POINT IS THE NORTHWEST CORNER OF THE TRACT CONVEYED TO THE IOWA-ILLINOIS GAS & ELECTRIC COMPANY BY STATE OF IOWA UNDER PATENT NO. 345 DATED JULY 13, 1953. THENCE WESTERLY AND NORTHWESTERLY ON THE SOUTHERLY RIGHT OF WAY LINE OF KIMBERLY ROAD TO THE INTERSECTION OF SAID SOUTHERLY RIGHT OF WAY LINE AND THE SOUTHERLY RIGHT OF WAY LINE OF 36TH STREET; THENCE WEST ON SAID SOUTH RIGHT OF WAY LINE OF 36TH STREET TO THE WEST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 13; THENCE SOUTH ON THE WEST LINE SOUTHEAST 1/4 SECTION 13 TO A POINT 1020.08 FEET WEST AND 400 FEET SOUTH OF THE POINT OF BEGINNING; THENCE 1020.08 FEET TO A POINT 400 FEET SOUTH OF THE POINT OF BEGINNING; THENCE NORTH 400 FEET TO THE POINT OF BEGINNING. EXCEPTING THEREFROM THE TRACT CONVEYED TO TYLER ENTERPRISES, INCORPORATED AND GLENN L. SEYDEL BY THE STATE OF IOWA UNDER PATENT NO. 749 DATED SEPTEMBER 28, 1964, AND RECORDED IN THE SCOTT COUNTY, IOWA, RECORDER'S OFFICE ON OCTOBER 15, 1964 IN BOOK 282, PAGE 114.

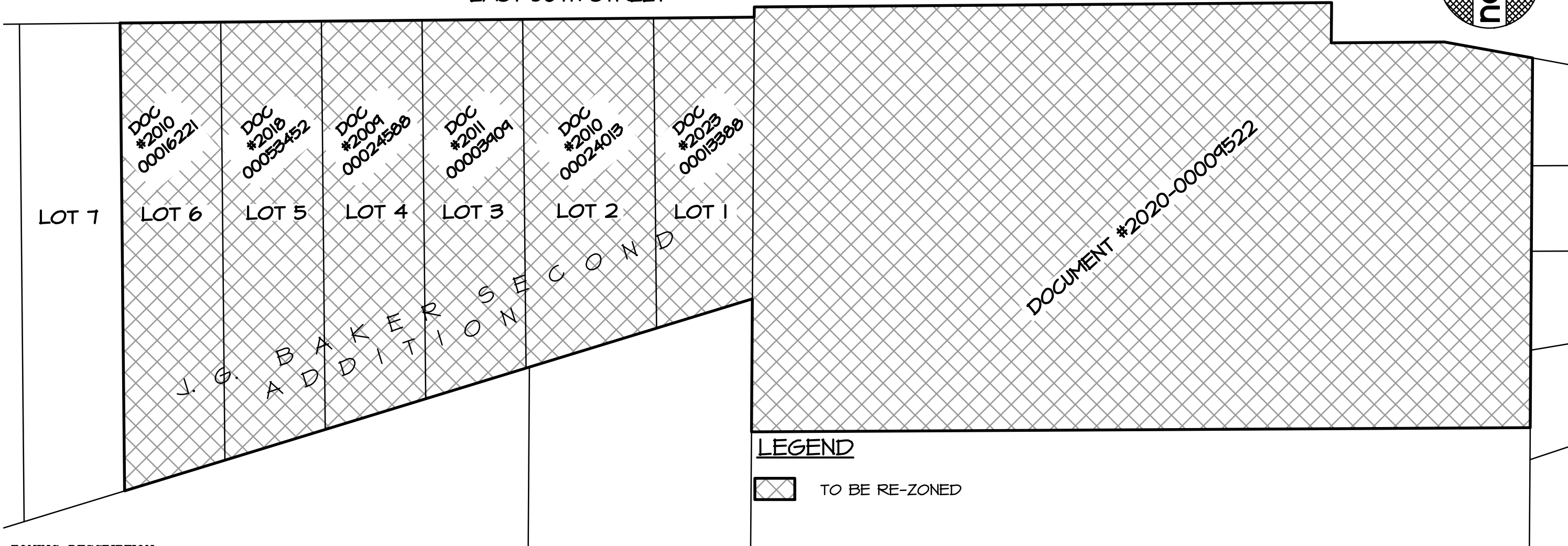
(DEED DOCUMENT NUMBER: 2020-00009522)

(PLAT DOCUMENT NUMBER: 2006-00032811)

RE-ZONING EXHIBIT
DAVENPORT SCHOOL DISTRICT



EAST 36TH STREET



LEGEND

 TO BE RE-ZONED

RE-ZONING DESCRIPTION -

LOTS 1-6 IN J.G. BAKER SECOND ADDITION, AN ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

AND

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE 5TH/ PRINCIPAL MERIDIAN, THE PARCEL IS DESCRIBED MORE PARTICULARLY AS:

A PARCEL OF REAL ESTATE ALL IN DAVENPORT, SCOTT COUNTY, IOWA TO WIT: PART OF THE SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE 5TH/ PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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SURVEY COMPANY / RETURN TO:

Martin & Whitacre
Surveyors & Engineers, Inc.
1508 BIDWELL ROAD, MUSCATINE, IOWA 52761
INFO@MARTIN-WHITACRE.COM (563)263-7691

DAVENPORT SCHOOL DISTRICT
RE-ZONING EXHIBIT

SOUTHEAST 1/4, SECTION 13, TOWNSHIP 78 NORTH, RANGE 3 EAST

REV. 0 4035 REZONING EXHIBIT.DWG SHEET 1 OF 1

Vicinity Map | Case REZ24-03

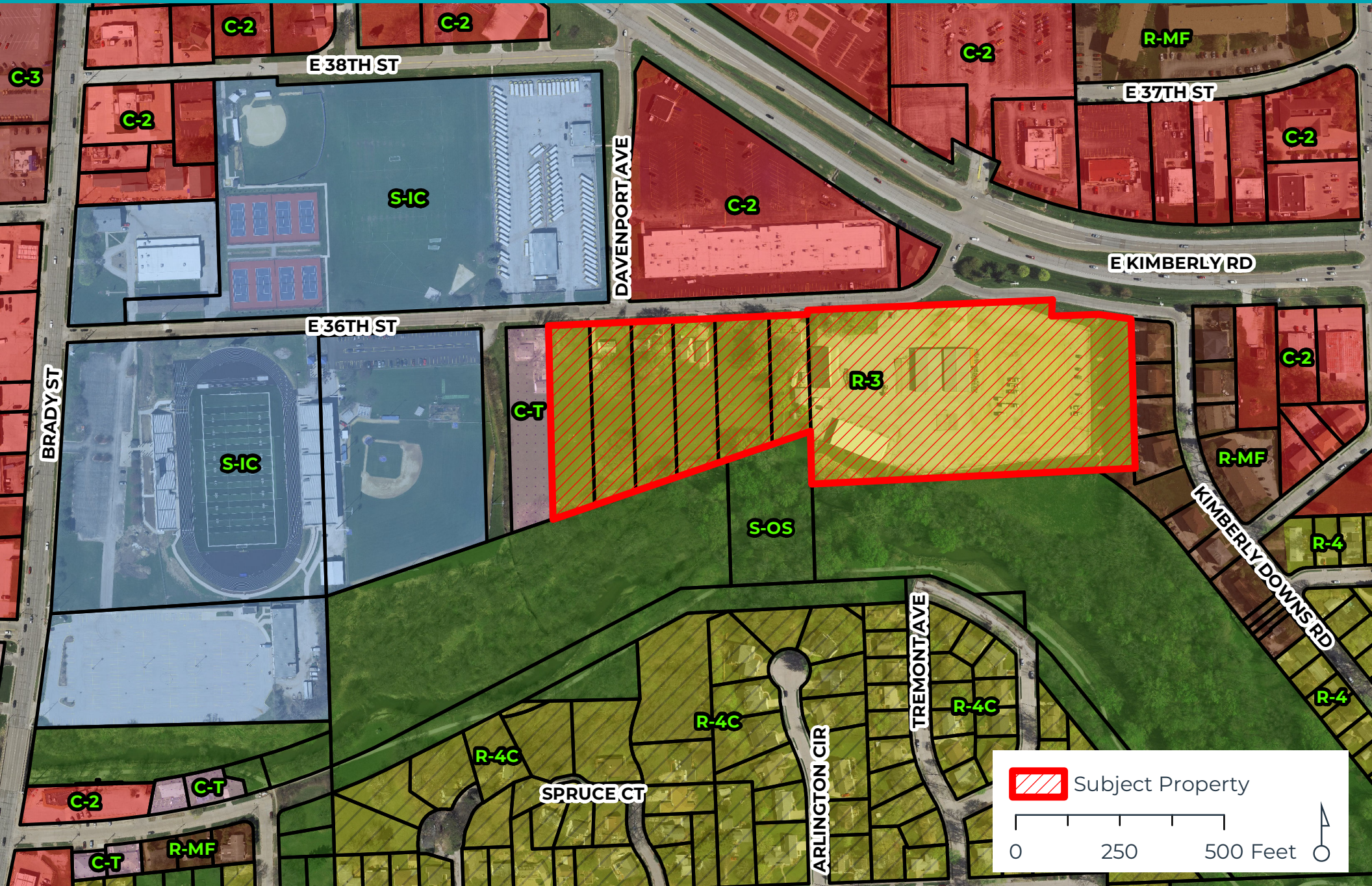
Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]





Zoning Map | Case REZ24-03

Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]

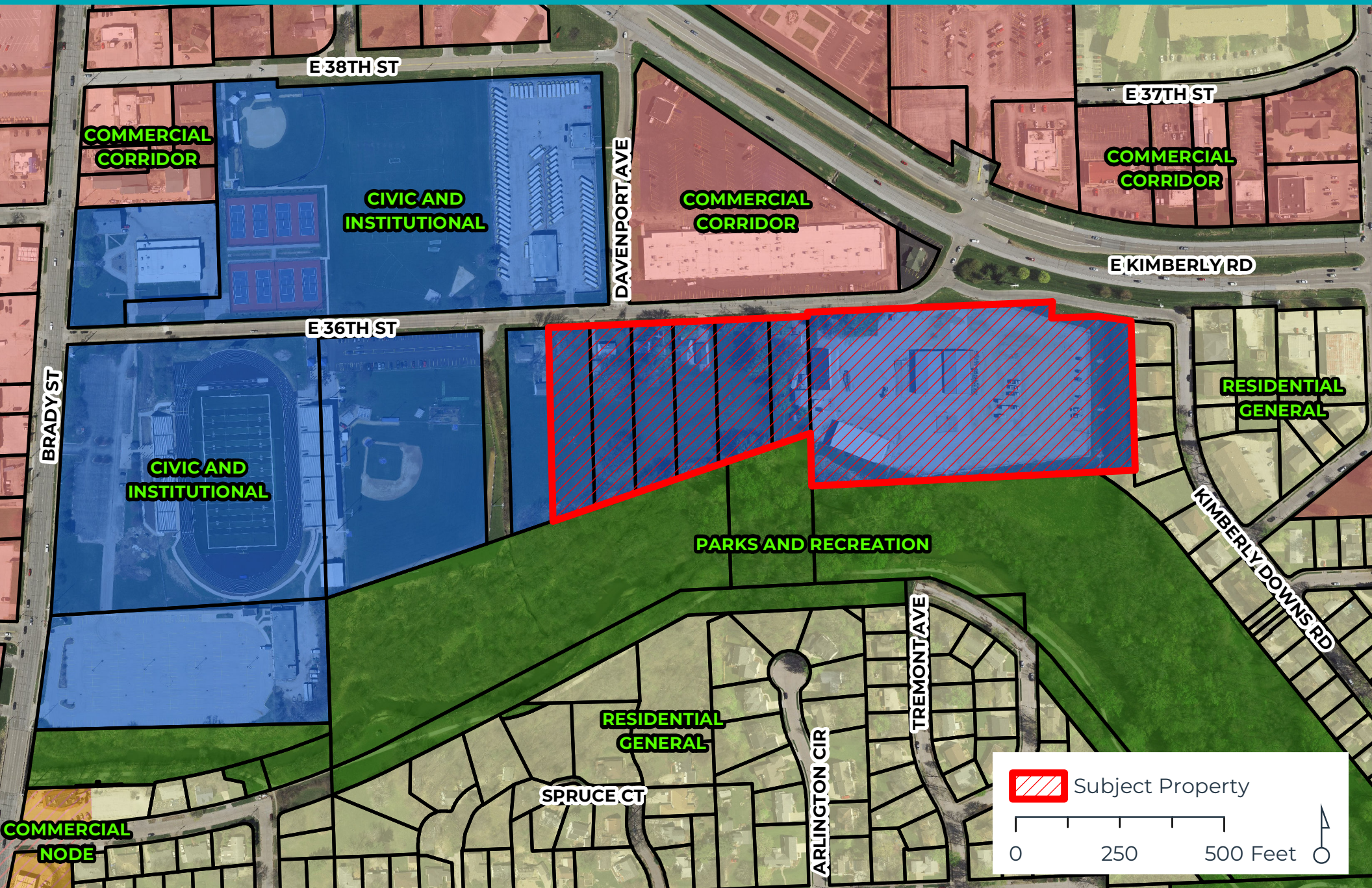




THE CITY OF
DAVENPORT
IOWA | USA

Future Land Use Map | Case REZ24-03

Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]

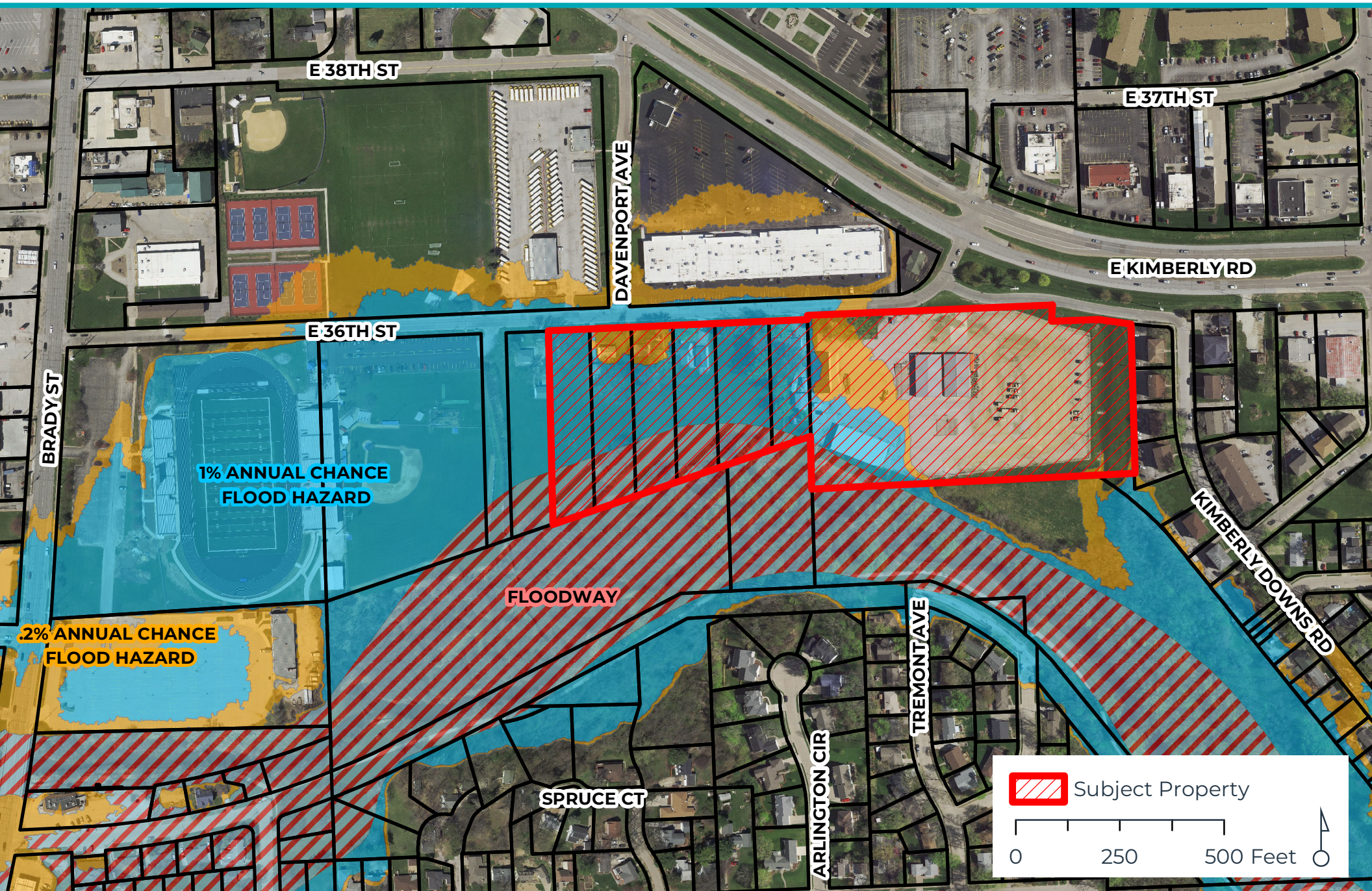




THE CITY OF
DAVENPORT
IOWA | USA

Duck Creek Floodplain Map | Case REZ24-03

Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]



Davenport Community School District

Land Use Plan – Brady Street Complex

Proposed DCSD Transportation Department

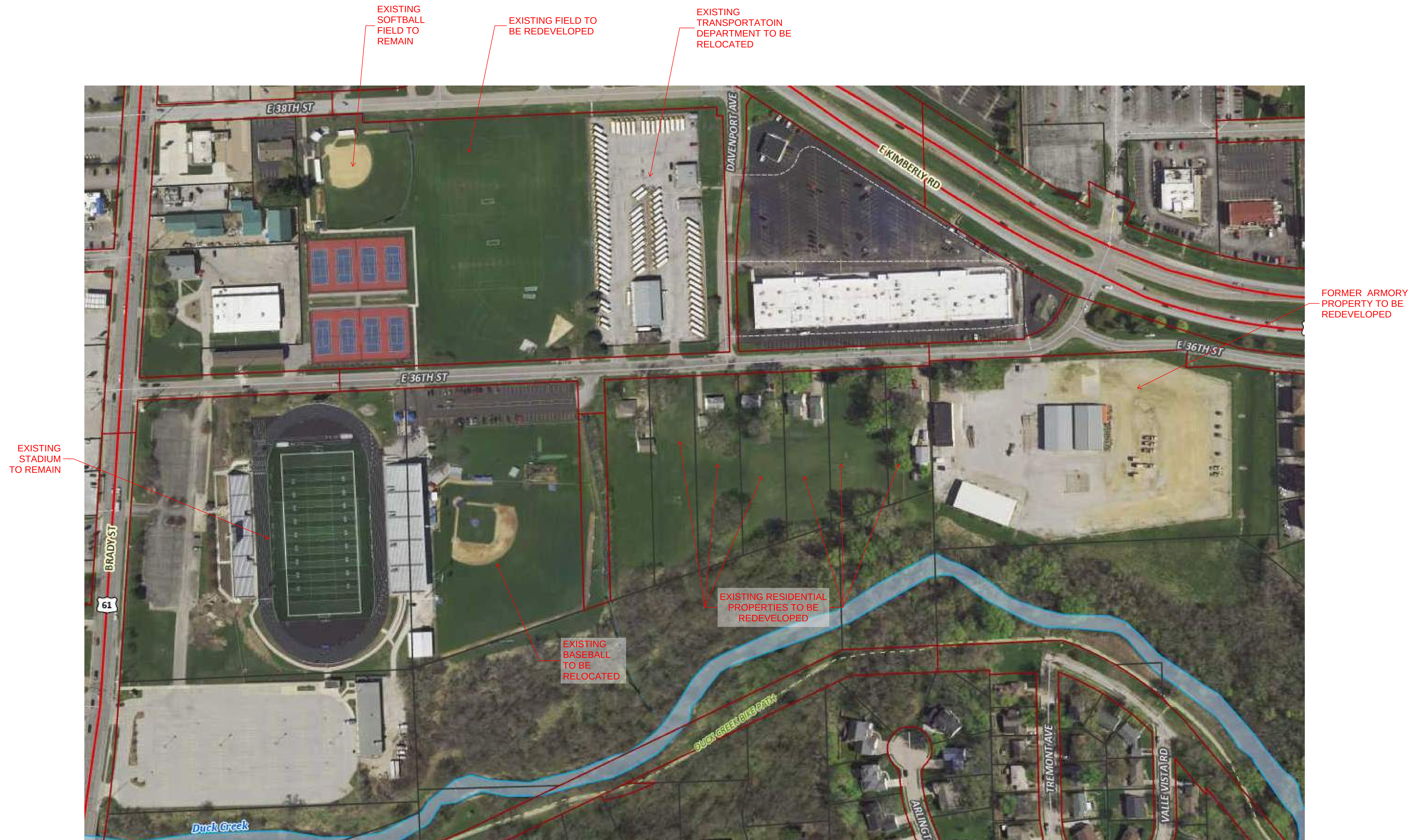
Former Iowa National Guard Site

909 East 36th Street

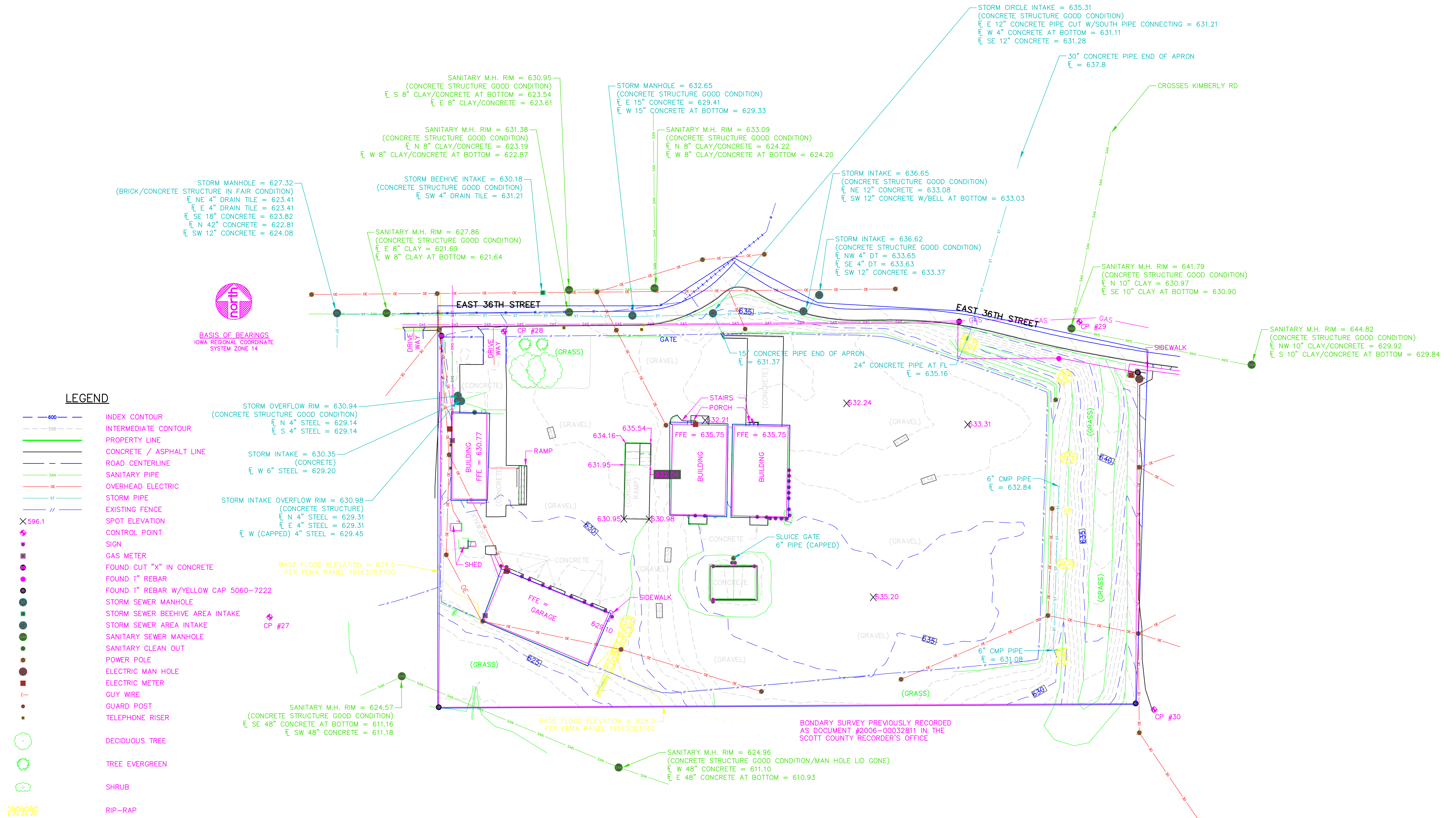
Davenport, Iowa 52807

May 10, 2024

Bray Project Number 3695







CONTROL POINTS (IOWA REGIONAL COORDINATE SYSTEM – ZONE 14)				
POINT #	NORTHING	EASTING	ELEVATION	DESCRIPTION
27	8075769.76	21491944.57	622.51	SET RN RBR IN GRASS FEILD ± 25' NORTH OF TREELINE
28	8076086.60	21492204.71	630.57	SET CUT "X" IN CONC. Ⓞ WEST ENTRANCE OF OLD NATIONAL GUARD FACILITY
29	8076090.15	21492832.44	641.80	SET CUT "X" NEAR MH ON NORTH SIDE OF 36TH ST. ± 20' SE OF
30	8075667.04	21492926.31	630.39	SET MAG NAIL IN ASPHALT PARKING LOT Ⓞ SW CORNER

SURVEY
FORMER IOWA NATIONAL GUARD SITE
PROPOSED DAVENPORT COMMUNITY SCHOOLS TRANSPORTATION DEPARTMENT
909 EAST 36TH STREET
DAVENPORT, IOWA 52807

Davenport Community School District

Transportation Lot Calculations

May 10, 2024

Bray Project Number 3695

Existing Lot: 318,860 SF (7.32 acres)

Existing Buildings, Hardstand and Paving: 238,120 SF (74.7% coverage)

Existing Buildings: 23,705 SF

Existing Hardstand and Paving: 214,415 SF

Existing Parking Spaces: indeterminate

Existing Buildings Removed: 4,115 SF

Proposed Building Addition: 7,170 SF

Proposed Total Buildings: 26,760 SF

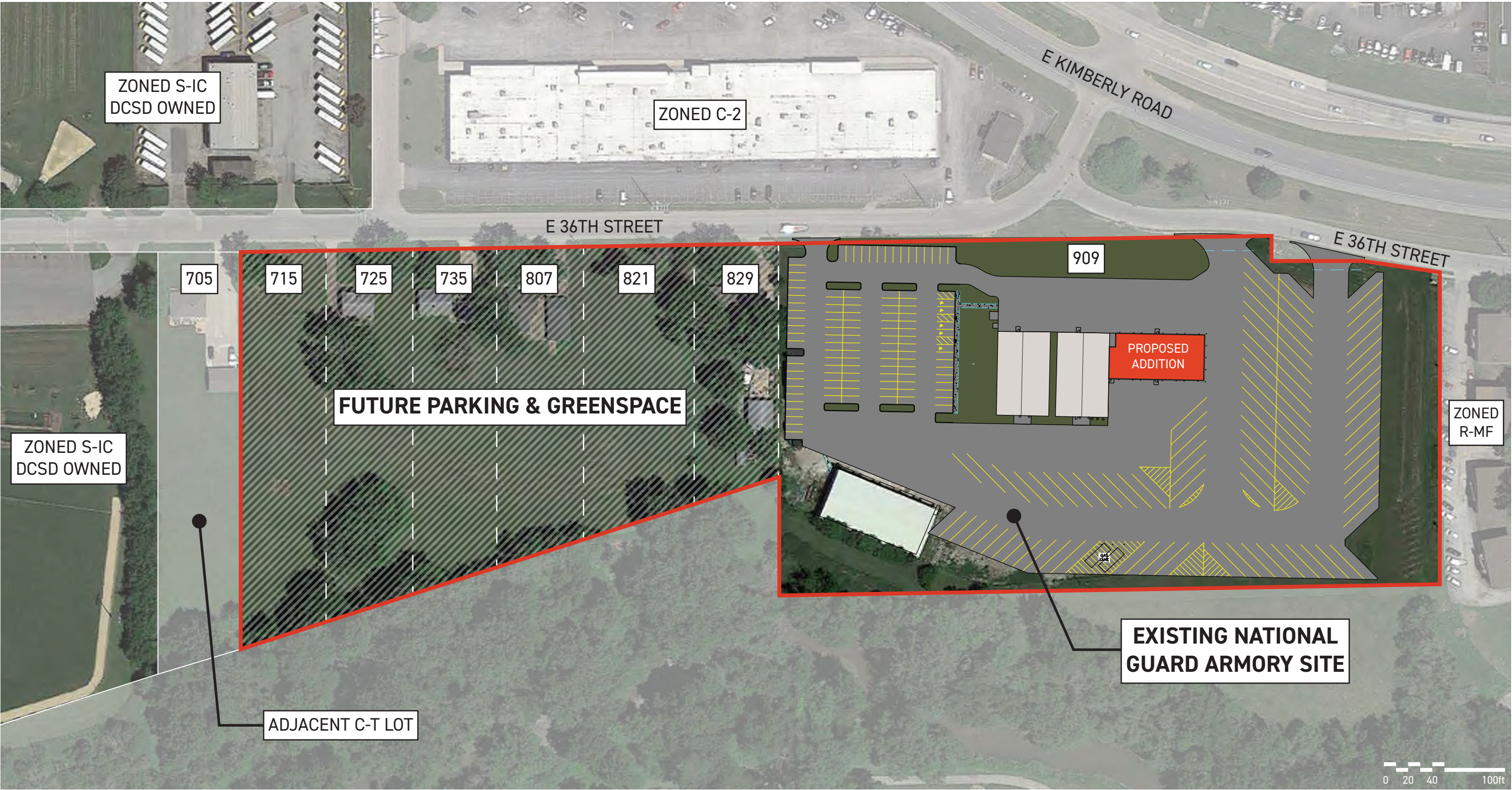
Proposed Total Paving: 197,925 SF

Proposed Total Paving, Buildings: 225,685 SF (70.8% coverage)

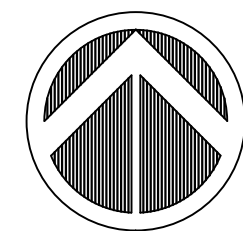
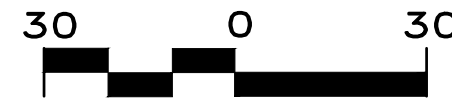
Proposed Parking Spaces Automobiles: 106 spaces plus 5 accessible spaces, Total 111 spaces

Proposed Parking Spaces School Buses: 93 spaces

Master Plan DCSD Bus Lot Relocation to the Armory Project

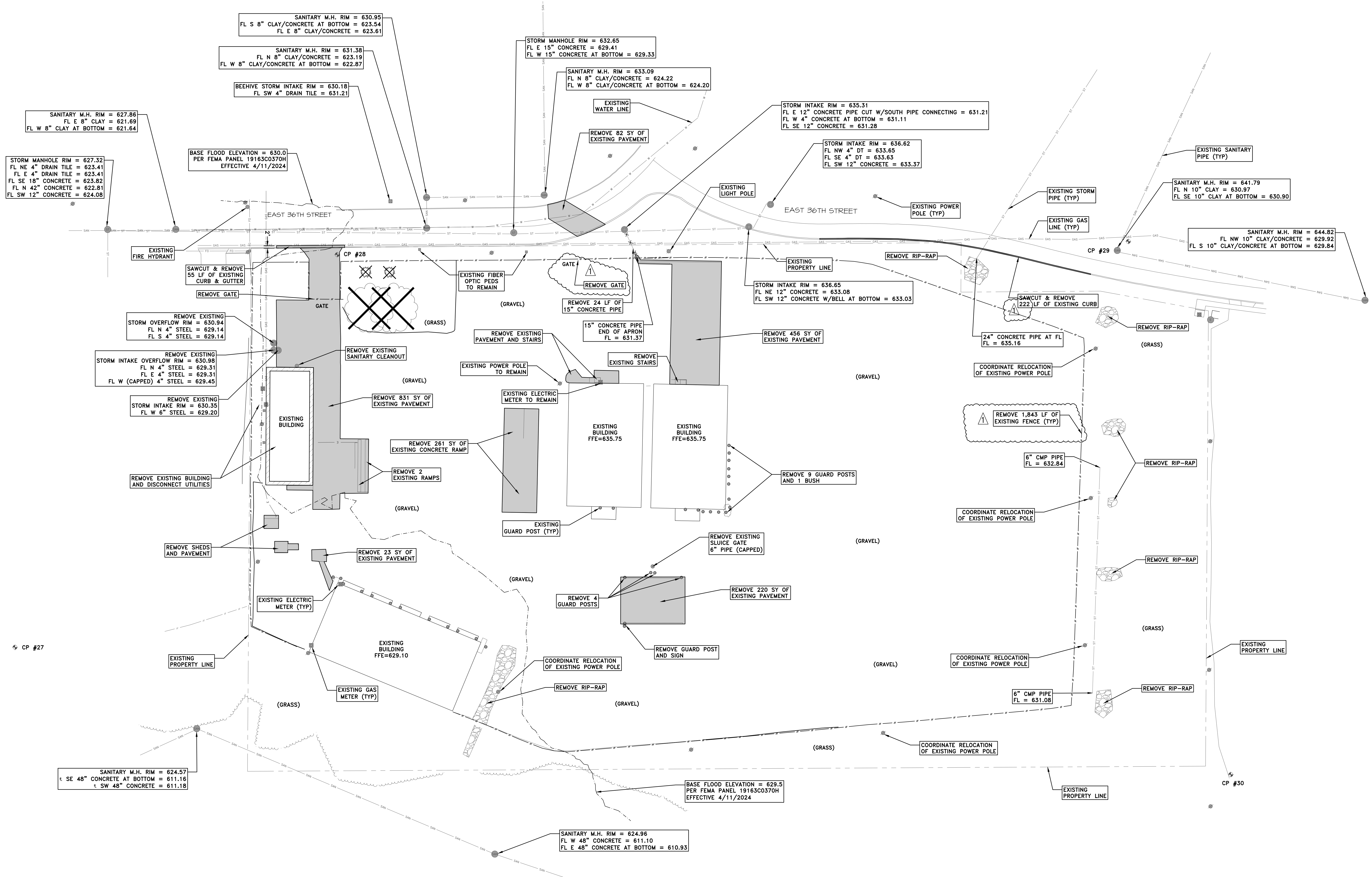


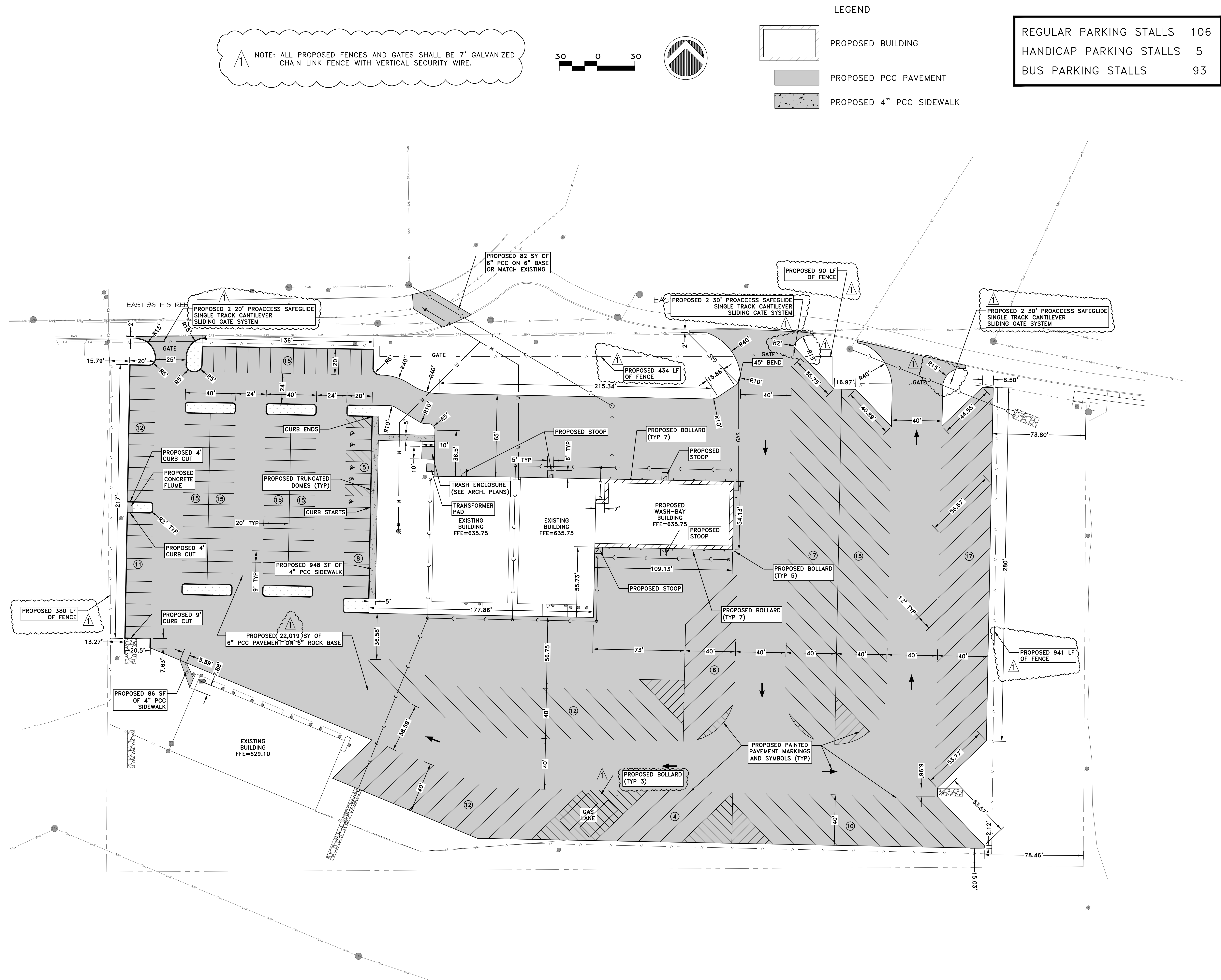
CONTROL POINTS (IOWA REGIONAL COORDINATE SYSTEM - ZONE 14)				
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30	8075667.04	21492926.31	630.39	SET MAG NAIL IN ASPHALT PARKING LOT @ SOUTHWEST CORNER



- LEGEND
- REMOVE EXISTING PAVEMENT
 - REMOVE EXISTING BUILDING
 - REMOVE TREE

- NOTE: 1. COORDINATE ALL UTILITY DISCONNECTS AND RELOCATES WITH RESPECTIVE UTILITY COMPANY.
2. SALVAGE AS MUCH EXISTING GRAVEL AS FEASIBLE TO RE-USE UNDER NEW PAVEMENT.
3. REMOVE 1,843 LF OF FENCE ON SITE AND 2 GATES.





Page 10

[illegible]

**Addition & Renovation to
Bus Barn and Operations
Davenport Community School District
909 E. 36th Street
Davenport, IA 52807**

REVISIONS:		
Δ	DATE	DESCRIPTION

Project Number:

Issued For:

QUESTION SET

4/15/24

Sheet Title:

PROPOSED UTILITY PLAN

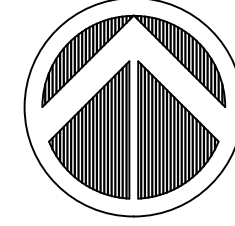
et Number:

C-5

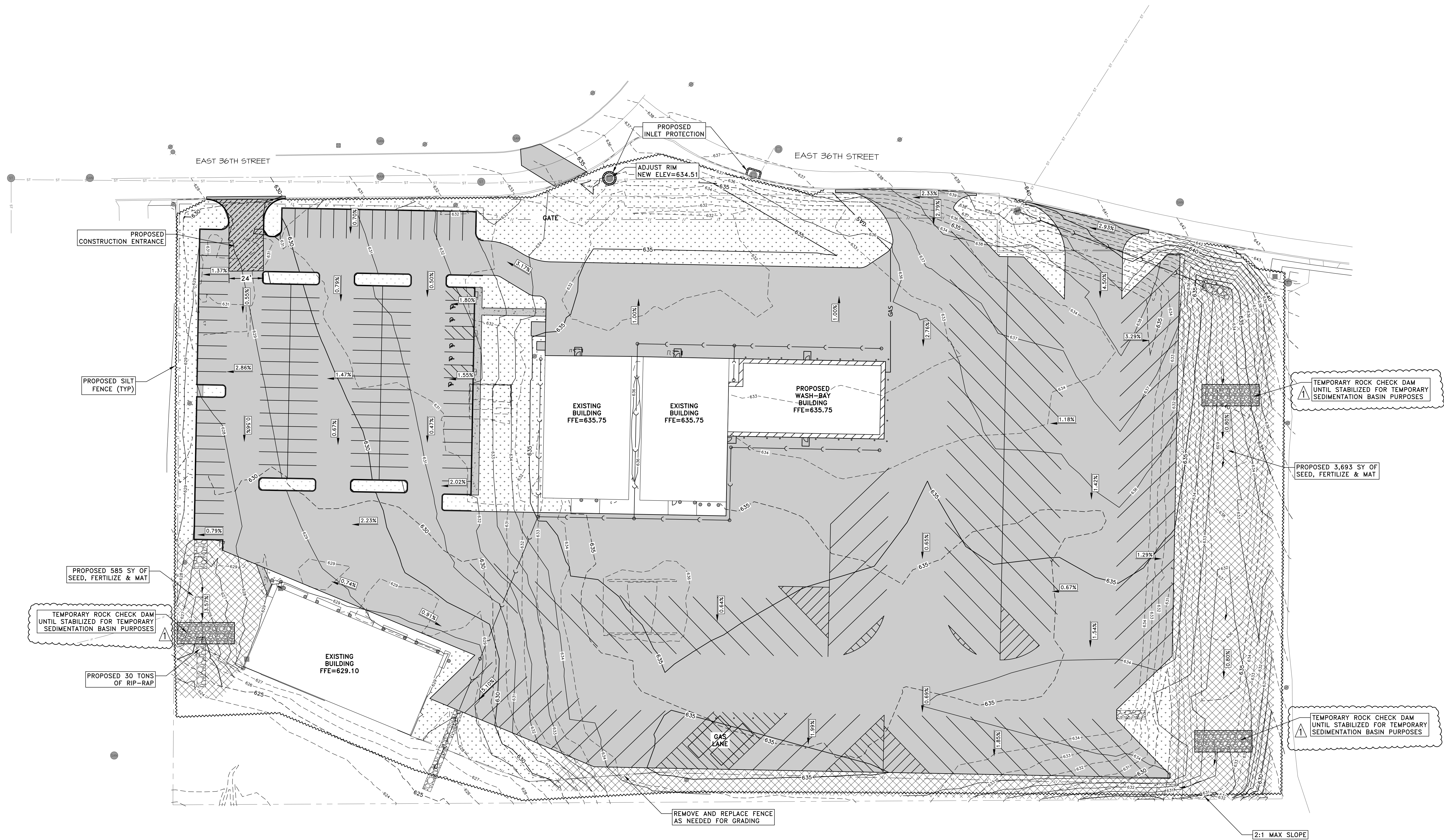
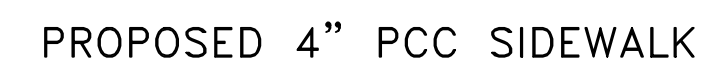
GRADING SUMMARY		
	CUT (CY)	FILL (CY)
UNADJUSTED	5,059.28	10,371.31
FACTORED PAVEMENT	2,266.73	4,646.71
SUBTOTAL	7,326.01	5,724.60
27% SHRINKAGE		1,545.64
TOTAL	7,326.01	7,270.25

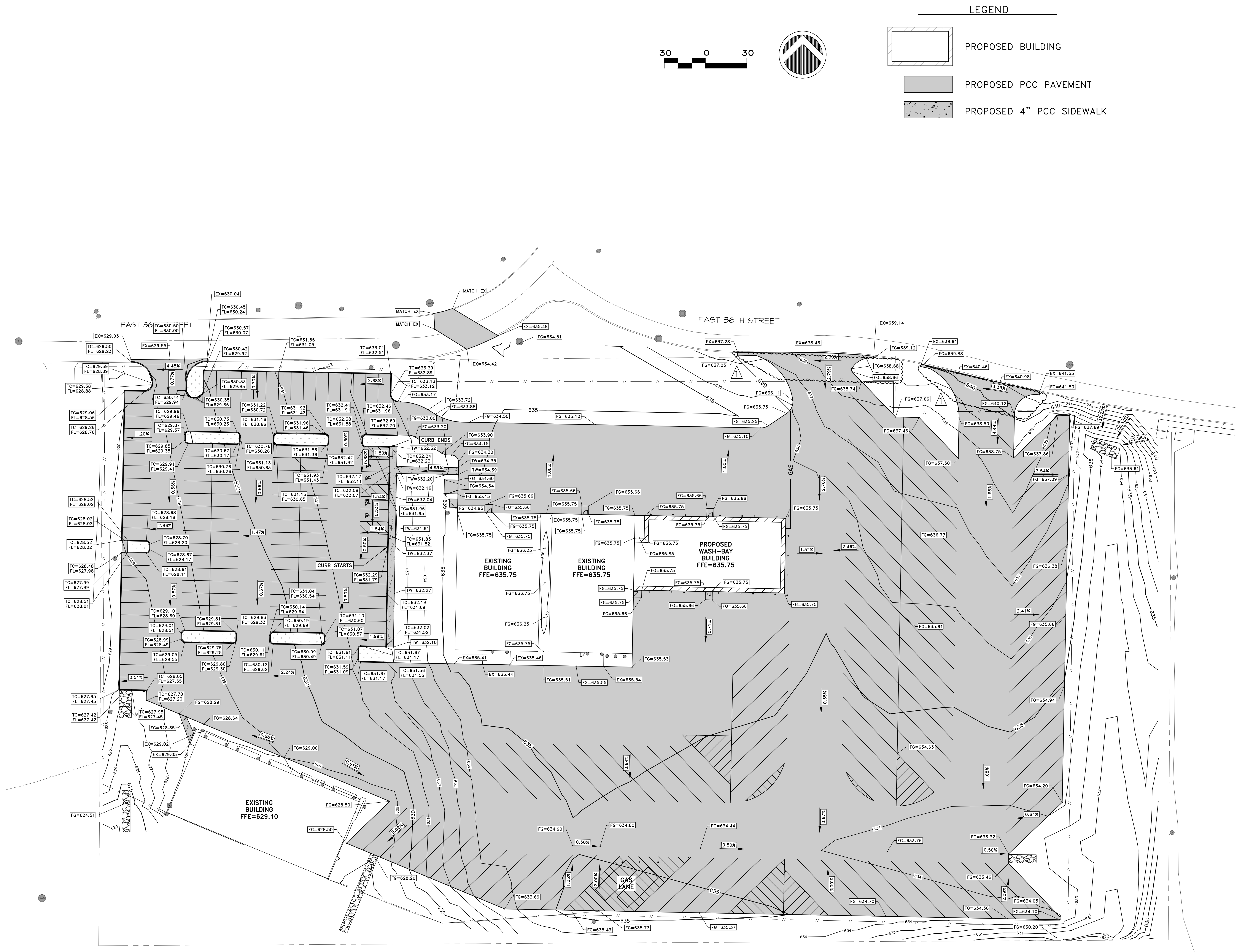
NET (CY) TO BE SPREAD ON SITE **55.76**

1



LEGEND





BRAY
ARCHITECTS

Davenport
220 Emerson Place, Suite 301
Davenport, Iowa 52801
T: 563.328.0500

Milwaukee • Sheboygan • Moline
www.brayarch.com

Martin & Whitacre
Surveyors & Engineers, Inc.
MUSCATINE, IOWA
1508 BIRWELL ROAD
PHONE 888.233.7881

Project Title:
**BUS LOT RELOCATION TO THE
ARMORY PROJECT
Davenport Community School District
909 E. 36th Street
Davenport, IA 52807**

REVISIONS:	
DATE	DESCRIPTION
5/1/24	ADDENDUM 1

Project Number:
9035

Issued For:
ADDENDUM 1

5/1/24
Sheet Title:
**PROPOSED
PAVING PLAN**

Sheet Number:
C-7

1. LANDSCAPING REQUIREMENTS

1.01 SCOPE:

A. Provide sizes of plants as shown or scheduled, conforming to ANSI Z60.1 "Standard for Nursery Stock" for shape and quality.

2. MATERIALS

2.01 PLANTS:

A. Provide balled and burlapped trees and shrubs, except container-grown plants may be furnished if indicated size is below limit established in ANSI Z60.1.

B. Furnish ground cover plants in removable containers or integral peat pots.

C. Provide topsoil. Provide clean, fertile, friable, natural loam obtained from a local, well-drained source.

D. Provide fertilizer, humus and other soil amendments of a type which are known to improve the pH condition of the soil for the particular plant material to be planted. Mix peat humus (FS Q-P-166) with topsoil in the ratio of 1:1 for use in planting.

E. Cedar bark mulch to be 3" depth of natural, clean cedar bark chips of 1-1/2" to 2-3/4" size.

3. EXECUTION

3.01 PLANTING:

A. Excavate pit to 1" greater than diameter of the tree or shrub ball and not less than 1' deeper. Compact a layer of topsoil in pit to locate collar of plant properly in a slightly dishd finish grade. Backfill around ball with topsoil, compacted to eliminate voids and air pockets, watering thoroughly as layers are placed.

1. Prune to remove damaged branches, improve natural shape, thin out structure and remove not more than 15% of branches. Plant cuts more than 1/2" in size with pine tar or a recognized tree paint.
2. Wrap trunk from ground to first branch with tree wrapping tape.
3. Guy and stake tree 3 directions with galvanized wire, through garden-hose tree protectors, with wooden stake anchors.

B. Space ground cover plants 1'-2' apart both ways except as otherwise indicated. Dig holes large enough to allow for spreading of roots. Compact backfill to eliminate voids and leave grade slightly dishd at each plant. Water thoroughly. Apply 2" mulch of peat, straw or other recognized organic planting mulch over entire planting bed, lifting plant foliage above mulch.

1. During periods of hot sun and wind at time of planting, provide protective cover for several days.

C. Provide 2" depth of natural, clean cedar bark chips of 1-1/2" to 2-3/4" size, over compacted subgrade. Provide chips at 24" diameter around each tree.

D. Maintain landscape work for a period of 60 days immediately following complete installation of each major category of work. Include watering, weeding, cultivating, restoration of grade, pruning trees and shrubs, protection from insects and diseases, fertilizing and similar operations as needed to insure normal growth and good health for live plant material.

3.02 DIGGING AND HANDLING:

A. Dig bare root plants with sufficient root spread and depth to insure full recovery and development of the plants. Roots of these plants shall be covered with a uniformly thick coating of mud by being puddled immediately after they are dug.

B. Dig balled and burlapped plants with firm natural balls of earth with sufficient diameter and depth to include all fibrous and feeding roots. No plants moved with a ball will be accepted if the ball is cracked or broken during shipping, handling or planting.

C. Roots of balls of plants shall be adequately protected from sun or drying winds. Keep ball moist.

D. Balled and burlapped plants which cannot be planted immediately upon delivery shall be set on the ground and shall be well protected with soil, wet moss, or other acceptable material. Bare rooted plants which cannot be planted immediately shall be planted in healed-in trenches immediately upon arrival.

E. No plant shall be bound with wire or rope at any time so as to damage the bark or break the branches. Guy and stake all trees in three directions with galvanized wire, through garden hose tree protectors, with wooden stake anchors.

3.03 SUBSTITUTIONS:

A. Substitutions will not be permitted. If proof is submitted that any plant is not obtainable, a proposal will be considered for use of the nearest equivalent size or variety with an equitable adjustment of contract price.

3.04 PLANT PITS:

A. Plant pits shall be excavated with vertical sides in accordance with the following outline for sizes:

1. Tree pits shall be at least 2" greater in diameter than the diameter of the ball or spread of roots and at least 22" below finished grade (a minimum of 12" below the bottom of the ball).
2. Shrubs shall be planted in pits within the bed, 1" greater than the spread of the roots or ball and at least 18" deep below finished grade or as deep as is necessary to properly set the plant at finished grade.
3. All pits shall be circular in outline. Excavated material of subsoil classification or containing extraneous matter shall be removed and disposed of legally off site.
4. The depth of planting beds and pits shall be adjusted as necessary to permit a minimum of 6" of topsoil under balls or roots of all plants.

3.05 TIME OF PLANTING:

A. Spring planting shall be from the time the soil can be satisfactorily worked until May 30. Fall planting shall be from the time that the plant material is dormant to December 15 or frozen ground if earlier. Only on approval of the Architect may the contractor begin earlier or continue later than the above.

3.06 PLANTING OPERATIONS:

A. Stake tree locations and shrub pits and secure approval of the Architect before starting excavation of same, making any adjustments necessary.

B. Plant pits shall not be backfilled with topsoil until they have been approved by the Architect.

C. Topsoil for the backfill in all planting areas shall have thoroughly incorporated within well-rotted manure in the proportion of one cubic yard of manure to seven cubic yards of topsoil or an approved fertilizer in proportion. For all tree pits there shall be added bonemeal at the rate of 1/2 lb. every inch of caliper of the tree.

D. Set plants in center of pits plumb and straight and at such level that after settlement, the crown of the plant will be at the finished grade.

1. When balled and burlapped trees are set, compact topsoil around base of ball to fill all voids. All burlap, ropes, or wires shall be removed from the top of the balls.
2. Roots of bare root plants shall be properly spread out and topsoil carefully worked in among the roots. Cut off with clean cut any broken or frayed roots.

E. Topsoil around roots or ball shall be thoroughly compacted and watered. Immediately after plant pit is backfilled, a shallow basin slightly larger than pit shall be formed with a ridge of soil to facilitate watering. After planting, cultivate the soil in shrub beds between shrub pits, rake smooth and neatly outline.

3.07 OBSTRUCTION BELOW GROUND:

A. In the event rock or underground construction work or obstructions are encountered in any plant pit excavation work to be done under this contract, alternate locations may be selected by the Architect. Concrete scrap encountered from the building construction shall be removed and legally disposed of off site.

3.08 WRAPPINGS:

A. Wrapping of deciduous trees except ornamental trees such as "Malus" or "Crataegus" shall be done immediately after planting. The trunks shall be wrapped spirally from the bottom up with tree wrap material and shall be securely tied with suitable cord at top and bottom and at 2' intervals along the trunk. The wrapping shall overlap and entirely cover the trunk from the ground to the height of the second branches and shall be neat and snug. Trees shall be inspected for injury to trunks before wrapping.

3.09 PRUNING AND MULCHING:

A. Each tree and shrub shall be pruned in accordance with standard horticultural practice to preserve the natural character of the plant and in the manner fitting its use in the landscape design.

1. Dead wood or suckers and broken or badly bruised branches shall be removed. In addition, approximately 15% of the wood shall be removed by thinning and shortening branches.
2. Pruning shall be done with clean sharp tools.
3. Cuts over 2" in diameter shall be painted with an approved tree paint. Paint shall cover all exposed cambium as well as other exposed living tissue. Paint shall be waterproof, adhesive and elastic, antiseptic, free from kerosene, coal tar, creosote or any other material harmful to the life of the tree or shrub.
4. Flowering trees shall be pruned only to remove dead and broken branches or branches that rub on one another.
5. Immediately after planting, mulch with cedar bark chip for a diameter around each tree equal to the diameter of the tree and for shrubs in beds the entire area of the shrub bed. Surround mulched area with commercial grade, heavy-duty black vinyl bulb-top lawn edging.

3.10 MAINTENANCE AND GUARANTEE:

A. The contractor shall be held responsible for the maintenance of all work of planting from the time of planting and for a period of 60 days after planting has begun. No trees, shrubs or other planting will be accepted unless they show a healthy growth and satisfactory foliage condition.

B. Maintenance shall include watering of trees and other plants, cultivation, weeding, spraying and pruning, cleaning up of repairs to stakes and wrappings and all other necessary maintenance work.

C. The guarantee period for all trees, shrubs and other plants shall be for a period of one year starting with the date of final acceptance.

D. Replace as soon as weather permits, dead plants and plants not in a vigorous growing condition at the end of the guarantee period. Replacement plants shall be the same size and variety as the original specifications.



1 LANDSCAPING PLAN
LS1.1 Scale: 1" = 30'-0"

REFER TO CIVIL DRAWINGS FOR ADDITIONAL INFORMATION

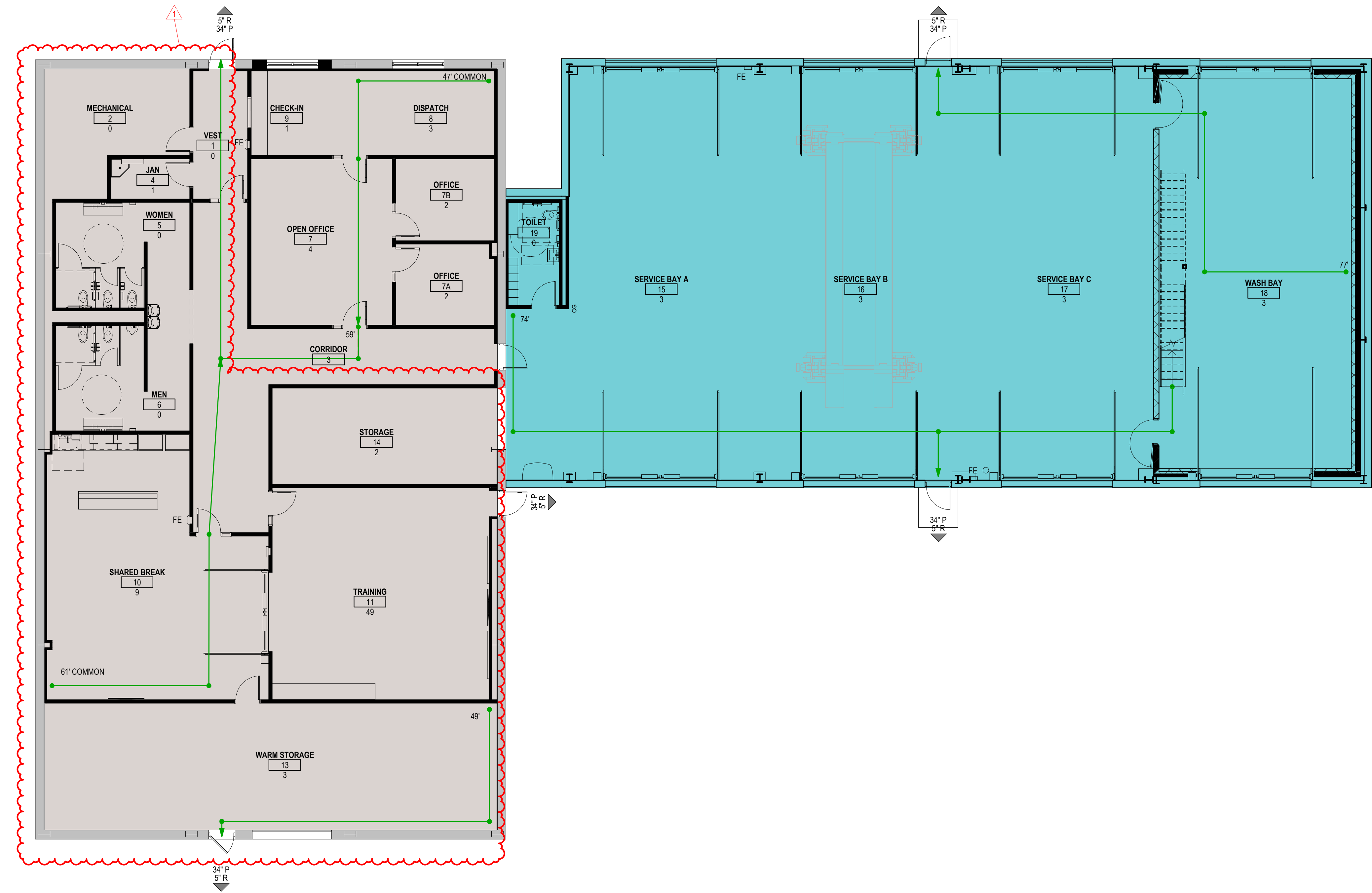
LANDSCAPING LEGEND				
PLANTING I.D.	COMMON/BOTANICAL NAME	SIZE	QUANTITY	REMARKS
TREE "A"	SUGAR MAPLE / ACER SACCHARUM	2" CALIPER	12	
TREE "B"	RED MAPLE / ACER RUBRUM	2" CALIPER	9	
TREE "C"	RED OAK / QUERCUS RUBRA	2" CALIPER	10	
TREE "D"	HERITAGE OAK / QUERCUS X MACDANIELLII 'CLEMONS'	2" CALIPER	11	
TREE "E"	CRABAPPLE FIREBIRD / MALUS SARGENTII 'SELECT A'	2" CALIPER	2	
TREE "F"	EASTERN WHITE PINE / PINUS STROBUS	MINIMUM 6' TALL	7	
TREE "G"	STAR POWER JUNIPER / JUNIPERUS X 'JUNBLUE SELECT'	MINIMUM 6' TALL	7	
SHRUB "H"	LITTLE GIANT GLOBE ARBORVITAE / THUJA OCCIDENTALIS 'LITTLE GIANT'	MINIMUM 18" TALL	102	
SHRUB "I"	LIMELIGHT PANICLE HYDRANGEA / PANICULATA 'LIMELIGHT'	MINIMUM 18" TALL	16	
GROUND COVER "J"	GRO-LOW SUMAC / RHUS AROMATICA 'GRO-LOW'	3 GALLON	58	

NOTE: 56 TREES ARE REQUIRED AND WE ARE PROVIDING 58 TREES
ALL LANDSCAPE RELATED WORK SHALL BE IN ACCORDANCE WITH THE CITY OF DAVENPORT LANDSCAPE REQUIREMENTS, CHAPTER 17.11 LANDSCAPE

6" TOPSOIL WITH GRASS SEED PLANTED
CEDAR HARDWOOD MULCH, SHREDDED, 3" MINIMUM THICKNESS
ALUMINUM EDGING, BLACK, 4" TALL AROUND MULCHED AREAS



6D CODE PLAN - MEZZANINE LEVEL
G0.1 Scale: 1/8" = 1'-0"



6A CODE PLAN - FIRST FLOOR
G0.1 Scale: 1/8" = 1'-0"

FIRE RESISTIVE & CODE REVIEW LEGEND

NOTE: THIS SHEET TO BE PRINTED IN COLOR

	EXISTING BUILDING "A"		SMOKE TIGHT PARTITION TO DECK		SHAFT ENCLOSURE 1 HOUR
	BUILDING ADDITION "B"		SMOKE TIGHT PARTITION TO INTERSTITIAL CEILING		SHAFT ENCLOSURE 2 HOUR
	ROOM NAME ROOM NUMBER ROOM OCCUPANT LOAD		SMOKE TIGHT PARTITION TO PLENUM CEILING		SHAFT ENCLOSURE 3 HOUR
	FE FIRE EXTINGUISHER		SMOKE BARRIER 1 HOUR		FIRE BARRIER 1 HOUR
	EGRESS DIRECTION EGRESS WIDTH REQUIRED EGRESS WIDTH PROVIDE		SMOKE BARRIER 2 HOUR		FIRE BARRIER 2 HOUR
			SMOKE BARRIER 3 HOUR		FIRE BARRIER 3 HOUR
			SMOKE BARRIER 4 HOUR		FIRE BARRIER 4 HOUR
			FIRE PARTITION 0.5 HOUR		FIRE WALL 1 HOUR
			FIRE PARTITION 1 HOUR		FIRE WALL 2 HOUR
			RATED CONSTRUCTION 2 HOUR		FIRE WALL 3 HOUR
					FIRE WALL 4 HOUR

PROJECT DATA

SITE ADDRESS:	909 E. 36TH STREET DAVENPORT, IA 52807
COUNTY:	SCOTT COUNTY
APPLICABLE CODES:	2015 INTERNATIONAL BUILDING CODE 2015 INTERNATIONAL EXISTING BUILDING CODE (IEBC) 2012 NFPA 202 LIFE SAFETY CODE 2010 ADA STANDARDS FOR ACCESSIBLE DESIGN

BUILDING #A (EXISTING)
EXISTING BUILDING ADJACENT TO NEW CONSTRUCTION
EXISTING OCCUPANCY = S-1
NEW PRIMARY OCCUPANCY = B
CONSTRUCTION TYPE = IIB
NUMBER OF STORIES = ONE STORY, 17'-0" ABOVE GRADE
FULLY SPRINKLERED BUILDING

BUILDING AREA:
EXISTING 1ST FLOOR BUILDING AREA = ~5,800 SF
RENOVATED AREA = ~4,300 SF
~50% WORK AREA = LEVEL 3 ALTERATION
CHANGE IN OCCUPANCY FROM S-1 TO B

BUILDING #B (ADDITION)
BUILDING ADDITION
PRIMARY OCCUPANCY = S-1
CONSTRUCTION TYPE = IIB
NUMBER OF STORIES = ONE STORY + MEZZANINE, 32'-0" ABOVE GRADE
FULLY SPRINKLERED BUILDING

FIRE SEPARATION:
NO SEPARATION BETWEEN BUILDING A & BUILDING B PER TABLE 508.4

BUILDING AREA:
MAXIMUM BUILDING HEIGHT PER TABLE 504.3 = 75' W/ SPRINKLER SYSTEM
MAXIMUM NUMBER OF STORIES PER TABLE 504.4 = 3 STORIES W/ SPRINKLER SYSTEM
TOTAL ALLOWABLE BUILDING AREA = 70,000 SF
ACTUAL BUILDING AREA = 5,800 SF

OCCUPANT LOAD:
PER TYPE: 8 000 = 73 OCCUPANTS
S-1 000 = 17 OCCUPANTS
TOTAL OCCUPANCY = 90 OCCUPANTS

EGRESS INFO:
1005.1 - MEANS OF EGRESS SIZING
EGRESS DOOR WIDTH REQUIRED (IBC 1005.3.2 EX #1) = 130 X .15 = 19.5"
EGRESS DOOR WIDTH PROVIDED = 17"
1014.3 - COMMON PATH OF TRAVEL = 100' MAX
1017.2 - EXIT ACCESS TRAVEL DISTANCE = 250' MAX W/ SPRINKLER
1020.4 EXF2 - DEAD END CORRIDOR = 50' MAX WITH SPRINKLER

SANITARY FIXTURE CALCULATIONS

	WATER CLOSETS (1.25)>50 (1.50)>50		LAVATORIES (1.40)>60 (1.80)>80		UNISEX RESTROOMS	DRINK FOUNTAINS
	M	W	M	W		1:100
REQUIRED	2	2	2	2	0	1
PROVIDED	3	3	2	2	1	1

Project Title:
Bus Lot Relocation to the Armory Project
Davenport Community School District
909 E. 36th Street
Davenport, IA 52807

#	DATE	DESCRIPTION
1	05/01/24	ADD1

#	DATE	DESCRIPTION
1	05/01/24	ADD1

Project Number:
3695

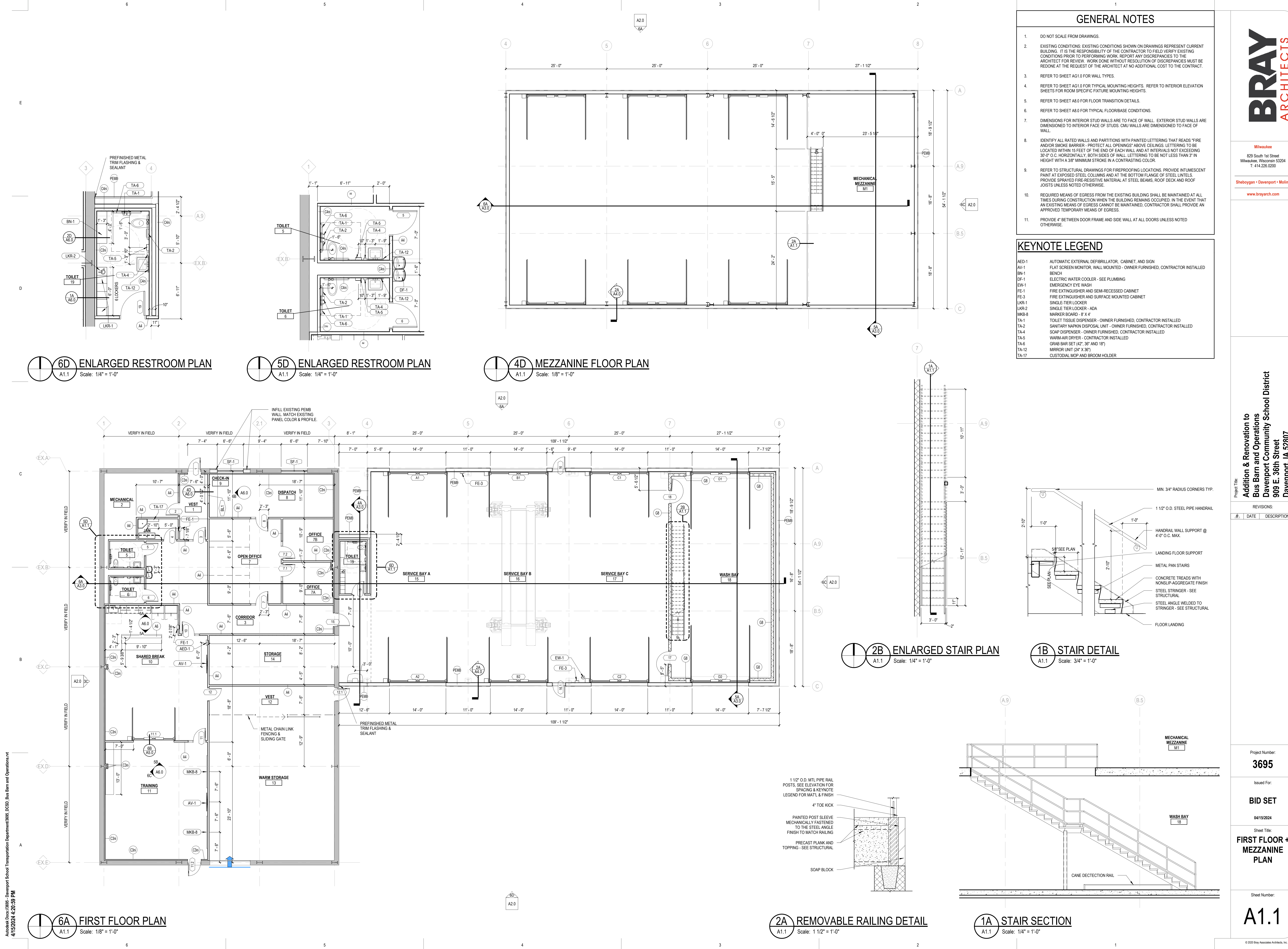
Issued For:
BID SET

04/15/2024

Sheet Title:
CODE REVIEW

Sheet Number:
G0.1

G0.1



GENERAL NOTES

- DO NOT SCALE FROM DRAWINGS.
- EXISTING CONDITIONS: EXISTING CONDITIONS SHOWN ON DRAWINGS REPRESENT CURRENT BUILDING. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO FIELD VERIFY EXISTING CONDITIONS PRIOR TO PERFORMING WORK. REPORT ANY DISCREPANCIES TO THE ARCHITECT FOR REVIEW. WORK DONE WITHOUT RESOLUTION OF DISCREPANCIES MUST BE REDONE AT THE REQUEST OF THE ARCHITECT AT NO ADDITIONAL COST TO THE CONTRACT.
- REFER TO SHEET AG.0 FOR WALL TYPES.
- REFER TO SHEET AG.0 FOR TYPICAL MOUNTING HEIGHTS. REFER TO INTERIOR ELEVATION SHEETS FOR ROOM SPECIFIC FIXTURE MOUNTING HEIGHTS.
- REFER TO SHEET AB.0 FOR FLOOR TRANSITION DETAILS.
- REFER TO SHEET AB.0 FOR TYPICAL FLOORBASE CONDITIONS.
- DIMENSIONS FOR INTERIOR STUD WALLS ARE TO FACE OF WALL. EXTERIOR STUD WALLS ARE DIMENSIONED TO INTERIOR FACE OF STUDS. CMU WALLS ARE DIMENSIONED TO FACE OF WALL.
- IDENTIFY ALL RATED WALLS AND PARTITIONS WITH PAINTED LETTERING THAT READS "FIRE AND/OR SMOKE BARRIER - PROTECT ALL OPENINGS" ABOVE CEILINGS. LETTERING TO BE LOCATED WITHIN 15 FEET OF THE END OF EACH WALL AND AT INTERVALS NOT EXCEEDING 30'-0" O.C. HORIZONTALLY, BOTH SIDES OF WALL. LETTERING TO BE NOT LESS THAN 3" IN HEIGHT WITH A 3/8" MINIMUM STROKE IN A CONTRASTING COLOR.
- REFER TO STRUCTURAL DRAWINGS FOR FIREPROOFING LOCATIONS. PROVIDE INTUMESCENT PAINT AT EXPOSED STEEL COLUMNS AND AT THE BOTTOM FLANGE OF STEEL I-TELS. PROVIDE SPRAYED FIRE-RESISTIVE MATERIAL AT STEEL BEAMS, ROOF DECK AND ROOF JOISTS UNLESS NOTED OTHERWISE.
- REQUIRED MEANS OF EGRESS FROM THE EXISTING BUILDING SHALL BE MAINTAINED AT ALL TIMES DURING CONSTRUCTION WHEN THE BUILDING REMAINS OCCUPIED. IN THE EVENT THAT AN EXISTING MEANS OF EGRESS CANNOT BE MAINTAINED, CONTRACTOR SHALL PROVIDE AN APPROVED TEMPORARY MEANS OF EGRESS.
- PROVIDE 4" BETWEEN DOOR FRAME AND SIDE WALL AT ALL DOORS UNLESS NOTED OTHERWISE.

KEYNOTE LEGEND

AED-1	AUTOMATIC EXTERNAL DEFIBRILLATOR - CABINET, AND SIGN
AV-1	FLAT SCREEN MONITOR, WALL MOUNTED - OWNER FURNISHED, CONTRACTOR INSTALLED
BN-1	BENCH
DF-1	ELECTRIC WATER COOLER - SEE PLUMBING
EW-1	EMERGENCY EYE WASH
FE-1	FIRE EXTINGUISHER AND SEMI-RECESSED CABINET
FE-3	FIRE EXTINGUISHER AND SURFACE MOUNTED CABINET
LKR-1	SINGLE-TIER LOCKER
LKR-2	SINGLE-TIER LOCKER - ADA
MKB-8	MARKER BOARD - 8' X 4'
TA-1	TOILET TISSUE DISPENSER - OWNER FURNISHED, CONTRACTOR INSTALLED
TA-2	SANITARY NAPKIN DISPOSAL UNIT - OWNER FURNISHED, CONTRACTOR INSTALLED
TA-4	SOAP DISPENSER - OWNER FURNISHED, CONTRACTOR INSTALLED
TA-5	WARM-AIR DRYER - CONTRACTOR INSTALLED
TA-6	GRAB BAR SET (42", 30" AND 18")
TA-12	MIRROR UNIT (24" X 36")
TA-17	CUSTODIAL MOP AND BROOM HOLDER

Project Title:
**Addition & Renovation to
Bus Barn and Operations
Davenport Community School District
909 E. 36th Street
Davenport, IA 52807**

REVISIONS:
DATE DESCRIPTION

Project Number:
3695

Issued For:
BID SET

04/15/2024

Sheet Title:
**FIRST FLOOR +
MEZZANINE
PLAN**

Sheet Number:

A1.1

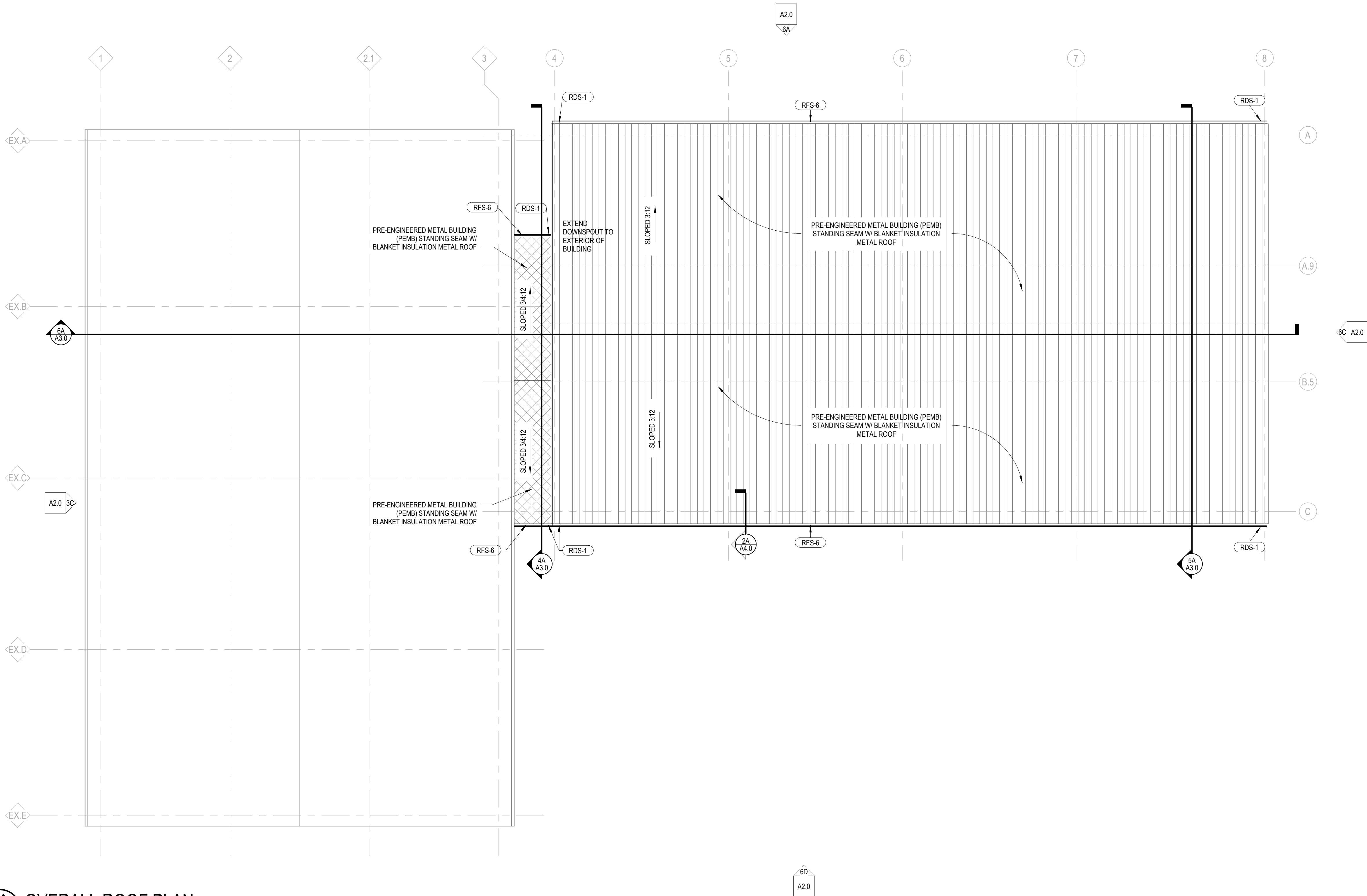
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6A

A1.2

OVERALL ROOF PLAN

Scale: 1/8" = 1'-0"



ROOF PLAN LEGEND & NOTES

DENOTES PRE-ENGINEERED METAL BUILDING (PEMB) STANDING SEAM INSULATED METAL ROOF

- STANDING SEAM METAL ROOF PANEL
- (2) LAYERS BATT INSULATION LAID PERPENDICULAR TO EACH OTHER
- FABRIC INSULATION FACING AND SUPPORT SYSTEM

1.

ALL ROOF SLOPES TO BE MINIMUM 1/4" PER FOOT UNLESS NOTED OTHERWISE.

2.

ALL ROOF TOP CURBS TO BE SADDLED WITH MINIMUM 1/2" PER FOOT PITCH.

3.

NOT ALL ROOF PENETRATIONS ARE SHOWN. VERIFY PENETRATIONS WITH ALL BUILDING TRADES.

4.

SEE HVAC DRAWINGS FOR SIZES, QUANTITIES, LOCATIONS AND TYPES OF HVAC PENETRATIONS AND ROOF TOP MOUNTED EQUIPMENT.

KEYNOTE LEGEND

RDS-1

DOWNSPOUT

RFS-6

GUTTER

Project Title:
Addition & Renovation to
Bus Barn and Operations
Davenport Community School District
909 E. 36th Street
Davenport, IA 52807

REVISIONS:

#	DATE	DESCRIPTION
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Project Number:
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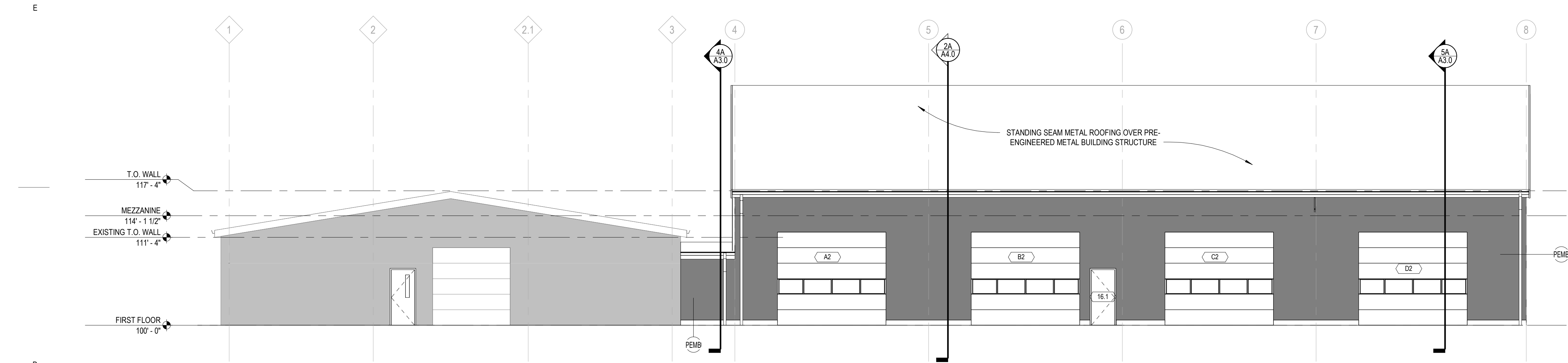
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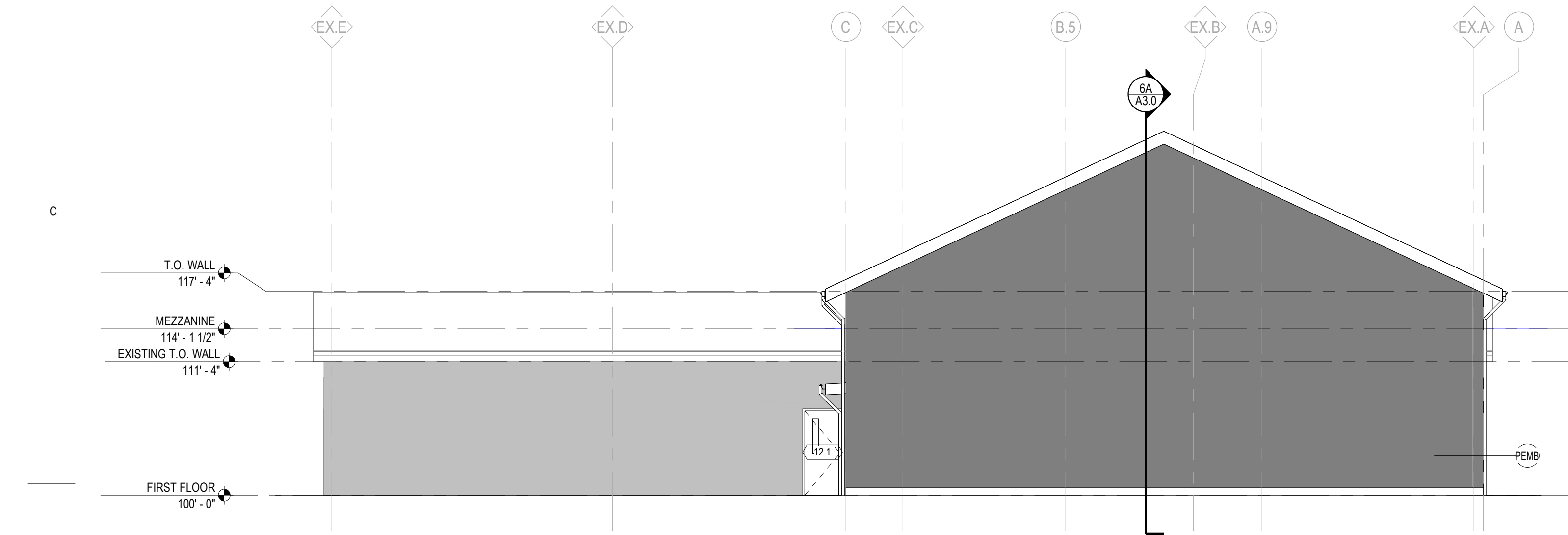
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ROOF PLAN

Sheet Number:

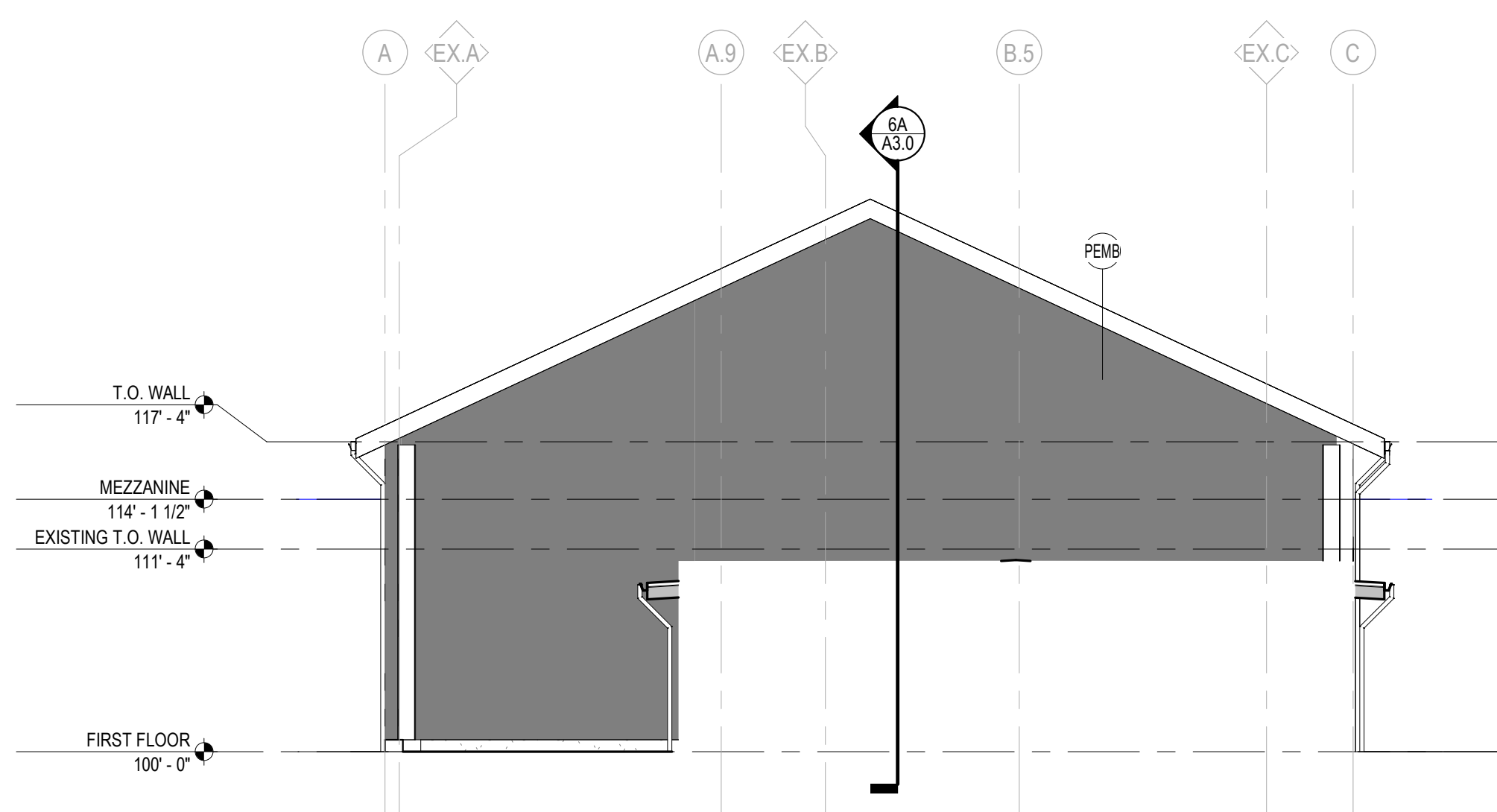
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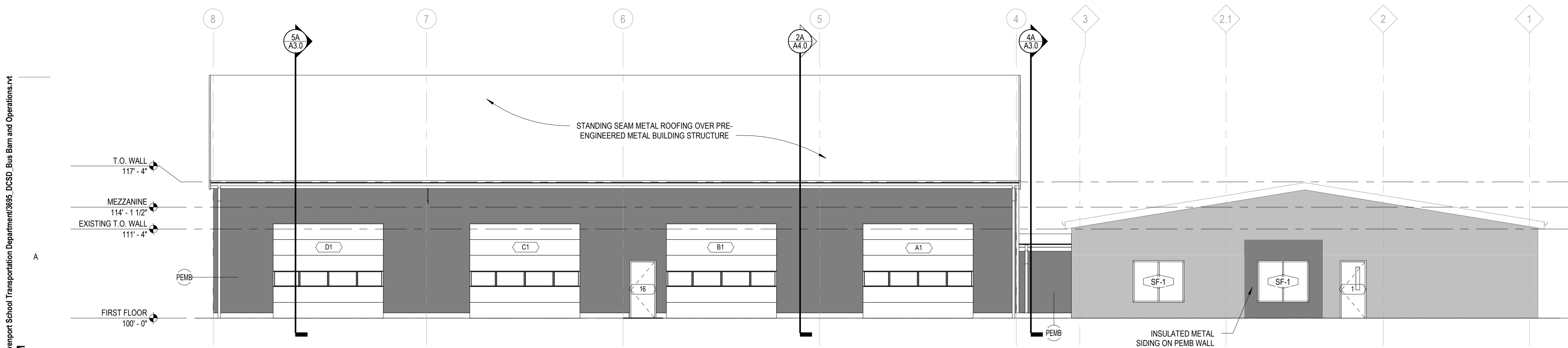
6D SOUTH BUILDING ELEVATION
A2.0 Scale: 1/8" = 1'-0"



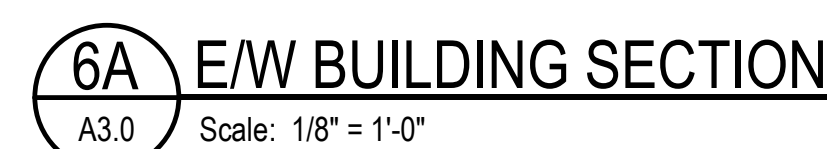
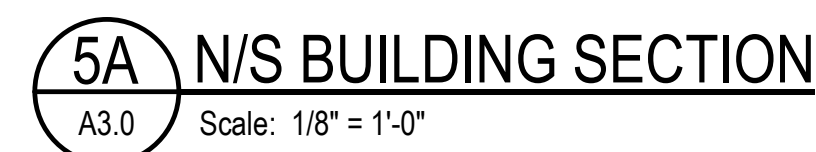
6C EAST BUILDING ELEVATION
A2.0 Scale: 1/8" = 1'-0"



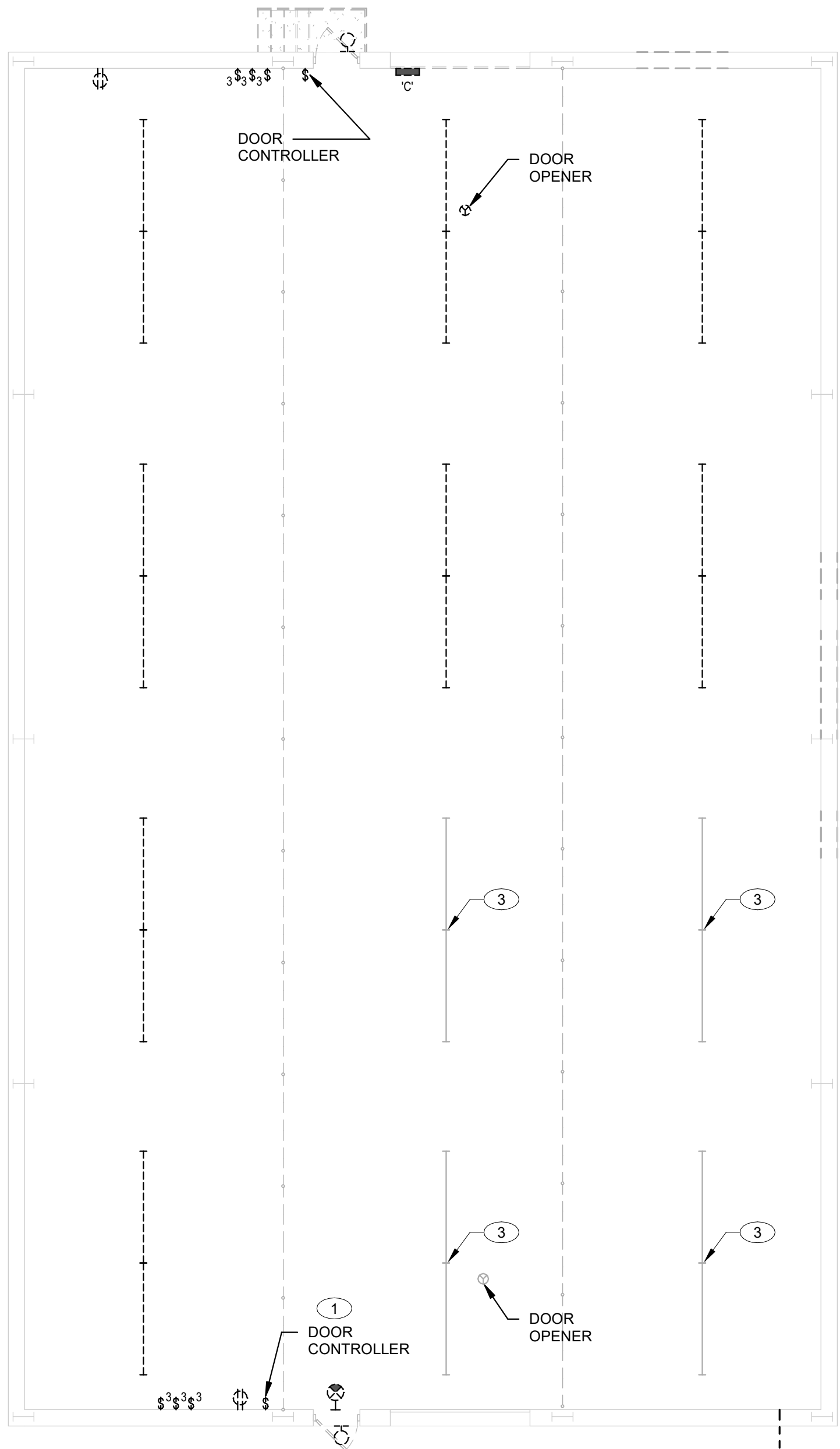
3C WEST BUILDING ELEVATION
A2.0 Scale: 1/8" = 1'-0"



6A NORTH BUILDING ELEVATION
A2.0 Scale: 1/8" = 1'-0"



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1 ELECTRICAL DEMOLITION PLAN
SCALE: 1/8" = 1'-0"

GENERAL NOTES:

- BUS RADIO SYSTEM/ HEADEND AND ANTENNA TO BE RELOCATED/ REINSTALLED. CONTRACTOR SHALL HIRE ELECTRONIC ENGINEERING TO RELOCATE/ REINSTALL ALL EQUIPMENT, CABLING AND ANTENNA. DUPLEX RECEPTACLE TO BE INSTALLED FOR BUS RADIO SYSTEM/ HEADEND IN NEW BUILDING. REFER TO E1.00 FOR ADDITIONAL INFORMATION. EXISTING BUS RADIO SYSTEM CURRENTLY LOCATED IN MAINTENANCE BAY BETWEEN OVERHEAD DOORS.

KEYED NOTES:

- RELOCATE EXISTING GARAGE DOOR OPENER CONTROLS TO OPPOSITE SIDE OF DOOR. REFER TO E1.00 FOR ADDITIONAL INFORMATION.
- DEMOLISH EXISTING SITE LIGHTING AND FEEDER FROM BUILDING TO POLE LIGHTS.
- CIRCUIT EXISTING LIGHTS TO NEW PANEL 'P1' CIRCUIT IN AREA AND CONTROLS. REFER TO E1.01 FOR ADDITIONAL INFORMATION. RELOCATE DEVICES IN ROOM AS NEEDED FOR NEW LAYOUT.

Project Title:
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Davenport, IA 52807**

REVISIONS:		
DATE	DESCRIPTION	

Project Number:
3695

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04/15/2024

Sheet Title:
**ELECTRICAL
DEMOLITION
PLAN**

Sheet Number:
ED1.0

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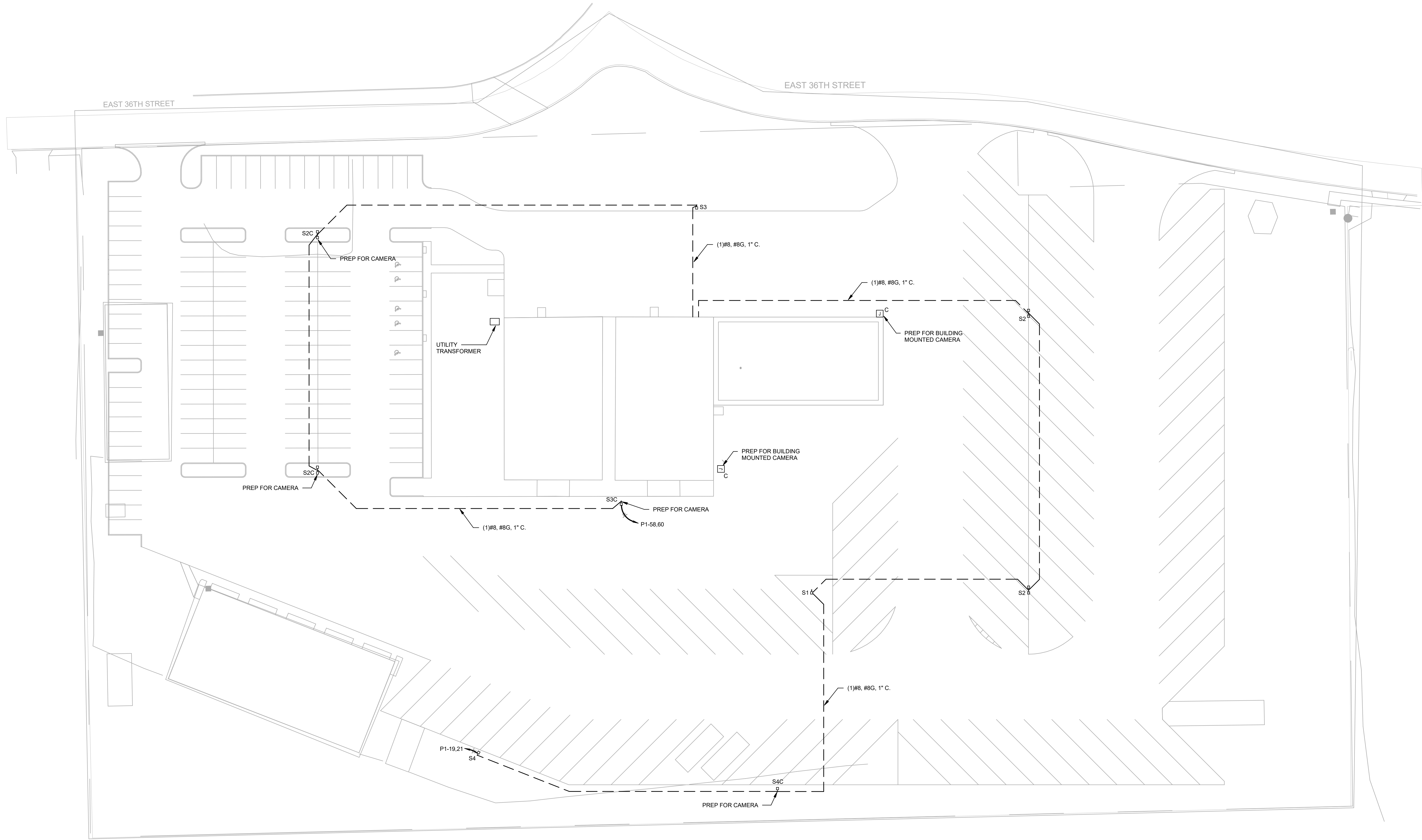
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- GENERAL NOTES:**
1. SITE LIGHTING TO BE CONTROLLED VIA BUILDING MOUNTED PHOTO SENSOR. REFER TO E1.01 FOR LOCATION OF SENSOR.
 2. CAMERA CABLING FOR DISTANCES OVER 275' IN LENGTH SHALL BE PAIGE GAMECHANGER 258950306 INDOOR/ OUTDOOR CABLE.

Project Title:
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909 E. 36th Street
Davenport, IA 52807**

REVISIONS:
DATE DESCRIPTION

Project Number:
3695

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Sheet Title:
**ELECTRICAL
SITE LIGHTING
PLAN**

Sheet Number:
ES1.1

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Davenport Community School District

Traffic Impact Study – Brady Street Complex

May 10, 2024

Bray Project Number 3695

Traffic Impact Study

The Proposed DCSD Transportation Department relocation from the northwest corner of Davenport Avenue and East 36th Street to 909 East 36th Street (the former Iowa National Guard Site) will not impact vehicular traffic in this area. The Transportation Department is moving approximately 800 feet to the east.

The main access points from the Transportation Department facility to the City street system will remain East 36th Street at the existing and proposed sites.

From East 36th Street, access to the City street system will remain Brady Street to the west and East Kimberly Road to the north at the existing and proposed sites.

No change in aggregate trip generation to and from the site is anticipated. The existing street system will not be impacted by the proposed relocation of the DCSD Transportation Department.

111 off street automobile parking spaces are provided based upon the anticipated number of employees and visitors to the site. 93 off street school bus parking spaces are provided based upon the anticipated number of school busses at the site.

Davenport Community School District

Narrative of Intent – Brady Street Complex

May 10, 2024

Bray Project Number 3695

The Brady Street Stadium was originally constructed in 1937 and has served as the competition venue for Davenport Community School District athletics and events. The larger property area, commonly referred to as the Brady Street Complex, includes the Brady Street Stadium. This complex is located within a predominately commercial zone between Brady Street, Duck Creek, and E. 38th Street. It is surrounded by commercial, business properties along its east and north boundaries. Apartments are located at the east end of the district owned property, and Duck Creek forms the south boundary of the property.

High school athletics are supported by this district wide facility. Brady Stadium is a multi-sport venue used for football, soccer and track and field events. High school league competition football and track events for all three comprehensive high schools are held at Brady. The Brady Street Athletic Complex is also home to Central High School's baseball, softball and tennis facilities.

The primary objective of proposed projects at the Brady Street Complex is to relocate the baseball field out of the Duck Creek flood plain and replace with practice field space. A new baseball field will be located on the north side of E. 36th Street. Adjacent to this field will be a concession building with public restrooms and elevated press box. A multi-use, synthetic turf practice field will be constructed adjacent to the new baseball field. The multi-use turf will support the practice needs for Central High School athletics programs. The existing throwing events (shotput and discus) for track and field would move to the location of the current baseball field allowing all track and field competition to occur on the south side of E. 36th Street. Relocating throwing events will improve safety, and enhance efficiency for track and field competitions. Additional parking would be added to serve adjacent baseball, softball and tennis as well as Brady Street Stadium events. Space is allocated in the complex masterplan for a future indoor training facility to be located on the north side of E. 36th Street, between the new baseball field and existing tennis courts.

To facilitate the athletic and event improvements, the existing transportation department and bus lot will be moved to the property located at 909 E. 36th Street, the former National Guard Armory property. The Davenport Community School District purchased the existing National Guard Armory properties on E. 36th Street for District use. Relocating the bus lot and transportation department creates needed space to allow for the baseball field and multi-use turf field to be constructed.

The Davenport Community School District has purchased the lots located 715, 725, 735, 807, 821, and 829 E. 36th Street. The long-range plan for these properties is to allow for installation of future parking to support athletic events at the Brady Street Complex. A portion of these properties will be retained as park/green space.

DCSD Rezoning Neighborhood Notification
June 18, 2024

How neighborhood groups were identified | The neighborhood group was identified via the GNP map on the City website and contacts were confirmed by Allie McWilliams

When the neighborhood group was contacted and how | The neighborhood group leader was contacted via email on May 15, 2024. Attached is a PDF of the email correspondence.

How DCSD responded to any questions and any feedback provided | The District responded to one question regarding greenspace changes. Please see attached email correspondence.

Ott, Sarah

From: Amy Henze <applexis@gmail.com>
Sent: Tuesday, June 18, 2024 8:45 AM
To: Ott, Sarah
Subject: Re: Good Neighbor Project | Proposed Rezoning
Attachments: image001.png

That's even more awesome!

Thanks!

Amy Henze

On Tue, Jun 18, 2024, 8:15 AM Ott, Sarah <ottsar@davenportschools.org> wrote:

Hi Amy,

Sorry for the delay in responding to you, I was waiting on some information from our architects.

There will actually be an increase in greenspace as a result of this project, going from 77,643 sq/ft to 91,606 sq/ft of greenspace once the project is complete.

If you have any other questions, please let me know. Thanks!

Sarah Ott

Communications and Community Relations Director

Davenport Community School District

Phone | 563.336.7412

Email | ottsar@davenportschools.org



From: Amy Henze <applexis@gmail.com>
Sent: Tuesday, June 11, 2024 9:34 AM
To: Ott, Sarah <ottsar@davenportschools.org>
Subject: Re: Good Neighbor Project | Proposed Rezoning

Hi Sarah,

There was some questions about the loss of greenspace I wasn't sure how much of the area we would lose or gain with the installation of the fields as well. Do you have a percentage of what the total loss of greenspace would be?

Sounds like a great project!

Amy Henze

On Mon, Jun 10, 2024, 9:15 AM Ott, Sarah <ottsar@davenportschools.org> wrote:

Good morning Amy,

I'm reaching out to see if you received my previous email, and if you have any questions regarding the District's proposed project.

Thanks!

Sarah Ott

Communications and Community Relations Director

Davenport Community School District

Phone | 563.336.7412

Email | ottsar@davenportschools.org

From: Ott, Sarah

Sent: Wednesday, May 15, 2024 11:40 AM

To: applexis@gmail.com

Cc: Schneckloth TJ <schnecklotht@davenportschools.org>; Urmanski Joshua <urmanskij@davenportschools.org>; John Mahon <jmahon@brayarch.com>; mmiller@brayarch.com; Berkley, Laura <Laura.Berkley@davenportiowa.com>; Werderitch, Matt <Matt.Werderitch@davenportiowa.com>

Subject: Good Neighbor Project | Proposed Rezoning

Good morning Amy,

I am reaching out to you today as a leader of the Good Neighbor Project in your neighborhood. The Davenport Community School District is requesting a rezoning of 715-909 E 36th Street to facilitate the relocation of the district's transportation department offices, vehicle service bays, and parking of the district's school buses. The transportation department is currently located on an adjacent located at 3640 Davenport Ave, which is currently being redeveloped as baseball fields for the school district.

This rezoning is part of DCSD's Master Facilities Plan. Part of this plan includes new baseball fields and practice fields located at Brady Street Stadium and other upgrades to district athletic facilities.

I am reaching out to you as Davenport City Code requires that we notify neighborhood groups in the vicinity of our project prior to submitting our application to the Planning and Zoning Commission. I am attaching the proposed rezoning application for your reference.

If you have any questions about this project, please feel free to contact me- I would be happy to share further information with either you or your neighborhood group about this exciting project.

Thanks!

Sarah Ott

Communications and Community Relations Director

Davenport Community School District

Phone | 563.336.7412

Email | ottsar@davenportschools.org



PUBLIC HEARING NOTICE | COMMITTEE OF THE WHOLE

To: All property owners within 500 feet of the subject property located at 715-909 East 36th Street.

Plan & Zoning Commission Public Hearing Meeting

Date: 8/21/2024 Time: 5:30 PM Location: Council Chambers | City Hall | 226 W 4th Street

What is this About?

This notice is being sent to inform you that a public hearing will be held for a Rezoning Request. The subject property is currently zoned R-3 Single-Family and Two-Family Residential District. The request is to rezone the property to S-IC Institutional Campus District. The purpose is to establish a new transportation center for the Davenport Community School District at the former National Guard Armory site.

Request/Case Description

Case REZ24-03: Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]

At its August 6, 2024 meeting, the Plan and Zoning Commission recommended Case REZ24-03 be forwarded to the City Council with a recommendation for approval subject to the listed findings.

Findings:

1. The zoning map amendment is consistent with the Davenport +2035 Land Use Plan, which identifies the property as Civic and Institutional.
2. The proposed zoning map amendment to S-IC Institutional Campus District is compatible with the zoning of nearby property.
3. The proposed zoning map amendment enables the subject property to be developed in a manner consistent with the surrounding area.
4. The proposed zoning map amendment promotes the public health, safety, and welfare of the City.
5. The proposed zoning map amendment eliminates nonconformities following the development of the site.

What are the Next Steps?

The public hearing on the above matter is scheduled for 5:30pm or as soon thereafter on Wednesday, August 21, 2024 in the Council Chambers of the Davenport City Hall, 226 West 4th Street, Davenport, Iowa.

Would You Like to Submit an Official Comment?

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

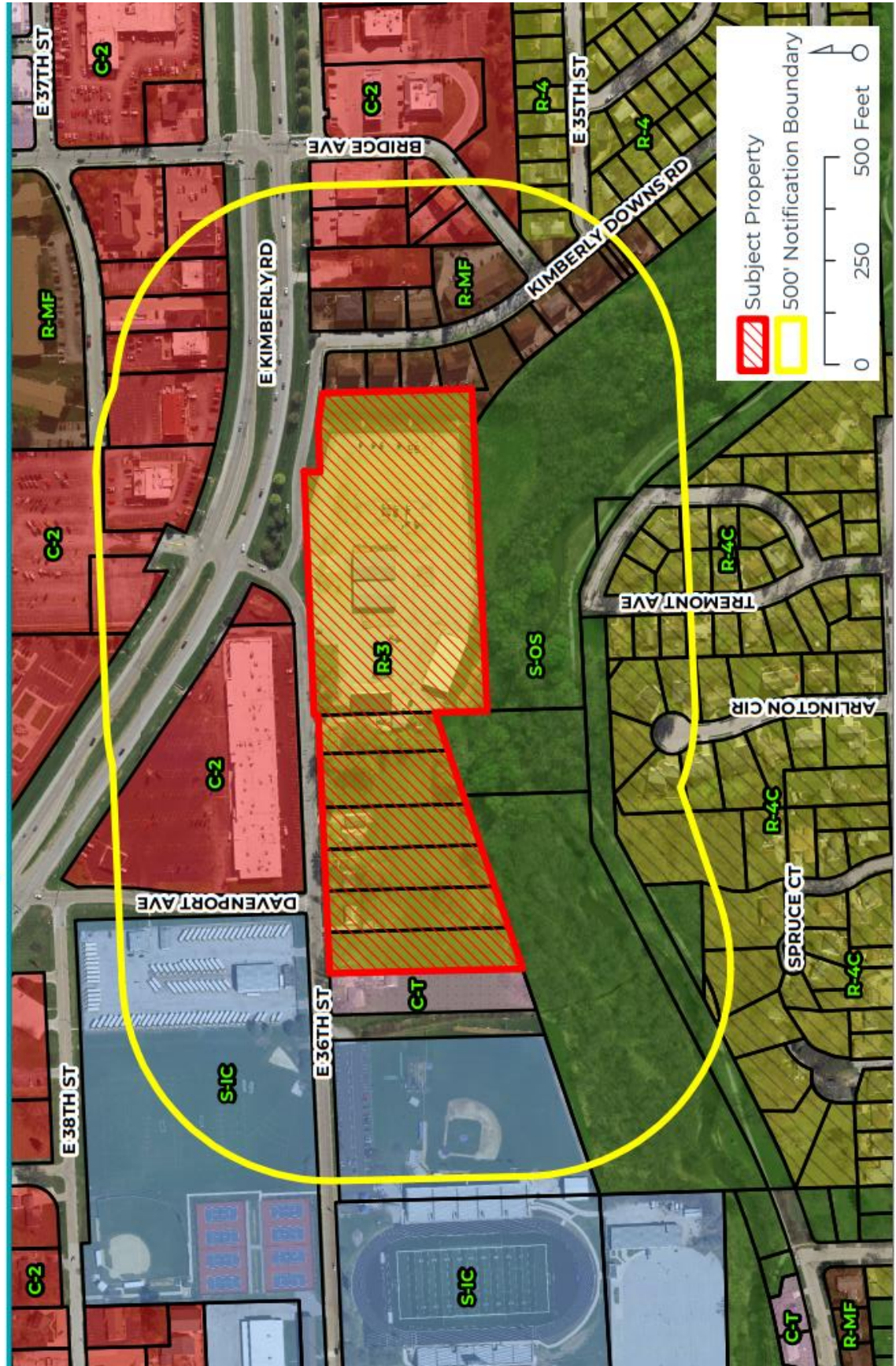
All written comments and protests already received will be forwarded to the Committee of the Whole. The Committee of the Whole meeting can be viewed live at www.davenportiowa.com/watchlive.

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



Rezoning Request | Public Hearing Notice | Case REZ24-03

Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]





PUBLIC HEARING NOTICE | PLAN AND ZONING COMMISSION

To: All property owners within 500 feet of the subject property located at 715-909 East 36th Street.

Neighborhood Meeting

Date: 7/15/2024 Time: 5:30 PM Location: Jim Hester Boardroom | Administrative Services Center | 1702 Main St

Plan & Zoning Commission Public Hearing Meeting

Date: 7/16/2024 Time: 5:00 PM Location: Community Room | Police Department | 416 Harrison Street

What is this About?

This notice is being sent to inform you that a neighborhood meeting and a public hearing will be held for a Rezoning Request. The subject property is currently zoned R-3 Single-Family and Two-Family Residential District. The request is to rezone the property to S-IC Institutional Campus District. The purpose is to establish a new transportation center for the Davenport Community School District at the former National Guard Armory site.

Request/Case Description

Case REZ24-03: Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]

What are the Next Steps after the Neighborhood Meeting and Public Hearing?

The Plan and Zoning Commission will hold a formal public hearing at their meeting on July 16, 2024. The Plan and Zoning Commission will vote (provide a recommendation) to the City Council at their meeting on August 6, 2024. The Commission's recommendation will be forwarded to the City Council, which will then hold its own public hearing. You will receive a notice of the City Council's public hearing. For the specific dates and times of subsequent meetings, please contact the case planner below.

Would You Like to Submit an Official Comment?

As a neighboring property owner you may have an interest in commenting on the proposed request via email or in person at the public hearing. Send written comments to planning@davenportiowa.com (no later than 12:00 PM *one day before* the public hearing) or to: Planning, 1200 E 46th St, Davenport IA 52807.

All documents related to the meeting (agenda included) are at "Meeting Minutes & Agendas": https://www.davenportiowa.com/government/meeting_minutes_agendas

Do You Have Any Questions?

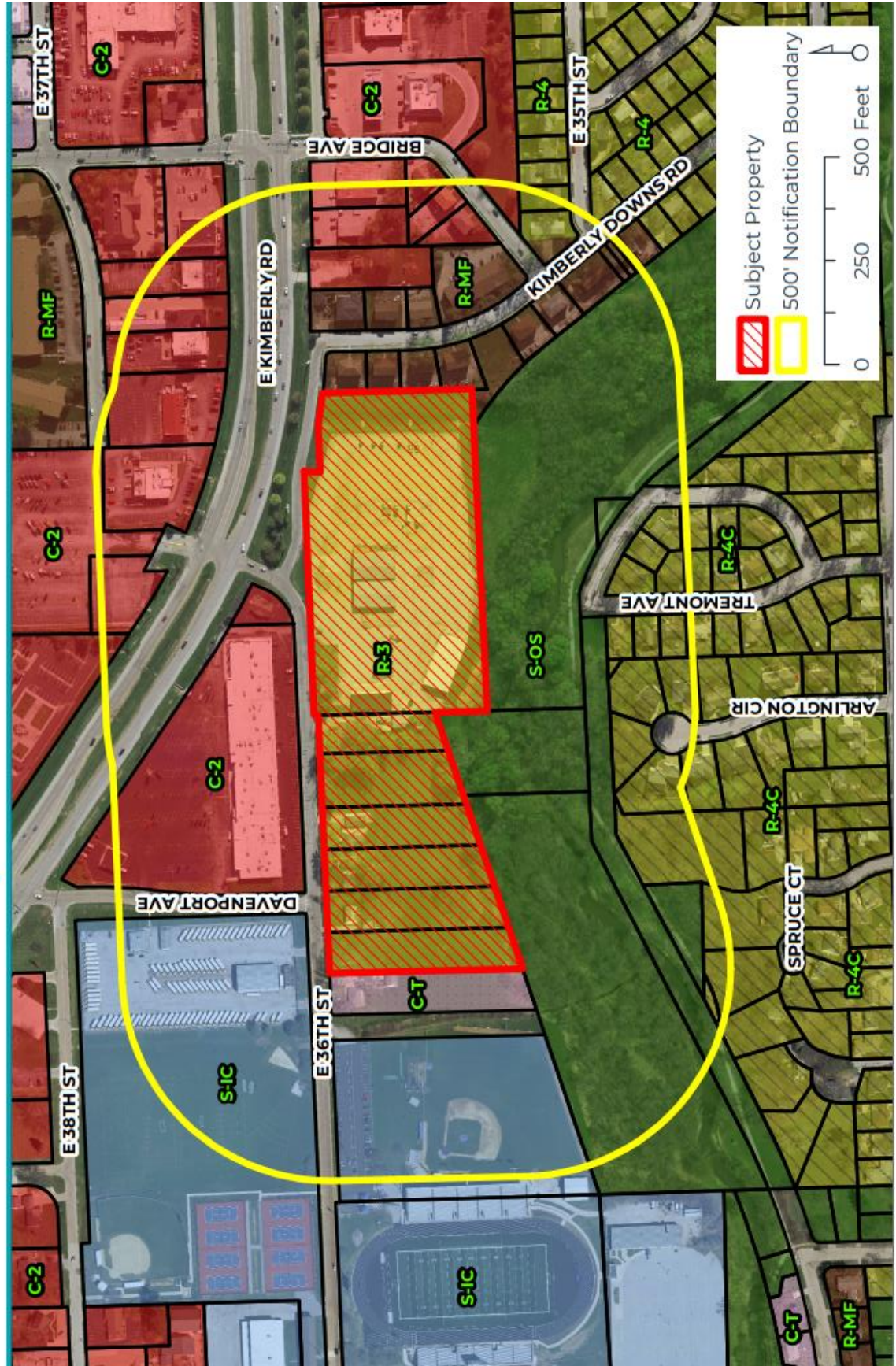
If you have any questions or if accommodations are needed for any reason, please contact the planner assigned to this project (Matt Werderitch) at matt.werderitch@davenportiowa.com or 563-888-2221. Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: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

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



Rezoning Request | Public Hearing Notice | Case REZ24-03

Request of Davenport Community School District to rezone approximately 12.71 acres of land located at 715-909 East 36th Street from R-3 Single-Family and Two-Family Residential District to S-IC Institutional Campus District. [Ward 7]



City of Davenport

Department: Administration
Contact Info: Brian Krup | 563-326-6163

Action / Date
9/4/2024

Subject:

Resolution approving street, lane, and public ground closure requests on the listed dates and times for outdoor events.

Jason DeNoyer; TBK Quad Cities Marathon; 5:00 a.m. - 1:00 p.m. Sunday, September 22, 2024; **Closures:** Riverfront Trail from east City Limits to Gaines Street; Beiderbecke Drive from Gaines Street to Marquette Street; Gaines Street south of River Drive; River Drive from Brown Street to Scott Street; Western Avenue from West 2nd Street to River Drive; eastbound West 2nd Street from Centennial Bridge/Gaines Street to Western Avenue. [Wards 3 & 5]

Tiphanie Cannon; Motor Row Fall Festival; Downtown; 12:00 p.m. - 8:00 p.m. Sunday, September 22, 2024; **Closure:** East 2nd Street from Perry Street to Iowa Street. [Ward 3]

Davenport Community School District; Central High School Homecoming Parade; 6:00 p.m. - 7:00 p.m. Thursday, September 26, 2024; **Closures (Police controlled):** East 18th Street from Woodland Ave to Fernwood Avenue; Fernwood Avenue from East 18th Street to Forest Road; Forest Road from Fernwood Avenue to Middle Road; Middle Road from Forest Road to Woodland Avenue. [Wards 5 & 6]

St. Paul the Apostle; Back to School Block Party; 1007 East Rusholme Street; 12:00 p.m. - 10:30 p.m. Saturday, September 28, 2024; **Closure:** East Rusholme Street from Carey Avenue to Arlington Avenue. [Ward 5]

Samantha Denkmann; Halloween Party; 3300 block of Adams Street; 5:00 p.m. - 9:00 p.m. Saturday, October 12, 2024; **Closure:** Adams Street from East 33rd Street to 3326/3327 Adams Street. [Ward 7]

Laura Lade; Hey, MS, Take a Walk!; Bechtel Park | 499 East 2nd Street; 11:00 a.m. - 5:00 p.m. Sunday, October 13, 2024; **Closure:** Iowa Street from River Drive to East 2nd Street. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

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

Attachments:

1. Resolution
2. Motor Row Fall Festival Closure Map
3. Motor Row Fall Festival Street Closure Petition
4. Central Homecoming Parade Flyer to Residents

5. Central Homecoming Parade Route
6. St. Paul the Apostle Back to School Block Party Closure Map
7. Halloween Party (Adams Street) Closure Map
8. Halloween Party (Adams Street) Closure Signature Petition
9. Hey MS, Take a Walk Closure Map

Resolution No. _____

Resolution offered by Alderman Jobgen.

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

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

*Jason DeNoyer; TBK Quad Cities Marathon; 5:00 a.m. - 1:00 p.m. Sunday, September 22, 2024; **Closures:** Riverfront Trail from east City Limits to Gaines Street; Beiderbecke Drive from Gaines Street to Marquette Street; Gaines Street south of River Drive; River Drive from Brown Street to Scott Street; Western Avenue from West 2nd Street to River Drive; eastbound West 2nd Street from Centennial Bridge/Gaines Street to Western Avenue. [Wards 3 & 5]*

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*Laura Lade; Hey, MS, Take a Walk!; Bechtel Park | 499 East 2nd Street; 11:00 a.m. - 5:00 p.m. Sunday, October 13, 2024; **Closure:** Iowa Street from River Drive to East 2nd Street. [Ward 3]*

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

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

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

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk





CITY OF DAVENPORT

STREET CLOSURE PETITION FOR SPECIAL EVENTS

On the 22 day of September 2024 during the hours of 2-7 pm
there is proposed a street closure, requested by Annie + Tiphane, which will
require the closing of 2nd Street between Perry Street and
Iowa Street.

Please note: dates and times on this form must match those entered on the special events application.

***Please sign your name and print address below and indicate whether you are in favor of the street closure, opposed to the street closure, or not concerned (mark one).**

NAME AND ADDRESS	IN FAVOR	OPPOSED	NOT CONCERNED
Jane M... 2010 2nd St	☒	☐	☐
Major Art Hobby center	☒	☐	☐
Lindsey Cunningham 211 E 2nd St.	☒	☐	☐
Margaret Droschal Blue Spruce	☒	☐	☐
Heather Wilson H.L. by Design	☒	☐	☐
Schmittler RAGGED RECORDS	☒	☐	☐
Laura Heath Trash Can Annie	☒	☐	☐
Chris Parris Books Hill 1 Hour Mods	☒	☐	☐
Alexa Parnin The Last Picture house	☒	☐	☐
Matt Osborn - Half Nelson	☒	☐	☐
Jim Dailine - the Drawing Room	☒	☐	☐
Erie Bieman - Raygun	☒	☐	☐
Green River Brewery	☒	☐	☐

* If more space is needed, please use additional sheets.

* If you are unable to make contact with a resident/business, please indicate the date(s) and time(s) you attempted.

Don McQuinn 2nd St Downtown Lounge Signature of Applicant 8/16/24 Date

Office of the City Clerk
563-326-6163

226 West Fourth Street
Davenport, Iowa 52801

Email: Brian.Krup@davenportiowa.com



The Homecoming Parade and Route are set! In an effort to make the route as safe as possible for our students, we encourage anyone with a residence on our parade route to move any vehicles off the street on **Thursday, September 26, 2024 between 6-7pm.**

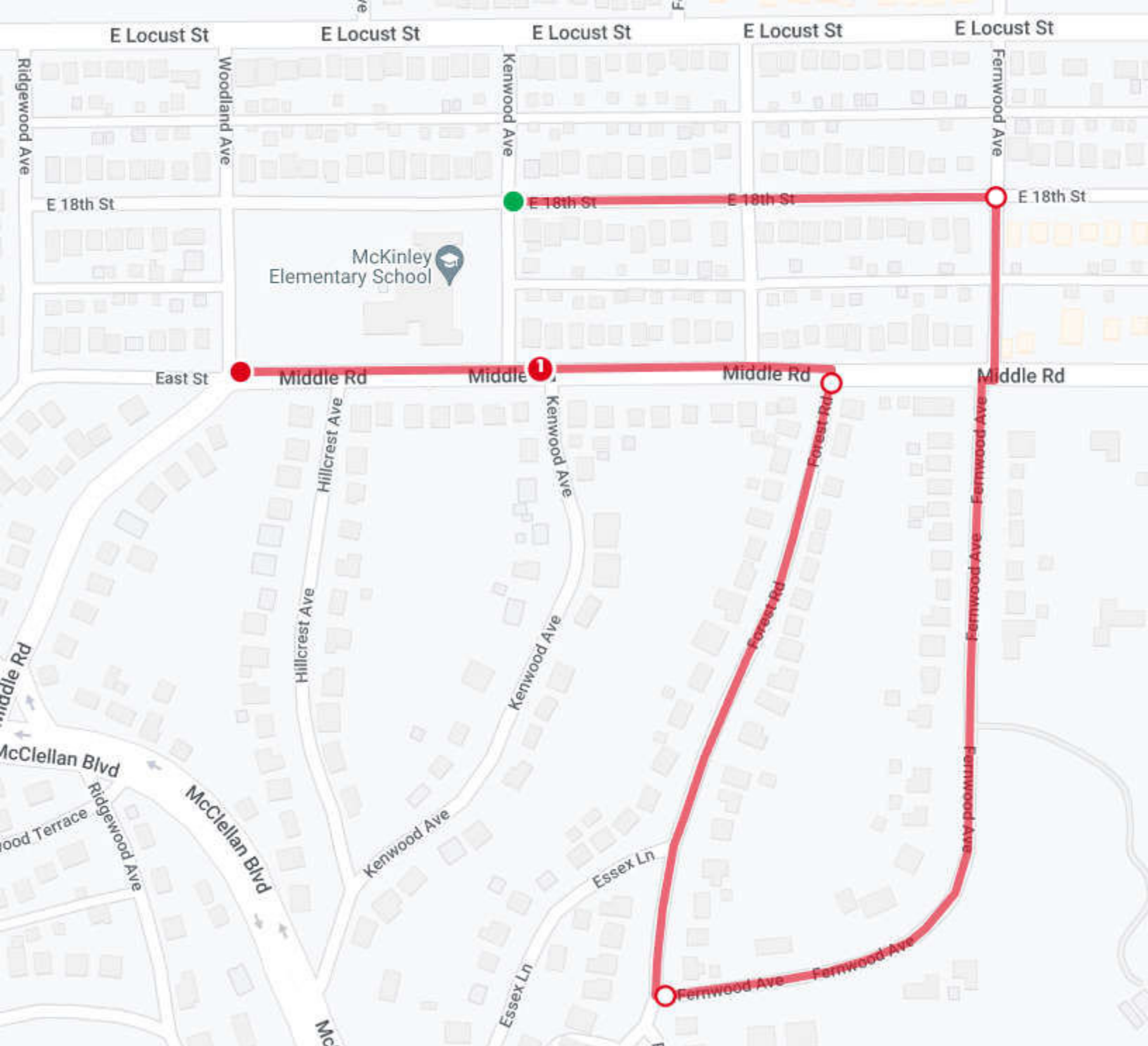
The route for the parade will be:

- 18th Street going East from McKinley
- Fernwood South to Forest Rd
- Forest Rd North to Middle Rd
- Middle Rd West to Woodland

We would also love to have you come out and support the Blue Devils along the route, ending with a Pep Rally at McKinley.

Please come out and Enjoy the Festivities!

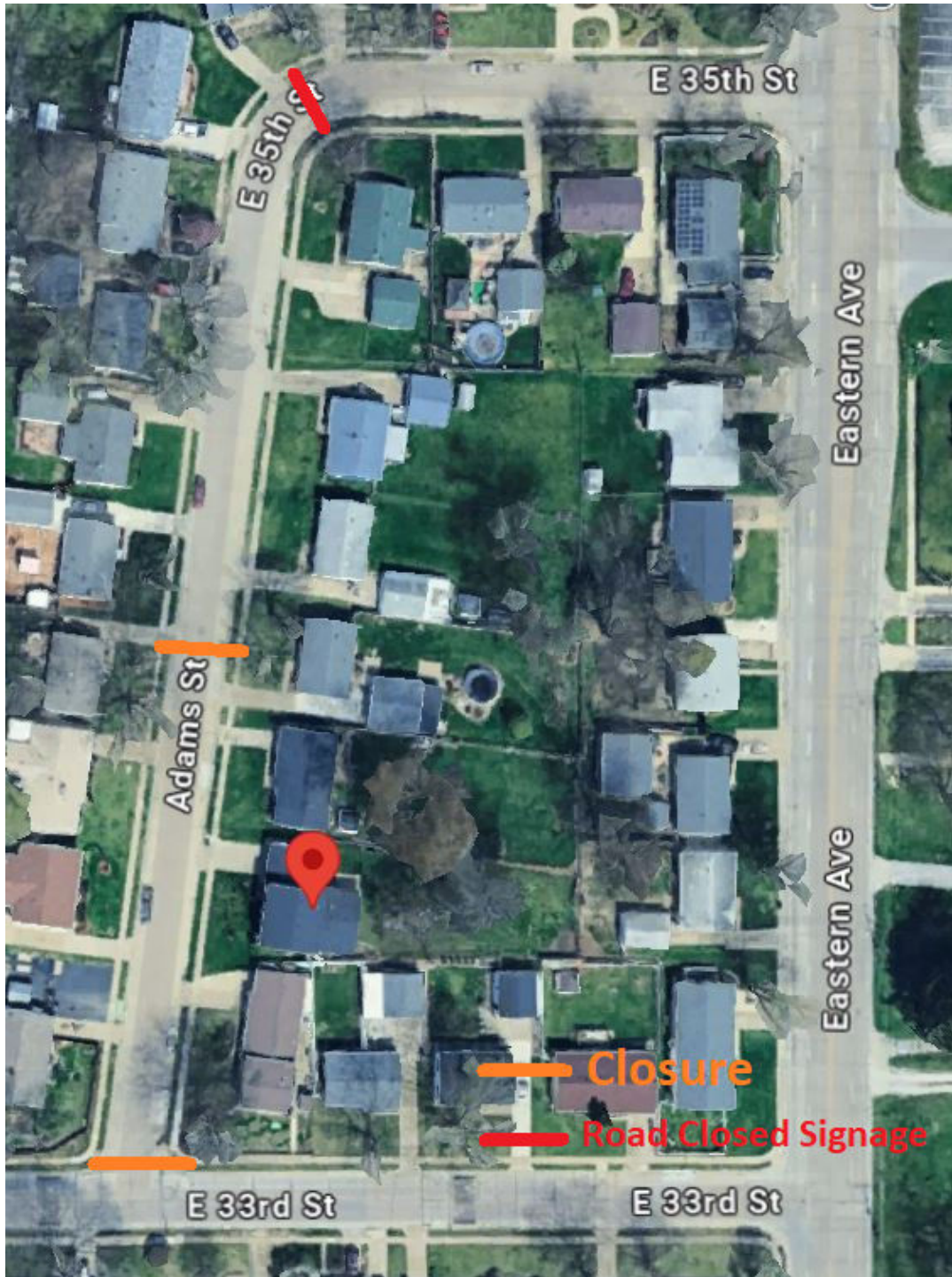
GO BLUE!



St. Paul the Apostle Back to School Block Party



— Closure





CITY OF DAVENPORT

STREET CLOSURE PETITION FOR SPECIAL EVENTS

On the 12 day of October, 2024 during the hours of 17:00 - 21:00
there is proposed a street closure, requested by Samantha Denkmann, which will
require the closing of Adams Street between 33rd Street and
3326 + 3327 Adams Street

Please note: dates and times on this form must match those entered on the special events application.

***Please sign your name and print address below and indicate whether you are in favor of the street closure, opposed to the street closure, or not concerned (mark one).**

NAME AND ADDRESS	IN FAVOR	OPPOSED	NOT CONCERNED
<u>Cornell</u> 3305 Adams St.	<u>X</u>	_____	_____
<u>Shawn Smith</u> 3304 Adams St.	<u>X</u>	_____	_____
<u>Samantha Denkmann</u> 3315 Adams St.	<u>X</u>	_____	_____
<u>Lee Kenda</u> 3314 Adams St.	<u>X</u>	_____	_____
<u>Patty Miller</u> 3320 Adams St.	<u>X</u>	_____	_____
<u>Michelle Elmer</u> 3323 Adams St.	<u>X</u>	_____	_____
<u>John B</u> 3326 Adams St.	<u>X</u>	_____	_____
3327 Adams St.	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

* If more space is needed, please use additional sheets.

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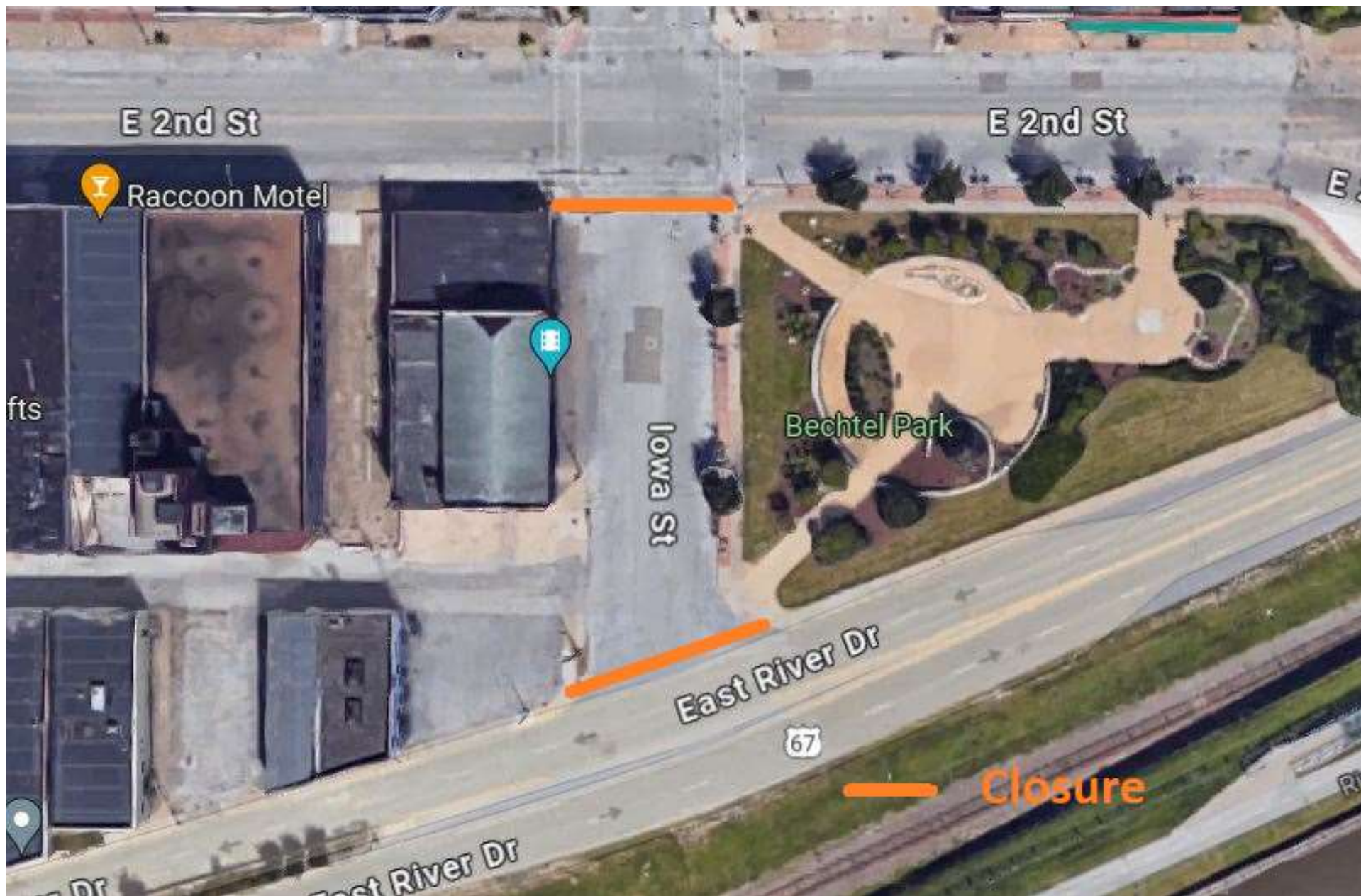
Samantha Denkmann
Signature of Applicant

Date

Office of the City Clerk
563-326-6163

226 West Fourth Street
Davenport, Iowa 52801

Email: Brian.Krup@davenportiowa.com



City of Davenport

Department: Administration
Contact Info: Brian Krup | 563-326-6163

Action / Date
9/4/2024

Subject:

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

Palmer College of Chiropractic; Homecoming; 1000 Brady Street; approximately 8:30 p.m. for 20 minutes Saturday, September 21, 2024; Fireworks, over 50 dBA. [Ward 3]

Tiphannie Cannon; Motor Row Fall Festival; Downtown; 2:00 p.m. - 7:00 p.m. Sunday, September 22, 2024; Outdoor music/band, over 50 dBA. [Ward 3]

Davenport Community School District; Central High School Homecoming Parade; see attached parade route; 6:00 p.m. - 7:00 p.m. Thursday, September 26, 2024; Outdoor music/band, over 50 dBA. [Wards 5 & 6]

Recommendation:

Pass the Motion.

Background:

These requests for noise variances have been received pursuant to the Municipal Code of Davenport, Iowa, Chapter 8.19 Noise Abatement, Section 8.19.090 Special Variances.

Palmer College Homecoming | The attached letter from Palmer was posted on NextDoor as well as a couple Quad City Facebook pages (screenshots included). Additionally, City staff sent an email with all of the details to approximately 18 Good Neighbor Project Leaders around the Palmer campus on August 29, 2024.

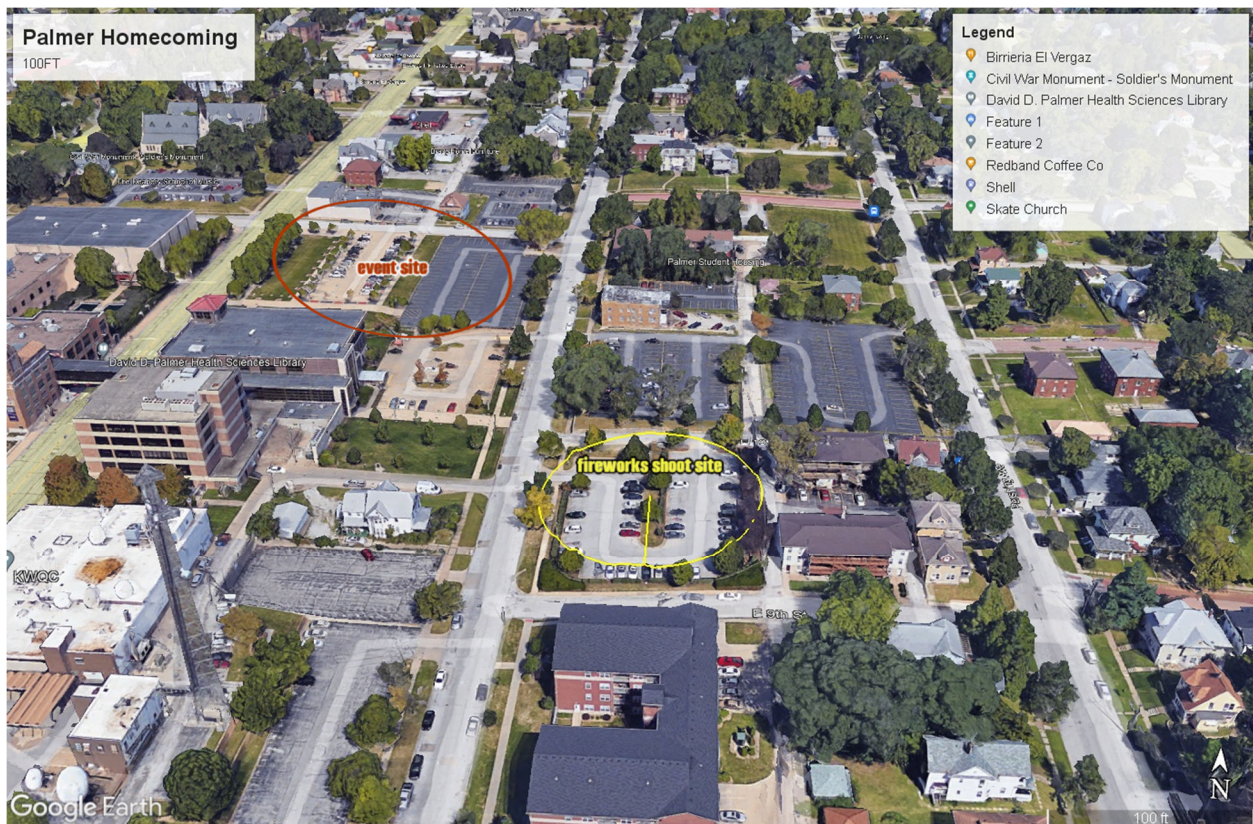
Attachments:

1. Palmer Homecoming Fireworks Notification - Social Media Posts
2. Palmer Homecoming Fireworks GNP Email
3. Motor Row Fall Festival Noise Variance Petition
4. Central Homecoming Parade Route
5. Central Homecoming Parade Flyer to Residents

Dear Neighbor:

Palmer College of Chiropractic will host its annual Homecoming Festival on **Saturday, Sept. 21** from **6 to 9 p.m.** The event will include a fireworks display starting around 8:30 p.m. and lasting approximately 20 minutes.

Below is a map of the event and shoot site. Written objections to this noise variance can be submitted to Brian Krup, Deputy City Clerk for the City of Davenport, at Brian.Krup@davenportiowa.com





What's Going on Quad Cities

Palmer College of Chiropractic · a day ago · 🌐

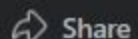
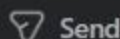
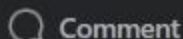
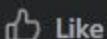
*Posted on Monday, August 19, 2024

...

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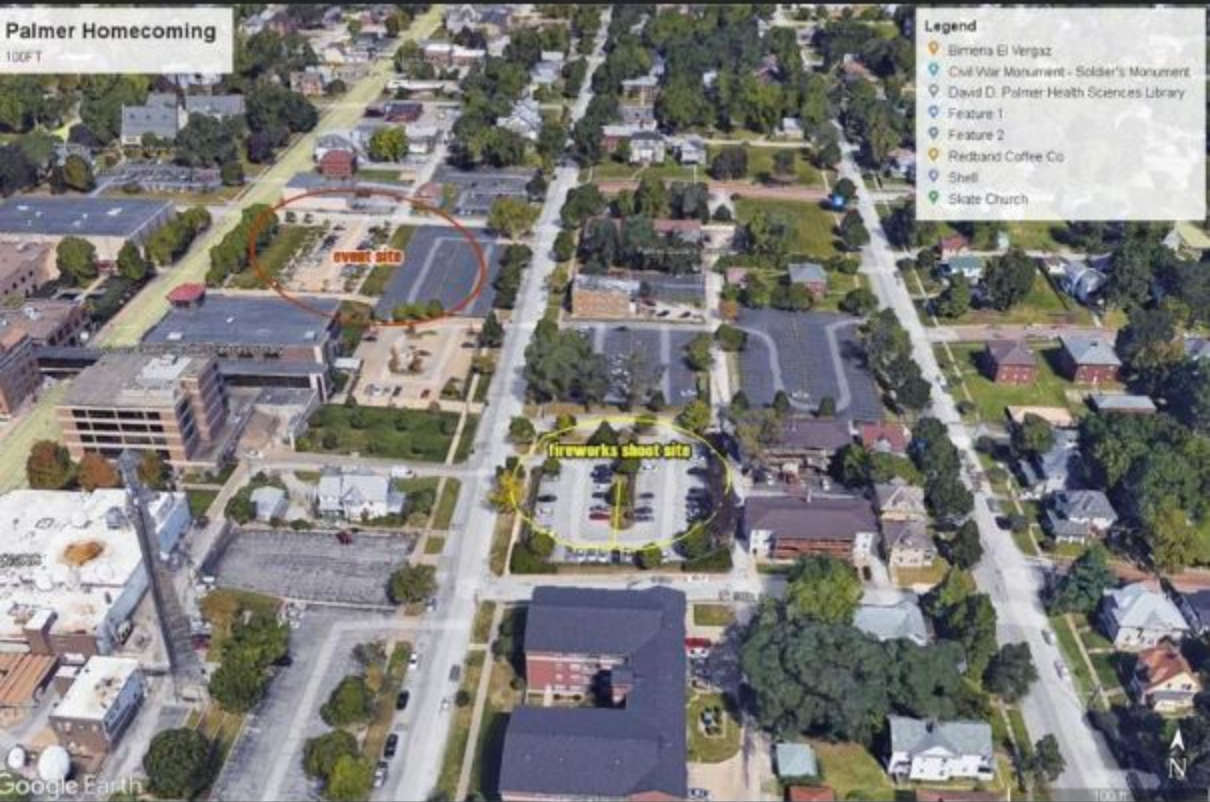




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Palmer College

Ambrose • 1 day ago • 🌐

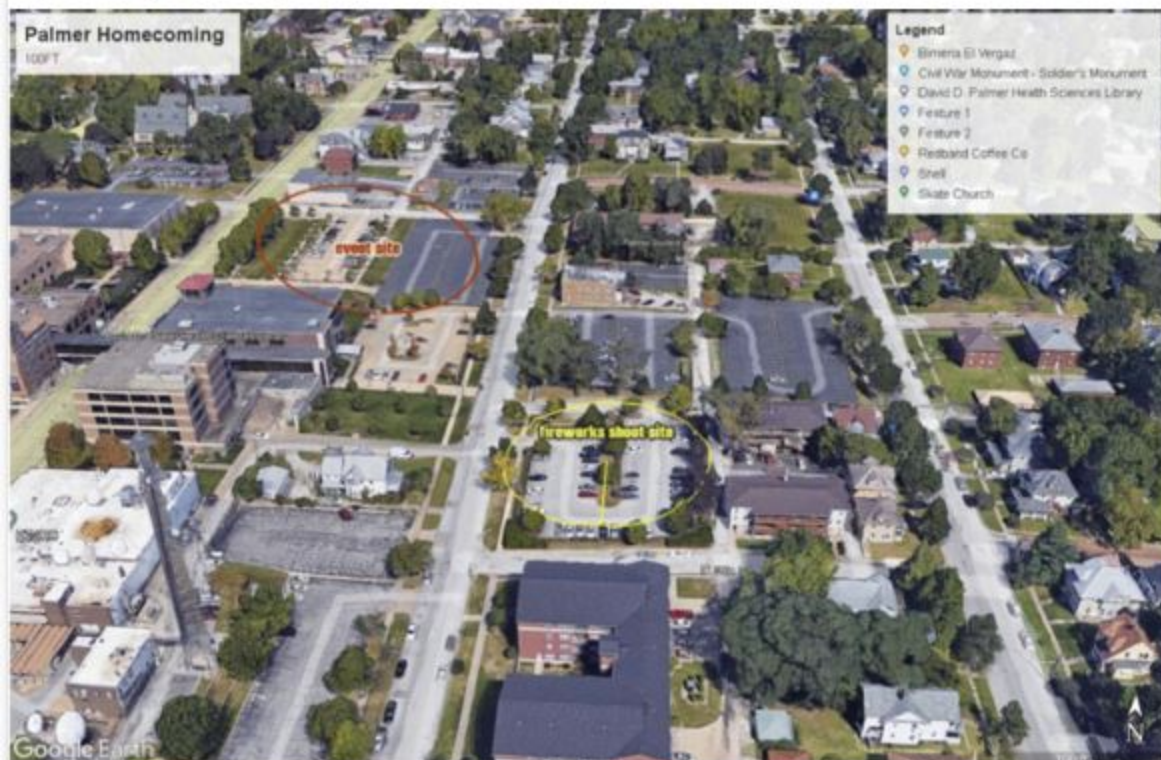
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Below is a map of the event and shoot site. Written objections to this noise variance can be submitted to Brian Krup, Deputy City Clerk for the City of Davenport, at Brian.Krup@davenportiowa.com



Reactions



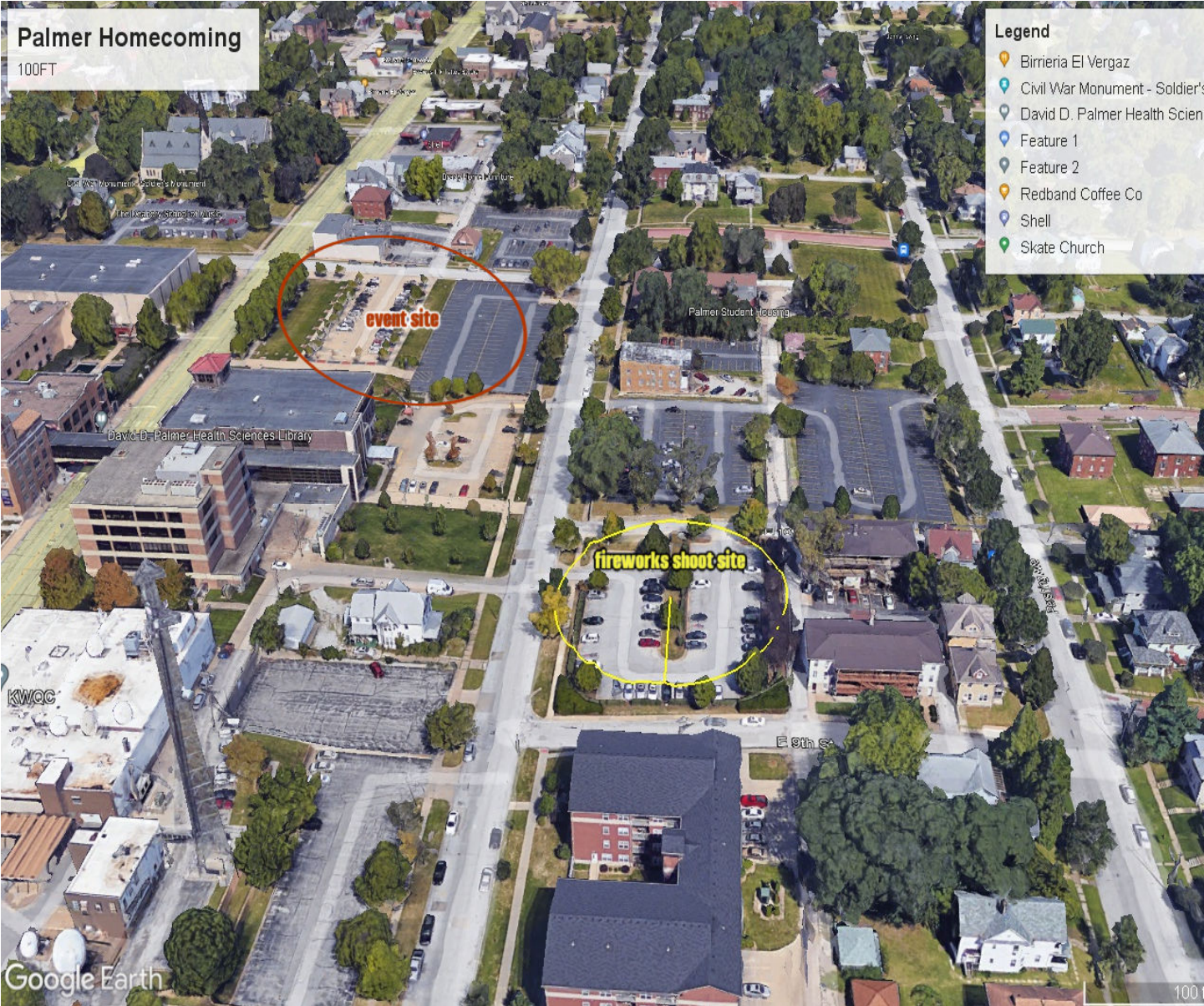
Krup, Brian

From: GNP
Sent: Thursday, August 29, 2024 3:38 PM
Subject: Palmer College of Chiropractic Homecoming Festival

Good afternoon, GNP Leaders!

The City of Davenport is assisting Palmer College in being a good neighbor by helping communicate to the surrounding area about their upcoming Homecoming Festival planned at their campus which will conclude with a firework show. They have gone through the proper process to host said fireworks, and in an effort to alert as many people as possible to ensure enough time for those who need to make proper accommodations, this is where we could use your help! Please share the following information with your friends and neighbors by any means possible (email, text, or Facebook groups; NextDoor app; etc):

Date: Saturday, September 21, 2024
Time: *Event:* 6:00 p.m. – 9:00 p.m. | *Fireworks:* Beginning around 8:30 p.m. and lasting approximately 20 minutes.
Location: Fireworks shoot site will be in the Palmer parking lot at Perry and East 9th Streets (circled in yellow below)



Anyone opposed to this fireworks request can be submitted to Brian Krup, Deputy City Clerk for the City of Davenport, at brian.krup@davenportiowa.com no later than 4:00 p.m. on Wednesday, September 11.

As always, we appreciate your collaboration with the City and being good neighbors.

Have a great day!

Allie McWilliams
Community Engagement Coordinator | Administration
City of Davenport

T 563-888-3202
226 W 4th St, Davenport, IA 52801



CITY OF DAVENPORT

NOISE VARIANCE PETITION FOR SPECIAL EVENTS

On the 22 day of September, 2024, there is proposed an event which will include outdoor music or a band, requested by Anne + Tiganie, during the hours of 2-9pm.

Please note: dates and times on this form must match those entered on the special events application.

***Please sign your name and print address below and indicate whether you are in favor of the noise variance, opposed to the noise variance, or are not concerned (mark one).**

NAME AND ADDRESS	IN FAVOR	OPPOSED	NOT CONCERNED
<u>Major Art & Hobby</u>	<u>X</u>		
<u>Line Magers 2016 and</u>	<u>X</u>		
<u>Lindsey Cunningham 211 E 2nd St</u>	<u>X</u>		
<u>Margaret Driscoll Blue Spruce</u>	<u>X</u>		
<u>Hannah Wilson H.L. by Design</u>	<u>X</u>		
<u>Franklin RAGGED RECORDS</u>	<u>X</u>		
<u>Jayna Heath Trash Can Annie</u>	<u>X</u>		
<u>Christina Beatty Hill Honey Mocha</u>	<u>X</u>		
<u>Alexa Parkin The Last Picture House</u>	<u>X</u>		
<u>Matthew Osborn - Half Nelson</u>	<u>✓</u>		
<u>Jim Dailing - The Drawing Room</u>	<u>✓</u>		
<u>Eric Bierman - Raygun</u>	<u>✓</u>		
<u>Ally GREAT RIVER BEVERAGE</u>	<u>✓</u>		
<u>Shelby Fulk T46</u>	<u>✓</u>		

*If you are unable to make contact with a resident/business, please indicate the date(s) and time(s) you attempted.

*If more space is needed, please use additional sheets.

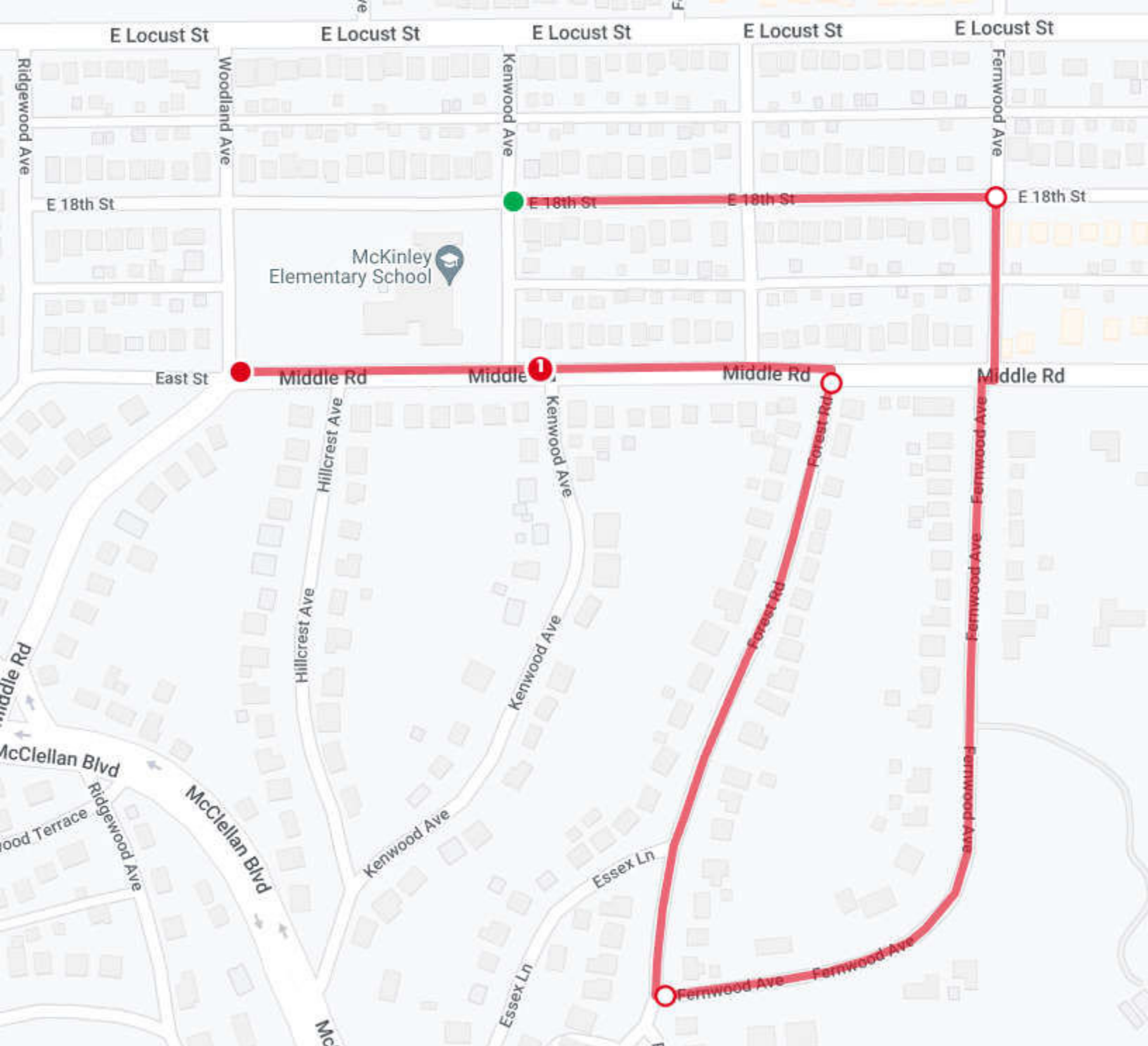
Anne
Signature of Applicant

7/17/24
Date

Office of the City Clerk
563-326-6163

226 West Fourth Street
Davenport, Iowa 52801

Email: Brian.Krup@davenportiowa.com





The Homecoming Parade and Route are set! In an effort to make the route as safe as possible for our students, we encourage anyone with a residence on our parade route to move any vehicles off the street on **Thursday, September 26, 2024 between 6-7pm.**

The route for the parade will be:

- 18th Street going East from McKinley
- Fernwood South to Forest Rd
- Forest Rd North to Middle Rd
- Middle Rd West to Woodland

We would also love to have you come out and support the Blue Devils along the route, ending with a Pep Rally at McKinley.

Please come out and Enjoy the Festivities!

GO BLUE!

City of Davenport

Department: Finance
Contact Info: Jamie Swanson | 563-326-7795

Action / Date
9/4/2024

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

Midwest Festivals (Midwest Festivals, LLC) - 2200 West River Drive - Temporary Event September 28-29 - License Type: Class C Liquor (On-Premises)

Ward 5

Quad City Arts (Quad City Arts) - 2205 East 11th Street - Temporary Outdoor Event September 20-21 - License Type: Special Class C Beer/Wine (On-Premises)

Ward 6

Crown Smoke & Vape (Crown Smoke & Vape, Inc) - 4810 Elmore Ave E-F - New License - License Type: Class E Liquor (Carry-Out)

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

Ward 1

Holy Name Society (St. Alphonsus Church of Davenport, Iowa) - 2618 Boies Ave - Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Malwa, LLC (Malwa, LLC) - 4425 West Locust Street - License Type: Class B Beer/Wine (Carry-Out)

Ward 3

Capitol Theatre (Capitol Theatre Group, LLC) - 330 West 3rd Street - License Type: Class C Liquor (On-Premises)

Cathedral Ale (Sacred Heart Cathedral of Davenport, Iowa) - 422 East 10th Street - License Type: Special Class C Beer/Wine (On-Premises)

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

Mississippi River Distilling Company (Mississippi River Distilling Company, LLC) - 318 East 2nd Street - License Type: Class C Liquor (On-Premises)

Nally's Kitchen, Inc (Nally's Kitchen, Inc) - 1622 Rockingham Road - License Type: Class C Liquor (On-Premises)

Ruby's (Infamous, LLC) - 429 East 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

The Putnam (Putnam Museum and Science Center) - 1717 West 12th Street - License Type: Class C Liquor (On-Premises)

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

Ward 5

Bicycle Rack Sports Grill (Sports Station, Inc) - 3303 Brady Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Bowlmor Lanes (Davenport Bowlers, Inc) - 2952 Brady Street - License Type: Class C Liquor (On-Premises)

Locust Street Tavern (Locust Street Tavern, Inc) - 331 East Locust Street - License Type: Class C Liquor (On-Premises)

Players (Players, LLC) - 2218 East 11th Street - License Type: Class C Liquor (On-Premises)

The Outing Club (The Outing Club, Inc) - 2109 Brady Street - Outdoor Area - License Type: Class C Liquor

Ward 6

Cabos Cantina and Grill 2, LLC (Cabos Cantina and Grill 2, LLC) - 5717 Elmore Avenue Unit E - License Type: Class C Liquor (On-Premises)

Costco Wholesale #1325 (Costco Wholesale Corporation) - 2790 East 53rd Street - License Type: Class E Liquor (Carry-Out)

Monarch Kitchen + Bar (LCMR, Inc) - 4750 East 53rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

Ridhi Rose Mart, LLC (Ridhi Rose Mart, LLC) - 3417 Harrison Street - License Type: Class B Beer/Wine (Carry-Out)

Recommendation:

Pass the Motion.

Background:

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

Attachments:

None

City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution accepting sanitary sewer and manholes associated with the Saint Ambrose University Cosgrove Hall building addition. [Ward 4]

Recommendation:

Adopt the Resolution.

Background:

The Cosgrove Hall building addition is located within the Saint Ambrose University Campus, northeast of the intersection of Locust and Ripley Streets. This sanitary sewer construction relocates existing sewer out from under the building expansion. The developer is Saint Ambrose University of Davenport, Iowa. The plans for the site improvements were created by IMEG Corporation of Rock Island, Illinois. The construction of the sanitary sewer was completed by Crawford Company of Rock Island, Illinois.

This resolution is accepting two new sanitary sewer manholes (F-56-46A & F-56-46B) and approximately 83 linear feet of 12" sanitary sewer connecting to existing sanitary manhole F-56-45.

The Department of Engineering and Capital Projects has inspected the work and found it to be acceptable according to City of Davenport specifications. This portion of the sanitary sewer has been satisfactorily completed and is hereby formally accepted, and, as of this date, considered public infrastructure.

Attachments:

1. Resolution
2. Screenshot 2024-08-27 103243

Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION accepting sanitary sewer and manholes associated with the Saint Ambrose University Cosgrove Hall building addition.

WHEREAS, the Cosgrove Hall building addition was developed Saint Ambrose University of Davenport, Iowa; and

WHEREAS, approximately 83 linear feet of 12" sanitary sewer connecting to existing sanitary manhole F-56-46A and two new sanitary sewer manholes (F-56-46A & F-56-46B) were constructed by Crawford Company of Rock Island, Illinois; and

WHEREAS, the sewer installation associated with the Saint Ambrose University Cosgrove Hall building addition has been satisfactorily completed, and the City has four-year maintenance bonds on file in the amount of \$77,424 (sewer).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Saint Ambrose University Cosgrove Hall building addition site improvements, which sanitary sewer and manholes constructed by Crawford Company of Rock Island, Illinois, having been satisfactorily completed, are hereby formally accepted.

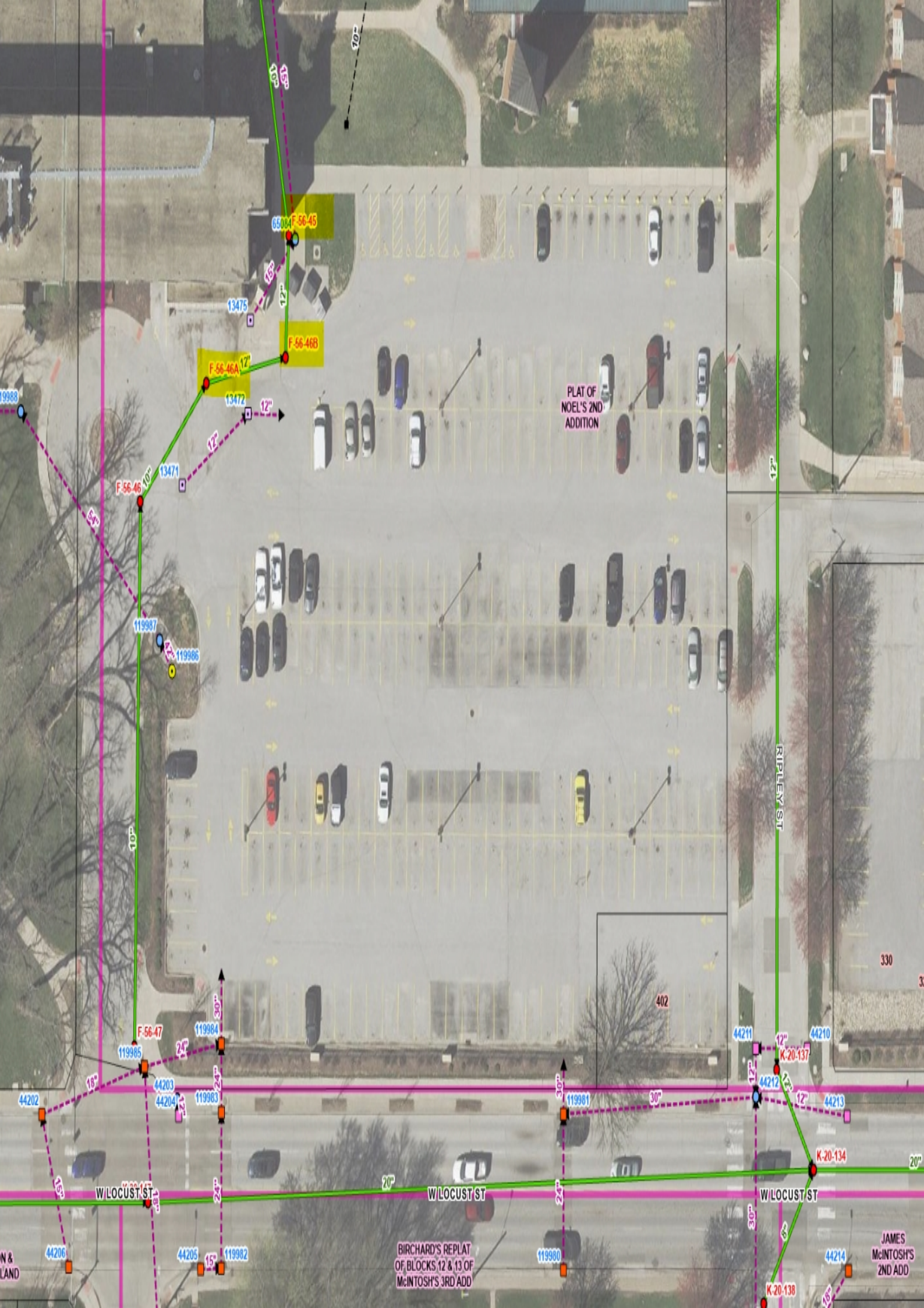
Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION accepting sanitary sewer and manholes associated with the Corporate Park Townhomes development.

WHEREAS, Corporate Park Townhomes has been developed by Double J Ranch LLC of LeClaire, Iowa; and

WHEREAS, approximately 209 feet of 8" sanitary sewer connecting to existing sanitary manhole L-10-2-4 and two new sanitary sewer manholes (L-10-2-5 & L-10-2-6) was constructed by KE Flatwork, Inc of Eldridge, Iowa; and

WHEREAS, the sewer installation associated with the Corporate Park Townhomes development has been satisfactorily completed, and the City has four-year maintenance bonds on file in the amount of \$30,000 (sewer).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Corporate Park Townhomes development site improvements, which sanitary sewer and manholes constructed by KE Flatwork, Inc of Eldridge, Iowa, having been satisfactorily completed, are hereby formally accepted.

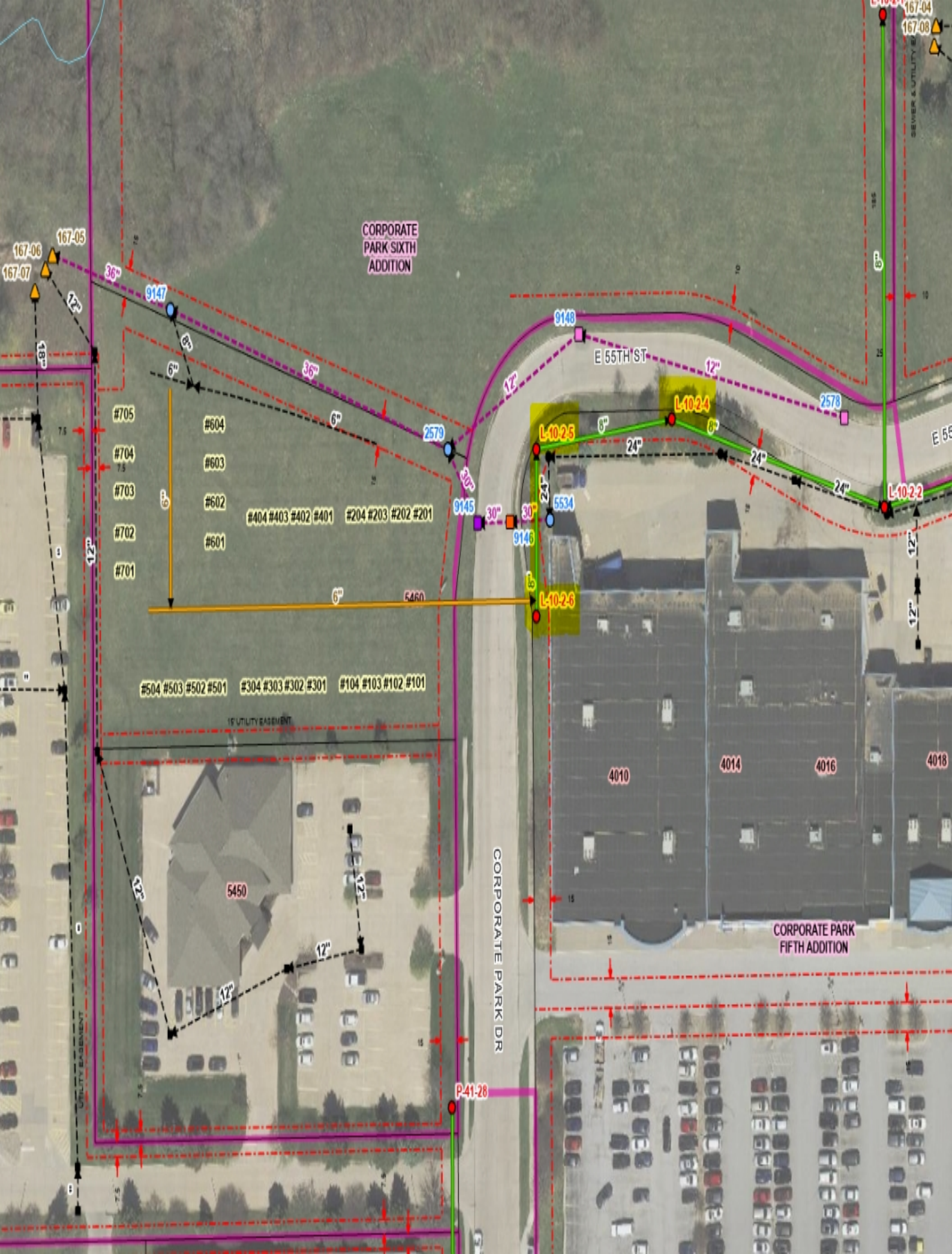
Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution accepting work completed under the Tremont Sanitary Sewer Interceptor Replacement project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$2,896,814.35, CIP #30048. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

This project included the replacement of the existing, deteriorated sewer system from manhole T-10-55, located near the intersection of Iowa Street and East 14th Street and extended southeasterly within City rights-of-way to manhole T-10-26, which is located in Cork Hill Park, near the intersection of Farnam Street and East 11th Street. The new interceptor sewer was constructed with a new alignment to better allow for future maintenance.

These improvements to the sanitary sewer collection system align with Davenport's Administrative Consent Order from the Iowa Department of Natural Resources. Work has been satisfactorily completed.

The final cost of the project was \$2,896,814.35.

Attachments:

1. Resolution

Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION accepting work completed under the Tremont Sanitary Sewer Interceptor Replacement project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$2,896,814.35, CIP #30048.

WHEREAS, the City entered into a contract with Langman Construction, Inc of Rock Island, Illinois for the Tremont Sanitary Sewer Interceptor Replacement project; and

WHEREAS, the scope of work included the replacement of the exiting interceptor sewer system, from manhole T-10-55 to manhole T-10-26; and

WHEREAS, work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was \$2,896,814.35.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the Tremont Sanitary Sewer Interceptor Replacement project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$2,896,814.35 is hereby accepted.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution accepting work completed under the Dohse Splash and Play project by The Henley Group of Muscatine, Iowa in the amount of \$535,610, CIP #ARP10. [Ward 1]

Recommendation:

Adopt the Resolution.

Background:

Project upgrades constructed include a splash pad water play amenity for neighborhood residents to enjoy during warm weather months in addition to a year-round playground amenity featuring a play structure, embankment slides, and climbing equipment. Additional improvements completed include seating areas and shade structures while the existing restroom/mechanical building on-site has been adaptively re-used to accommodate the new equipment configuration.

The total cost was \$535,610 which included site work and the installation labor for previously purchased play equipment.

Attachments:

1. Resolution

Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION accepting work completed under the Dohse Splash and Play project by The Henley Group of Muscatine, Iowa in the amount of \$535,610, CIP #ARP10.

WHEREAS, the City entered into a contract with The Henley Group of Muscatine, Iowa for the Dohse Splash and Play project; and

WHEREAS, the project included construction of a splash pad, playground structures, seating areas, and shade structures on the site of the former Dohse Pool, immediately south of Hayes Elementary School; and

WHEREAS, work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was \$535,610.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the Dohse Splash and Play project by The Henley Group of Muscatine, Iowa in the amount of \$535,610 is hereby accepted.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution accepting work completed under the Village of East Davenport Lighting project by Davenport Electric Contracting Company of Davenport, Iowa in the amount of \$262,810.52, CIP #60037. [Ward 5]

Recommendation:

Adopt the Resolution.

Background:

This project replaced all 85 decorative light poles and fixtures throughout the Village and added new lighting to the Mound Street parking lot. Wiring repairs were made to make all lights functional and the electrical service box was upgraded. Outlets were placed at the top of all poles for holiday decorations. Lastly, the fixtures were upgraded to LED for long-term energy savings. The total project cost was \$262,810.52, which was funded in CIP #60037. The sidewalk lights will be maintained by the Village of East Davenport SSMID.

Attachments:

1. Resolution

Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION accepting work completed under the Village of East Davenport Lighting project by Davenport Electric Contracting Company of Davenport, Iowa in the amount of \$262,810.52, CIP #60037.

WHEREAS, the City entered into contract with Davenport Electric Contracting Company of Davenport, Iowa for the Village of East Davenport Lighting project; and

WHEREAS, 85 decorative poles and fixtures were replaced, a new light pole was added at the Mound Street parking lot, and other repairs and upgrades were made to the lighting system; and

WHEREAS, work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was \$262,810.52.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the Village of East Davenport Lighting project by Davenport Electric Contracting Company of Davenport, Iowa in the amount of \$262,810.52 is hereby accepted.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works
Contact Info: Zach Peterson | 563-328-6709

Action / Date
9/4/2024

Subject:

Resolution accepting work completed under the Multi-Sport Court Installation project by Langman Construction of Rock Island, Illinois in the amount of \$257,663.05, CIP #ARP10. [Wards 1 & 3]

Recommendation:

Adopt the Resolution

Background:

This project installed new multi-sport court surfaces at Van Buren, Cork Hill, and Herington Parks. Work under this contract included the furnishing of all labor, materials, equipment, and services necessary for construction of multi-sport courts including but not limited to survey, excavation, HMA pavement, electrical, and seeding.

The furnishing and installation of the mini-pitch multi-sport court systems was completed as part of a separate contract.

The total cost of the project was \$257,663.05 which was funded as part of the approved American Rescue Plan Act (ARPA) work plan.

Attachments:

1. Resolution

Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION accepting work completed under the Multi-Sport Court Installation project by Langman Construction of Rock Island, Illinois in the amount of \$257,663.05, CIP #ARP10.

WHEREAS, the City entered into a contract with Langman Construction of Rock Island, Illinois for the Multi-Sport Court Installation project; and

WHEREAS, the project installed multi-sport courts at Cork Hill, Herington, and Van Buren Parks; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was \$257,663.05.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the Multi-Sport Court Installation project by Langman Construction of Rock Island, Illinois in the amount of \$257,663.05 is hereby accepted.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution approving Change Order #2 in the amount of \$150,000 to Langman Construction of Rock Island, Illinois for the 2023-2024 Sewer and Manhole Rehabilitation Program, CIP #30057. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

During the continued construction and inspection of this project, additional sewer repair and rehabilitation work was identified by the City's project team. Due to favorable bid pricing, the City's current budget for sewer rehabilitation will allow this additional work to be completed in a timely manner under the current contract. The added work is estimated at \$150,000.

This proposed contract amendment and the coinciding pipe and structure repairs will address deficiencies which allow for Inflow and Infiltration (I&I) into the City's sanitary sewer collection system. The continued rehabilitation of the City's sewer system to remove sources of I&I is necessary to comply with Davenport's Administrative Consent Order from the Iowa Department of Natural Resources.

Summary of Contract Amount:

Original Contract	\$3,172,529.50
Previous Additions to Contract	\$200,000
This Change Order	\$150,000
Amended Contract Amount	\$3,522,529.50

Attachments:

1. Resolution

Resolution No. _____

Resolution offered by Alderman R. Dunn.

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

RESOLUTION approving Change Order #2 in the amount of \$150,000 to Langman Construction of Rock Island, Illinois for the 2023-2024 Sewer and Manhole Rehabilitation Program, CIP #30057.

WHEREAS, the City of Davenport entered into a contract with Langman Construction, Inc of Rock Island, Illinois for the 2023-24 Sewer and Manhole Rehabilitation Program; and

WHEREAS, favorable bid pricing will allow for additional work to be completed, which will address identified deficiencies within Davenport's sewer collection system; and

WHEREAS, funding is available for this additional work.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that Change Order #2 in the amount of \$150,000 to Langman Construction of Rock Island, Illinois for the 2023-2024 Sewer and Manhole Rehabilitation Program is hereby approved.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Phase III project, CIP #ARP17. [Ward 7]

Recommendation:

Approve the Resolution.

Background:

This is a trail construction project creating a new multi-use trail along Goose Creek from the existing Duck Creek Trail to the existing Goose Creek Trail Phase I (46th St to 53rd St) at 46th Street. Work also includes realigning a portion of Goose Creek, constructing a culvert along Deere Creek, constructing a bridge over Goose creek and bringing existing sidewalks and street crossings into compliance with ADA requirements.

This project will be funded through ARPA.

Attachments:

1. Resolution
2. Goose Creek Phases

Resolution No. _____

Resolution offered by Alderman R. 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 Goose Creek Trail Phase III project, CIP #ARP17.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa for the Goose Creek Trail Phase III 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 Goose Creek Trail Phase III project.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

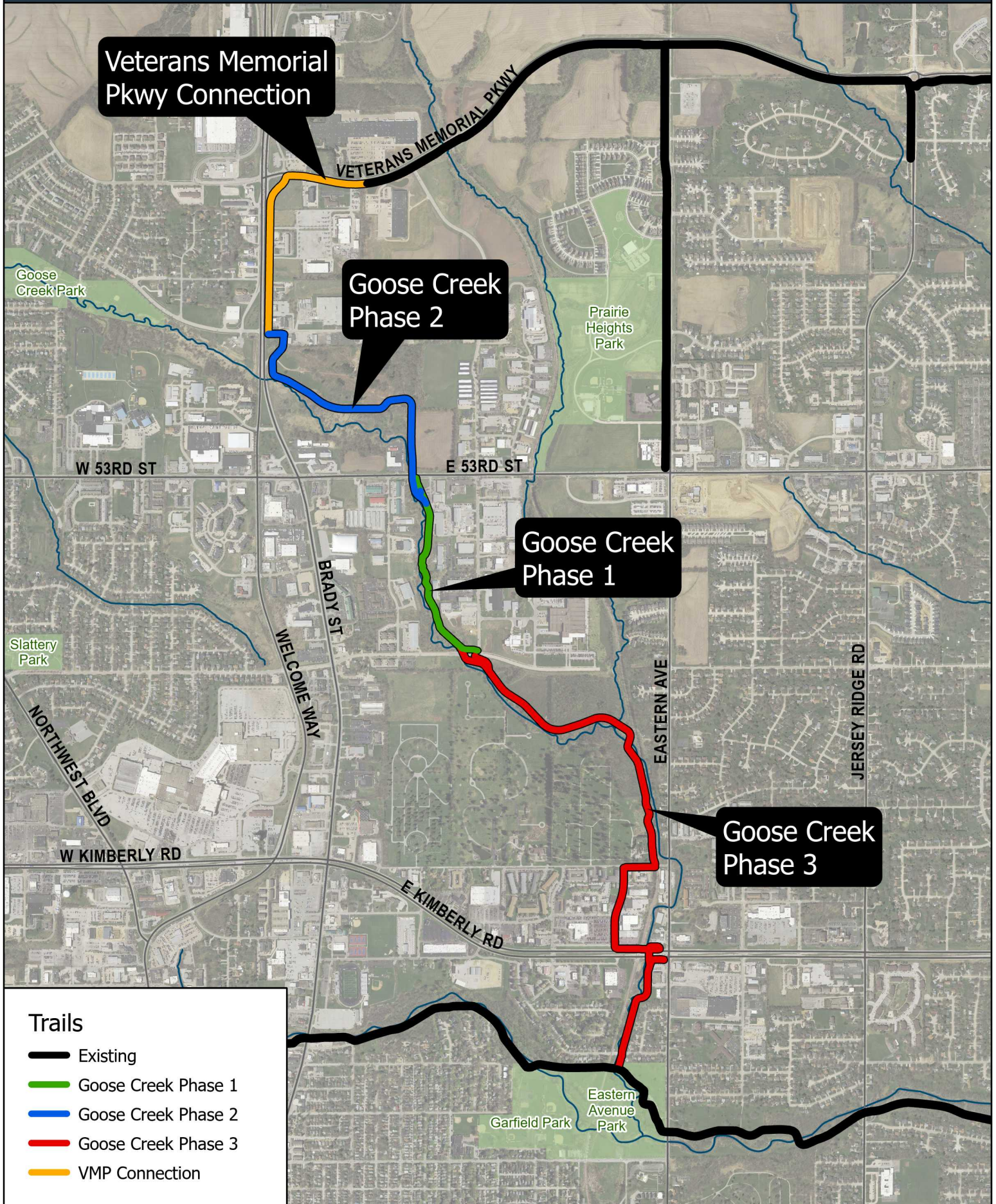
Mike Matson
Mayor

Brian Krup
Deputy City Clerk



Goose Creek Trail

Phases and Connections



City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Emeis Park Phase II | Adaptive and Inclusive Playground project, CIP #ARP 10. [Ward 1]

Recommendation:

Adopt the Resolution

Background:

Phase II of the Emeis Park improvements will include installation of adaptive and inclusive playground features as part of the ARPA capital improvement recommendations.

Work under this contract includes all site work and play equipment installation labor. Play equipment will be purchased separately as part of previous RFP recommendations.

Once completed, project upgrades will feature adaptive and inclusive amenities for a recommended 2-12 year age group, including:

1. Wheelchair accessible play structure.
2. Embankment play feature with slides, steppers, and climbers.
3. Expanded swing bay featuring traditional and accessible swings.
4. Sensory panel play features including musical instruments.
5. Pour-in-place safety surfacing.
6. Installation of previously purchased obstacle course play equipment.
7. Engineered wood fiber safety surfacing in the swing area is to be provided by Parks and Recreation Department under a separate purchasing contract.

These improvements are being scheduled for a fall 2024 bid and spring 2025 construction.

Attachments:

1. Resolution

Resolution No. _____

Resolution offered by Alderman R. 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 Emeis Park Phase II | Adaptive and Inclusive Playground 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 Emeis Park Phase II | Adaptive and Inclusive Playground 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 Emeis Park Phase II | Adaptive and Inclusive Playground project.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Main Street Landing project, CIP #ARP12. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

In 2022, the City of Davenport was awarded a Creative Placemaking grant through the Iowa Economic Development Authority's Destination Iowa Program. This application bundled a series of projects which included: Main Street Landing, Skybridge LED Lighting Upgrades, Railroad Quiet Zone Implementation and the Figge Art Museum's Evanescent Field. This public hearing is for the plans and specifications for the Main Street Landing portion of the larger grant project.

The Main Street Landing project consist of the construction of a new riverfront park south of the Canadian Pacific Kansas City Southern (CPKC) rail line approximately the landing area to the east of LeClaire Park to the amphitheater located to the west of the Pershing rail crossing. This also includes the parking lot directly underneath the Skybridge, north of the rail tracks. The main components of the new park include, but are not limited to:

- Pedestrian Bridge over CPKC rail
- Signature Play Tower
- Roller Dam Play Features
- Interactive Water Feature
- Multi-Use Court Space and Ice Rink
- Restroom Facility
- Overlooks
- Natural Area

Funding for the project is through the State of Iowa's Destination Iowa grant, special city funding (ARPA and CP Mitigation), Regional Development Authority and Scott County Regional Authority.

Attachments:

1. Resolution
2. Final Site Renderings

Resolution No. _____

Resolution offered by Alderman R. 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 Main Street Landing project, CIP #ARP12.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the Deputy City Clerk of Davenport, Iowa for the Main Street Landing 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 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 Main Street Landing project.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



North
Structure

Pedestrian Bridge
North Span

Pedestrian Bridge
Railroad Crossing

Pedestrian Bridge
South Span

Sledding Hill

Adventure Play

Picnic Area

Hillside Overlook

Water Feature

Shade Structure

Restroom Pavilion

Flexible Multi-Use Space
& Ice Rink Area



ZONE 1
Northwest Entry

ZONE 2
Railroad Crossing &
Brady Street Entry

ZONE 3
Adventure Playground
& Water Feature

ZONE 7
Naturalistic Picnic Area

ZONE 6
Hillside Overlook

ZONE 5
Restroom Pavilion

ZONE 4
Flexible Multi-Use Space & Ice Rink

ZONE 1

NORTHWEST ENTRY

RIVER DRIVE & MAIN STREET INTERSECTION



NORTHWEST ENTRY



PEDESTRIAN BRIDGE - NORTH



PEDESTRIAN BRIDGE - NORTH



ZONE 2

**RAILROAD CROSSING & BRADY STREET
ENTRY**

MAIN ENTRY



BRADY STREET ENTRY PLAZA



MAIN ENTRY



RAILROAD CROSSING & SOUTH BRIDGE



ZONE 3

**ADVENTURE PLAYGROUND & WATER
FEATURE**

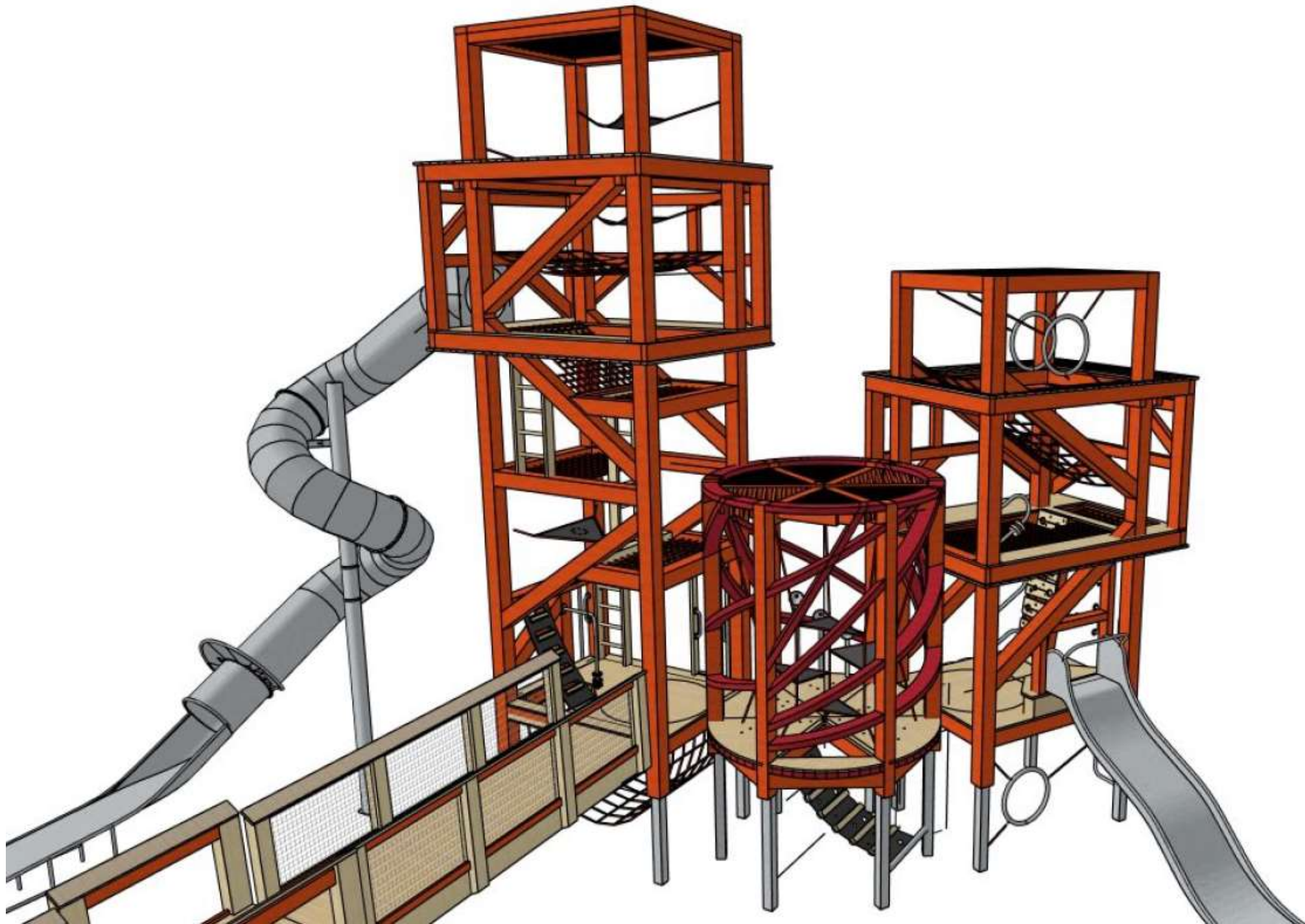
ADVENTURE PLAY



PLAY TOWER







ROLLER DAMS



WATER FEATURE



WATER FEATURE



HILLSIDE PLAY ELEMENTS



PEDESTRIAN BRIDGE



ZONE 4

FLEXIBLE MULTI-USE SPACE & ICE RINK

FLEXIBLE MULTI-USE SPACE

POTENTIAL USE: PICKLE BALL



FLEXIBLE MULTI-USE SPACE

POTENTIAL USE: SANDY BEACH



FLEXIBLE MULTI-USE SPACE POTENTIAL USE: WINTER ICE RINK





FLEXIBLE MULTI-USE SPACE



ZONE 5

RESTROOM PAVILION

SEATING AREA



RESTROOM ENTRANCE



RESTROOM PAVILION



SHADE STRUCTURE



SHADE STRUCTURE



ZONE 6

HILLSIDE OVERLOOK

HILLSIDE OVERLOOK AND STAIRS



HILLSIDE OVERLOOK AND STAIRS



ZONE 7

NATURALISTIC PICNIC AREA







City of Davenport

Department: Public Works
Contact Info: Chris Dibbern | 326-7891 |

Action / Date
9/4/2024

Subject:

Motion awarding a three-year contract for fire sprinkler system inspections and maintenance to Tri-State Automatic Sprinkler of Davenport, Iowa. [All Wards]

Recommendation:

Pass the Motion.

Background:

An Invitation to Bid was issued on July 26, 2024, and sent to contractors. On August 15, 2024, the Purchasing Division opened and read three (3) responsive and responsible bids. Tri-State Automatic Sprinkler of Davenport, Iowa was the lowest responsive and responsible bidder and is recommended for award.

This is a service contract for inspection and maintenance of wet and dry fire suppression systems in various City-owned locations.

This contract is funded through the departmental budget of each location utilizing the services.

Attachments:

1. BidTab for Greensheet - 25-9_Redacted

**CITY OF DAVENPORT, IOWA
BID TABULATION**

DESCRIPTION: Fire Sprinkler System Inspections & Maintenance Contract

BID NUMBER: 25-9

OPENING DATE: August 15, 2024

FUNDING: Various Departmental Accounts

RECOMMENDATION: Award the contract to Tri-State Automatic Sprinkler of Davenport, Iowa.

<u>VENDOR NAME</u>	<u>LOCATION</u>
Tri-State Automatic Sprinkler	Davenport, IA
Tri-City Electric Co.	Davenport, IA
The PIPCO Companies LTD	Peoria, IL

Approved By

Purchasing

Date

Approved By

Dept. Director

Date

Approved By

Budget/CIP

Date

Approved By

Interim Finance Director

Date

City of Davenport

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

Action / Date
9/4/2024

Subject:

Motion terminating the CY 2024 City Sidewalk Program contract with C-2 Creative Concrete of DeKalb, Illinois, CIP #28028. [All Wards]

Recommendation:

Pass the Motion.

Background:

The City of Davenport is enacting Division 14.4 of the General Contract Conditions (Termination for the Convenience of the City) for the CY 2024 City Sidewalk Program that was previously awarded to C-2 Creative Concrete.

Attachments:

None

City of Davenport

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

Action / Date
9/4/2024

Subject:

Third Consideration: Ordinance amending various sections of Chapter 6.04 entitled "Animals" of the Municipal Code of Davenport, Iowa to incorporate recommendations from the joint task force between the Humane Society of Scott County and the City of Davenport, Iowa, and to update language regarding fees and roles. [All Wards]

Recommendation:

Adopt the Ordinance.

Background:

The FY 2025 service agreement between the City of Davenport and the Humane Society of Scott County (HSSC) established a task force to thoroughly evaluate any necessary ordinance updates or programmatic changes that contribute to a sustainable business model. The task force consulted with the State Director of Iowa for the Humane Society of the United States and also evaluated codes from other Iowa communities.

The task force's recommendations were presented at the July 2, 2024 Management Update Meeting. The goals of the proposal include reducing length of stay, increasing the number of pets reunited with their owners, and improving financial well-being through increased opportunities for license sales and adjusted claim fees. The recommendations include:

- Reducing the mandatory hold period for animals found without identification to 3 days. Animals with identification will continue to be held for a minimum of 7 days.
- Microchipping all at-large animals brought into the shelter after the 3-day hold.
- Allowing license sales online and through veterinary offices.
- Increasing claim fees to better align the rates with the actual cost of care.

Attachments:

1. Ordinance
2. Current Chapter 6.04 Strikethrough Version
3. Animal Services Update 2024.07.02

ORDINANCE NO. _____

AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 6.04 ENTITLED "ANIMALS" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA TO INCORPORATE RECOMMENDATIONS FROM THE JOINT TASK FORCE BETWEEN THE HUMANE SOCIETY OF SCOTT COUNTY AND THE CITY OF DAVENPORT, IOWA, AND TO UPDATE LANGUAGE REGARDING FEES AND ROLES.

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

Section 1. That Subsection 6.04.020 of the Municipal Code of Davenport, Iowa be and the same is hereby amended to read as follows:

6.04.020 License required

- B. Licenses shall be purchased from the humane society, veterinarians practicing in the Quad Cities area, or online with evidence of a current rabies vaccination signed by a licensed veterinarian. Veterinarians who inoculate a dog or cat shall be required to share rabies vaccination documentation with the City of Davenport or its designee on a minimum of a monthly basis. Established fees collected by veterinarians shall be submitted to the county animal control facility in a manner agreed upon by the humane society and the individual veterinarians. Veterinary offices may charge an administration fee not to exceed \$5 per tag.

Dangerous and vicious animals require a special license that must be purchased annually from the City of Davenport or its designee.

- D. Annual license fees shall be set by resolution of the City Council:

- 1. Neutered/spayed dog or cat (altered)
- 2. Non-altered dog or cat
- 3. Dog declared dangerous
- 4. Dog declared vicious

- H. Upon proof of loss, a duplicate license tag may be obtained upon payment of a replacement fee not to exceed \$5.

Section 2. That Subsection 06.04.060 of the Municipal Code of Davenport, Iowa be and the same is hereby amended to read as follows:

6.04.060 **Animal running at large**

- B. Notwithstanding any provision to the contrary, animals injured on or along public streets or public rights-of-way shall be deemed running at large. The animal control officer or Davenport police officer shall remove all such animals and at his or her discretion take such an animal needing medical attention to a veterinarian or animal shelter. The owner or custodian of such an animal shall be responsible and liable for the expenses of medical treatment and care as well as impoundment fees and any other penalties imposed by this chapter. Dead animals on or along public streets shall be removed by city operations staff.
- D. Any dog, cat, or other animal which is found in violation of this section may be impounded. Any such animal impounded may be redeemed by its owner or custodian within three days from the time specified in Section 6.04.140 and upon payment of the applicable redemption fee, current rabies vaccination fee unless current rabies inoculation is proven, the current licensing fees and penalties if the animal is unlicensed, impoundment fees, and the fees, costs and charges for any emergency medical treatment administered to the animal. Redemption fees shall be set by resolution of the City Council:
 - 1. First violation
 - 2. Second violation
 - 3. Third violation
 - 4. Fourth violation will result in the revocation of the license to keep the animal.

Section 3. That Subsection 6.04.140 of the Municipal Code of Davenport, Iowa be and the same is hereby amended to read as follows:

6.04.140 **Impoundment**

- B. Impoundment Procedure. Unrestrained animals found running at large, nuisance animals, neglected animals, abandoned animals, and cats or dogs running at large without license tags or rabies vaccination tags shall be taken and impounded in the animal shelter and there confined in a humane manner.

All at large and impounded dogs and cats shall have an electronic identification device, otherwise known as a microchip, placed under the animal's skin after 72 hours in impound, unless waived by the executive director of the humane society or their designee for good cause. The microchip identification shall become part of the at large animal's record, and the impoundment fee shall be increased to include the cost of the microchip implantation and registration in the amount set by Animal Control.

- C. Notice. Every dog or cat found without a license, collar, microchip, rabies tag, or similar identification shall be kept for not less than three days after being impounded unless sooner redeemed by the owner in accordance with this article. Dogs with identification shall be kept not less than seven days after being impounded unless sooner redeemed by the owner in accordance with this article.
- D. Claim Fees. A person redeeming an impounded dog or cat shall pay the required

redemption fee as stated in Section 6.04.060 for a first, second or third offense and the required boarding fees as provided for by this section. In addition, before an unlawfully unlicensed animal may be redeemed the person redeeming the animal must obtain a license as stated in this chapter. In addition, a person redeeming an animal shall pay any additional fees required under the provisions of this chapter, including any monies expended for the provision of medical treatment provided to the animal.

The boarding fees for other animals shall be set by resolution of the City Council:

1. For each dog, cat, ferret or similar animal a per day fee for the animal's care, food, water and shelter.
2. For each domestic fowl, chicken, goose, duck or waterfowl a per day fee for the animal's care, food, water and shelter.
3. For each horse, mule, jack, cow, bull, steer, ox, swine, sheep, goat or similar animals a per day fee plus actual expenses incurred for the animal's care, food, water and shelter.
4. For any animal not specified herein, a per day fee plus actual expenses incurred for the animal's care, food, water and shelter.

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

Title 6

Animals

Chapter 6.04

ANIMALS

6.04.010 Definitions.

[Ord. 2003-210 (part); Ord. 02-573 § 1; Ord. 2000-285 § 1; Ord. 93-283 § 1 (part)]

For the purpose of this chapter, certain terms and words are defined as set forth in this section unless otherwise defined herein.

- A. ADEQUATE FOOD - Means the provision, at suitable intervals as the dietary requirements of the species so require, of a quantity of wholesome foodstuff suitable for the species and age sufficient to maintain a reasonable level of nutrition in each animal. The foodstuff shall be served in a clean receptacle, dish, or container.
- B. ADEQUATE WATER - Means reasonable access to a supply of clean, fresh, potable water provided in a sanitary manner and provided at suitable intervals for the species not to exceed 24 hours at any one interval.
- C. ANIMAL - Means a living organism, other than human beings, birds, fish, or invertebrates, domesticated or wild, and distinguished from other living things by structural and functional characteristics such as locomotion.
- D. ANIMAL CONTROL OFFICER - Means any humane officer employed by a humane society under contract with the City, any animal control officer under the jurisdiction of the chief of police, or any other person authorized by the City Administrator to enforce the provisions of this chapter by means of appropriate police powers.
- E. ANIMAL SHELTER - Means a facility which is used to house or contain dogs, cats, or other animals, and which is owned, operated or maintained by the City or operated under contract with the City for the purpose of humane boarding of animals impounded under the provisions of this chapter or any other ordinance.
- F. BOARDING KENNEL - Means a place or establishment other than an animal shelter or pound where dogs, cats, or other animals, not owned by the proprietor, are sheltered, fed and watered in return for consideration.
- G. CAT - Means all members of the feline species regardless of sex.
- H. COMMERCIAL BREEDER - Means a person, engaged in the business of breeding dogs or cats, who sells, exchanges, or leases dogs or cats in return for consideration, or who offers to do so, whether or not the animals are raised, trained, groomed, or boarded by the person. A person who owns or harbors three or less breeding males or females is not a commercial breeder.
- I. COMMERCIAL KENNEL - Means a kennel which performs grooming, boarding, or training services for dogs or cats in return for consideration.
- J. COMMISSION - Means the natural resources commission of the Department of Natural Resources

created and established by the Code of Iowa.

- K. DOG - Means all members of the species *Canis familiaris*.
1. A "dangerous dog" means any dog that (i) while unmuzzled, unleashed, or without the supervision of a person whose verbal commands are obeyed charges or chases in a terrorizing manner with an apparent attitude of attack any person who is upon a street, alley, sidewalk or other public place; or (ii) has a known propensity, tendency or disposition to attack without provocation or to otherwise threaten the safety of persons or domestic animals; or (iii) an animal trained, owned, or harbored for the purpose, primarily, or in part, of animal fighting.
 2. A "vicious dog" means any dog that (i) unprovoked, bites or attacks a person causing bodily injury as defined by Iowa Code 702.18; or (ii) severely injures or kills another domestic animal; or (iii) has been found to be a dangerous dog on two or more occasions.
 3. A dog may be declared dangerous or vicious even if it bites, attacks or menaces a trespasser on the dog's owner's property or a person who is contemporaneously tormenting, teasing or abusing the dog.
 4. The declaration that a dog is dangerous or vicious shall be made by an animal control officer. Notification of the declaration and the owner's appeal rights shall be made in accordance with the procedures contained in Section 6.04.155.
- L. EUTHANASIA - Means the humane destruction of an animal accomplished by a method that involves instantaneous unconsciousness and immediate death or a method that involves anesthesia, produced by an agent which causes painless loss of consciousness, and death during the loss of consciousness.
- M. FUR-BEARING ANIMALS - Means the following which are declared to be fur-bearing animals for the purpose of regulation and protection under this chapter: beaver, badger, mink, otter, muskrat, raccoon, skunk, opossum, spotted skunk or civet cat, weasel, coyote, bobcat, wolf, groundhog, red fox, gray fox, and any other animals defined as fur-bearing by the commission.
- N. GUARD DOG - Means any dog trained or used to protect persons or property by attacking or threatening to attack any person found within the area patrolled by the dog such dog being either securely enclosed within the area at all times or under the continuous control of a trained handler.
- O. HOUSING FACILITIES - Means any room, building or area used to contain a primary enclosure or enclosures.
- P. OWNER - Means any person having a right of property in an animal, or who keeps or harbors an animal, or who has it in his or her care, or who acts as its custodian, or who knowingly permits an animal to remain on or about any premises owned or occupied by him or her for three or more days.
- Q. PERSON - Means an individual, partnership, corporation, or association and includes any officer, employee, or agency thereof.
- R. PET SHOP - Means an establishment where any dog, cat, rabbit, rodent, fish other than live bait, bird, or other vertebrate animal is bought, sold, exchanged, or offered for sale.
- S. PRIMARY ENCLOSURE - Means any structure used to immediately restrict an animal to a limited amount of space, such as a room, pen, cage or compartment.
- T. TAKE - Means any pursuing, hunting, killing, trapping, snaring, netting, searching for, shooting at, stalking or lying in wait for, or attempting any for the foregoing, any animal protected by state laws, regulations or rules adopted by the commission or this ordinance.

6.04.020 License required.

[Ord. 2015-118 § 5; Ord. 2006-211 § 1; Ord. 2003-210 (part); Ord. 02-573 §§ 2-4; Ord. 2000-285 § 2; Ord. 93-283 § 1 (part)]

- A. Every dog and every cat shall be licensed. Dogs and cats shall be licensed within 30 days of the date they are initially inoculated for rabies and annually within 30 days' time of the date of the current rabies vaccination. No person shall have, harbor, keep or possess any unlicensed dog or cat in violation of this chapter.
- B. ~~Licenses shall be purchased from the humane society or a consenting veterinarian practicing in Davenport within 30 days of the animal's most recent rabies vaccination date. A person must present evidence of a current rabies vaccination signed and administered by a licensed veterinarian which shows the date of the vaccination, type of vaccination and the date of the next, subsequent revaccination.~~ Licenses shall be purchased from the humane society, veterinarians practicing in the Quad Cities area, or online with evidence of a current rabies vaccination signed by a licensed veterinarian. Veterinarians who inoculate a dog or cat shall be required to share rabies vaccination documentation with the City of Davenport or its designee on a minimum of a monthly basis. Established fees collected by veterinarians shall be submitted to the county animal control facility in a manner agreed upon by the humane society and the individual veterinarians. Veterinary offices may charge an administration fee not to exceed \$5 per tag.
- Dangerous and vicious animals require a special license that must be purchased annually from the City of Davenport or its designee.
- C. Licenses are not transferable between animal owners or animals.
- D. Annual license fees shall be shall be set by resolution of the City Council ~~as follows~~:
1. Neutered/spayed dog or cat (altered) ~~\$10~~
 2. Non-altered dog or cat ~~\$30~~
 3. Dog declared dangerous ~~\$150~~
 4. Dog declared vicious ~~\$350~~

In lieu of an animal owner obtaining a license annually, the owner may purchase a multi-year license, which may be obtained to cover the period for which the current rabies vaccination is effective (a multiple year license). The fee for a multi-year license shall be calculated by multiplying the applicable annual license fee by the number of years the current rabies vaccination covers.

- E. Residents age 60 or older and residents who are recipients of Social Security Disability Insurance Benefits may license their neutered dogs or cats for an annual fee of \$1.
- F. Altered dogs, duly and properly trained to aid or assist any person who is blind, deaf or physically handicapped, may be licensed for \$1 annually when the dog is owned or maintained by a person actually training the dog to be used to aid or assist persons who are blind, deaf or physically handicapped, or is owned by a blind, deaf or physically handicapped person. The burden of proving that a dog is being trained to assist a person who is blind, deaf or physically handicapped is on the person seeking to license the dog. The humane society may require documentation of the person's affiliation with an organization established for the purpose of training dogs to provide aid or assistance to blind, deaf or physically handicapped persons or whatever evidence the humane society deems satisfactory to establish the validity of such claim.

- G. The owner of a dog that has been declared a dangerous dog may qualify to license said dog for the normal licensing fee upon proof that the owner and said dog have attended and successfully completed a dog obedience class or similar program approved by the humane society.
- H. Upon proof of loss, a duplicate license tag may be obtained upon payment of a ~~\$2~~ replacement fee not to exceed \$5.
- I. A person owning or possessing any dog or cat who moves into the City shall obtain a license for said animal within 30 days of the date the person takes up residency in Davenport.
- J. Notwithstanding the licensing requirements of this chapter, the following animals shall not be required to be licensed while in the City:
 - 1. Animals whose owner or custodian is a nonresident of the City and who are visiting within the City temporarily. Temporarily means for a period of time 30 days or less within any consecutive twelve-month period.
 - 2. Animals brought into the City for participation in a show, exhibition, demonstration or exhibit and which remain in the City for a period of 30 consecutive days or less.
- K. The executive director of the Scott County Humane Society or an animal control officer of the humane society may revoke a person's privilege to license and keep a dog or cat within the City. Such revocation shall be for a period as determined by the executive director or animal control officer. Revocation of the privilege to license and keep a dog or cat within the City may be initiated if the owner or custodian of the dog or cat has committed any violations of the provisions of this chapter, except that violations for failing to license a cat, nondangerous dog or nonvicious dog shall not be included as violations leading to revocation within any consecutive twelve-month period. A violation shall be shown by a conviction upon a citation or a finding by the Deputy City Clerk or by a non-appealed notice of violation.
- L. An owner or custodian whose privilege has been revoked shall, within 10 days after notice of the revocation, remove from their residence all dogs and cats which the person owns, keeps, harbors or maintains. If the license is revoked, the owner or custodian shall surrender the animal to the humane society or permanently remove the animal from the (City/county) within five calendar days after either the time for appeal has expired or the decision of the Deputy City Clerk has been served on the owner or custodian. If the animal is found in the City after the five-day period, it shall be immediately impounded. Failure to remove a dog or surrender it to the humane society may be prosecuted as a municipal infraction violation or simple misdemeanor. An owner whose license has been revoked shall inform the humane society in writing upon the animal's removal from the City/county the name, address and telephone number of the animal's new owner, the location where the animal will be kept and the name and description of the animal. In addition, the owner shall notify the new owner in writing of any details concerning any and all complaints concerning the animal, and any terms, conditions or restrictions imposed by the humane society as to the animal. The owner shall provide the humane society with a copy of the notification provided to the new owner as well as an acknowledgment by the new owner of the receipt thereof.
- M. Upon revocation of a person's privilege to license and keep dogs or cats, no part of the licensee fee shall be refunded.
- N. During the period of revocation, any dog or cat which the person owns, keeps, harbors or maintains at their residence may be immediately confiscated upon its discovery and disposed of by the humane society absent clear and convincing proof that the animal or animals belong to a person visiting the resident.
- O. The humane society or animal control officer shall provide the owner or custodian of the animal or

animals, as shown on the records at the humane society, so confiscated with notice of the confiscation. If the animal or animals are unlicensed or no record exists as to the owner or custodian of an animal, notice of confiscation shall be directed to the address of the residence.

- P. Any person whose privilege to license and keep animals has been revoked, but who owns, keeps, harbors or maintains a dog or cat during the period of the revocation shall have an additional period of up to one year added to the original period of revocation for each violation of the revocation.
- Q. The notice of revocation or notice of extension of the revocation period, or notice of confiscation of any animal may be appealed as provided in Section 2.86.020 of the City code. If appealed the hearing shall be scheduled and held as provided by the procedures in Chapter 2.86 of the City code. If the City demonstrates sufficient evidence in support of its determination the burden shall shift to the appealing party to demonstrate by clear and convincing evidence that he or she has had no role in the care, supervision, possession or control of the animal or that the incident which caused the enforcement action by the City was caused by a third party or event not under the supervision or control of the appealing party. If no timely appeal is filed the notified person shall be deemed to have waived all rights to challenge the action taken by the City.
- R. When permanent ownership of an animal is transferred, the new owner shall, within 14 days from the date ownership is assumed, obtain a license if the animal is required to be licensed pursuant to this chapter.
- S. An application to license a dangerous or vicious dog must include presentation by the applicant of a certificate of insurance issuance by an insurance company licensed to do business in this state which provides personal liability insurance coverage for the death or injury of any person, or damage to property of others, and for acts of negligence of the owner or owner's agents in the keeping of said dangerous or vicious animal. The minimum amount of coverage shall be \$50,000 for an animal declared dangerous, and \$100,000 for an animal declared vicious. The certificate of insurance shall also require notice to the City, in conformity with general City standards for certificates of insurance, if the underlying policy of insurance is cancelled for any reason. In lieu of such a certificate, a copy of a current homeowner's policy designating these requirements shall be sufficient proof of insurance for purposes of this subsection. If said certificate is not immediately available, a binder that indicates the proper coverage may be accepted for up to 30 days subsequent to the determination that an animal is dangerous or vicious; however, if after 30 days a certificate of insurance or a policy has not been submitted, the animal shall be deemed unlicensed and be disposed of at the discretion of animal control officers. The prescribed insurance coverage, whether it be certificate, policy, or binder, must be obtained within 10 days of the declaration of the animal as dangerous or vicious, with retention of the animal by animal control officers until compliance with this subsection is assured.

6.04.030 Display of license.

[Ord. 93-283 § 1 (part)]

The license tag obtained pursuant to Section 6.04.020 shall be securely attached to a substantial collar which collar shall be worn by the animal at all times. License tags are not transferable to any other animal. Upon demand, the owner of an animal shall display the City license to an animal control officer or Davenport police officer.

6.04.040 Rabies vaccination and reporting.

[Ord. 2000-285 § 3; Ord. 93-283 § 1 (part)]

- A. All dogs, cats and ferrets shall be inoculated against rabies by a licensed veterinarian upon such animal attaining the age of six months old. Rabies vaccinations shall be readministered at least once every three years for dogs and cats and once every year for ferrets or as otherwise recommended by the United

States Department of Agriculture.

- B. A person who acquires a dog, cat or ferret that does not have a current rabies vaccination certificate shall have the animal inoculated for rabies within 30 days after the animal was acquired or within 30 days of the animal attaining the age of six months, if the animal was not yet six months old when acquired.
- C. The owner or custodian of any animal required to be vaccinated against rabies shall keep a current rabies vaccination tag securely attached to a substantial collar which shall be worn by the animal at all times.
- D. Whenever a veterinarian inoculates an animal for rabies the veterinarian shall complete a rabies vaccination report which shall be forwarded to the City or its designee. The report shall contain the following information:
 - 1. The name, age and sex of the animal;
 - 2. A general description of the animal;
 - 3. The date the current vaccination was given to the animal;
 - 4. The revaccination date;
 - 5. The vaccination tag number assigned to the animal; and
 - 6. The name and address of the animal's owner or custodian.

The veterinarian shall sign the report and all reports shall be sent to the humane society within 30 days of the administration of the vaccination.

6.04.050 Report of bites required.

[Ord. 93-283 § 1 (part)]

- A. Any person having knowledge of any dog, cat, or ferret bite or scratch which has caused a skin abrasion upon any person or for which the victim required medical attention, which bite or scratch occurred within the City, shall immediately report such fact to the Davenport Police Department. This section shall not apply if said bite or scratch occurred while the animal was being treated, confined, or housed within a veterinary hospital or clinic and that facility knows such animal is currently inoculated for rabies and has the certification to prove such inoculation. In such cases reporting of the bite or scratch shall be discretionary with the veterinary hospital or clinic.
- B. Any animal that has been involved in biting a person or other animal must be quarantined for 10 days from the date of the bite. Such confinement may be at the premises of the owner if deemed appropriate and sufficient safeguards are provided to the discretion of the animal control officer and/or the Scott County Health Department. If an animal is not quarantined at the owner's premises it shall be confined at the animal shelter or at a licensed veterinary hospital of the owner's choosing. All costs of the quarantine shall be the owner's liability. This section shall not apply to police canines.
- C. The owner of an animal that has been reported as having inflicted a bite on a person or other animal shall, on demand, produce the animal for examination and quarantine to an animal control officer or police officer. It is unlawful to fail to or refuse to produce such an animal. Failure to produce an animal demanded shall subject the owner or custodian to arrest if probable cause exists to believe the animal inflicted a bite on a person or other animal.

- D. It is unlawful for any person to remove any animal which has been quarantined pursuant to this chapter from its place of quarantine without the express consent of an animal control officer and/or Scott County Health Department officer.

6.04.055 Livestock and poultry prohibited.

[Ord. 2017-451 § 2; Ord. 2017-46 § 2; Ord. 93-283 § 1 (part)]

- A. Notwithstanding the provisions of Chapter 6.06 of the Davenport Municipal Code, it shall be unlawful to maintain, keep or harbor any cattle, swine (except Vietnamese or Asian potbellied pigs), sheep, llamas, horses, jacks, goats, guinea fowl, ostriches, poultry (domestic chickens, turkeys, geese, and ducks), or similar domestic animals raised for home use or for profit within the City limits unless the property upon which such animals are maintained, kept or harbored is zoned as agricultural property. This section shall not apply to a bona fide zoological garden, pet shop, educational institute, circus, carnival, or veterinary hospital treating such animals.
- B. It shall be unlawful for any person to ride any animal upon the public or private sidewalks within the City, nor shall any person ride any animal upon a public street or right of way during the hours of sunset to sunrise, except for public parades for which a permit has been issued by the City.
- C. The lawful keeping of livestock, which is otherwise unlawful by reason of the enactment of this chapter, may be continued upon property located within the City provided livestock was maintained thereon prior to the enactment of this chapter, and may be continued until such time as livestock is no longer kept or maintained upon such property. The burden of proving the maintenance of livestock upon a parcel of land within the City proper to the enactment of this chapter shall lie with the person claiming such prior existence. Nothing herein shall be deemed to exempt an owner of livestock within the City limits from the enforcement of nuisance or other laws regarding the keeping of such livestock.

6.04.060 Animal running at large.

[Ord. 2003-210 (part); Ord. 02-573 § 7; Ord. 2002-501 § 1; Ord. 2000-285 § 4; Ord. 93-283 § 1 (part)]

- A. It shall be unlawful for the owner or custodian of any dog, cat, or other animal to fail to keep the same from running at large within the City. For the purpose of this chapter an animal shall not be deemed running at large, even if the animal is not restrained, as long as one of the following situations applies:
1. When the animal is restrained either upon the premises of the owner or custodian or upon another's premises with the permission of the owner of that premises, so long as the animal is restrained in such a manner that it cannot enter on the public streets, sidewalks, alleys, other public areas, or property not owned by the owner, custodian, or permittee, unless the animal has been declared dangerous or vicious, in which case the provisions of Section 6.04.110 shall apply.
 2. When the animal is confined or restrained upon the premises of the owner or custodian within a secured building, or within a secured pen, enclosure or similar structure which has secured sides, bottom, and top such that the animal cannot escape, or within fencing or similar means secured such that the animal cannot escape and which is fastened by an adequate locking device.
 3. When an animal is enclosed within an automobile or other vehicle of its owner or custodian such that it cannot escape and such that said confinement does not endanger the animal's health or well-being.
 4. When the animal is being walked off the premises of its owner or custodian so long as the animal is on a leash not more than six feet in length and under the control of a person competent to restrain and control the animal.
 5. When the animal is properly housed in a veterinary hospital or registered kennel.

- B. Notwithstanding any provision to the contrary, animals injured ~~or killed~~ on or along public streets or public rights-of-way shall be deemed running at large. The animal control officer or Davenport police officer shall remove all such animals and at his or her discretion take such an animal needing medical attention to a veterinarian or animal shelter. The owner or custodian of such an animal shall be responsible and liable for the expenses of medical treatment and care as well as impoundment fees and any other penalties imposed by this chapter. Dead animals on or along public streets shall be removed by city operations staff.
- C. Every female dog or cat in heat shall be confined in a building or secure enclosure during the period of heat, in such a manner as will prevent the animal from coming into contact with the other animals unless the animal is used in a planned breeding situation. An animal is deemed to be in heat when it is in an estrogous state or ovulating. Nothing in this subsection shall be construed to prohibit exercising the animal provided the animal is restrained on a leash or similar restraint not more than six feet in length and is under the control of a person competent to restrain and control the animal or from transporting such animal within a motor vehicle.
- D. Any dog, cat, or other animal which is found in violation of this section may be impounded. Any such animal impounded may be redeemed by its owner or custodian within ~~five~~three days from the time specified in Section 6.04.140 and upon payment of the applicable redemption fee, current rabies vaccination fee unless current rabies inoculation is proven, the current licensing fees and penalties if the animal is unlicensed, impoundment fees, and the fees, costs and charges for any emergency medical treatment administered to the animal. Redemption fees shall be set by resolution of the City Council~~are as follow~~:
1. ~~For a f~~First violation ~~\$30~~
 2. ~~For a s~~Second violation ~~\$75~~
 3. ~~For a t~~Third violation ~~\$150~~
 4. Fourth violation will result in the revocation of the license to keep the animal.
- E. Any violation of this section may result in the immediate apprehension and impoundment of the animal by an animal control officer. After the time specified in Section 6.04.140 the humane society may dispose of an unredeemed animal. If an animal control officer is unable to apprehend an animal or impoundment is not feasible, the animal control officer shall provide the owner or custodian of the animal with a notice of violation under the procedures contained in Section 6.04.155.

6.04.070 Mistreatment of animals.

[Ord. 2000-285 § 5; Ord. 93-283 § 1 (part)]

- A. A person who does any of the following to an animal commits animal neglect:
1. Confines the animal without adequate food, water or shelter, or in a manner that creates an unreasonable threat to the animal's health or safety;
 2. Fails to supply adequate food or water to an unconfined animal owned or cared for by the person;
 3. Causes injury or death to an animal when disciplining it;
 4. Causes unnecessary pain and suffering to an animal by failing to adequately tend to the animal's health needs or grooming.
- B. The disposition of a neglected animal shall be governed by state law.

- C. No person shall torment, tease or harass any tied, fenced or otherwise confined animal.
- D. No person shall expose any poison, poisonous meat or poisonous substance anywhere within the City for the purpose of poisoning any animal. This section shall not apply to a person who exposes poisons about a premises, in accordance with the labeling instructions on the poisonous product, for the purpose of exterminating insects, mice or rats. The use of any poison other than one specifically produced for exterminating insects, mice or rats shall be prima facie evidence of a violation of this section.
- E. No person shall abandon any animal or cause such to be done, except that a person may deliver an animal to another person who accepts ownership of such animal or the person may deliver an animal to the humane society.
- F. A violation of this section may be charged as a simple misdemeanor.

6.04.080 Removal of excrement.

[Ord. 93-283 § 1 (part)]

- A. An owner or custodian of any animal shall keep all structures, pens, coops, or yards wherein an animal is confined clean and free from excrement and the odor arising from excrement. Such area shall also be clean and free of vermin and any thing that is likely to become putrid, offensive, or injurious to health. An area, structure, pen, coop, or yard not maintained in a clean and sanitary condition may be declared a public nuisance.
- B. It shall be unlawful for an owner or custodian to permit an animal to discharge excrement upon any public property, common area, common thoroughfare, street, sidewalk, alley, play area, park or private property unless the excrement is immediately picked up and disposed of in an appropriate refuse container. If the owner of private property has given another owner or custodian permission for their animal to use their private property then this section shall not apply to that particular usage.
- C. Animal excrement shall not be placed in storm sewers or street gutters, but shall be picked up and disposed of in a sanitary manner in an appropriate refuse container.

6.04.090 Number of animals regulated.

[Ord. 02-573 § 8; Ord. 93-283 § 1 (part)]

- A. It is unlawful for any person to keep or maintain at any one location within the City more than four of the following types of animals, those being dogs, cats, ferrets, and potbellied pigs; and of those four no more than three shall be of the same species. This limitation applies to animals that are more than six months old or animals that are from more than one litter that are more than three months old. This limitation shall not apply to any person provided that person (1) is licensed to operate a kennel, animal shelter, pet shop, boarding kennel, commercial kennel, commercial breeder operation, veterinary hospital, zoological garden, circus, carnival, educational or medical institution, or research facility as defined by state law, and said person is in compliance with the zoning ordinances of the City, or (2) if such animals are kept or maintained upon property zoned as agricultural property within the City, or (3) if said person has applied for and obtained a permit to keep more than four animals from the Humane Society of Scott County and said person keeps said animals within a residentially zoned district and exception (1), above, does not apply to said person. Upon receipt of an application for a permit as provided by this section and the payment of a \$10 fee, an animal control officer shall inspect the applicant's animal housing facilities and the sanitary condition of the same. If the housing facilities are adequate and kept in a sanitary condition an excess number of animals permit shall be issued.
- B. Indoor pets such as gerbils, hamsters, guinea pigs, mice, birds, fish, snakes and reptiles, and similar animals normally maintained as pets in an enclosure inside of a dwelling are not proscribed by this section unless specifically regulated by other sections.

- C. If a person is found to be keeping more than four animals without the permit required by this section, the excessive number of animals may be immediately removed from the property and impounded. Any such impounded animals shall be held for seven days and if the owner has not either complied with the requirements of this section or petitioned the court for the return of the animals by the end of the seventh day, the animal shelter shall seek to permanently place the animals or euthanize such animals.

6.04.100 Wild, exotic or dangerous animals prohibited.

[Ord. 2000-285 § 6; Ord. 93-283 § 1 (part)]

- A. It shall be unlawful for any person to own, possess, harbor, maintain, sell or traffic in any of the following wild, exotic or dangerous animals.
1. All poisonous snakes and poisonous reptiles; all nonpoisonous snakes greater than 10 feet in length; Gila monsters, alligators, crocodiles and caimans;
 2. Gorillas, chimpanzees, orangutans, baboons, and other non-human primate mammals, both arboreal and nonarboreal.
 3. Any species of feline not falling within the categories of ordinary domesticated house cats as established by the American Cat Fancier Association;
 4. Bears or any species;
 5. Raccoons, porcupines, skunks, badgers, and other similar fur-bearing animals except ferrets;
 6. Foxes, wolves, coyotes, or other species not falling within the category of *canis familiaris*.
 7. Any animal of any species known to be vicious or dangerous, excluding *canis familiaris*.
- B. The prohibition contained in Section 6.04.100A of this chapter shall not apply to the keeping of poisonous snakes, poisonous reptiles, Gila monsters, crocodiles, alligators and caimans provided that the owner of such an animal is 18 years of age or older, and that person has either (1) received a bachelor of science degree based upon courses of instruction which included courses in herpetology from an accredited college level institution, or (2) has successfully completed a course of instruction taught under the auspices of a bona fide municipal zoo on the proper handling, care and keeping of such animals, or (3) has completed a course of instruction of at least 20 hours duration at an accredited educational institution on the care, handling, and keeping of reptiles, and (4) has applied for and received from the Humane Society a permit to keep such animals, such application to be on a form approved by the City Council.
- C. The prohibition contained in Section 6.04.100 A., as to non-specified other primates, shall not apply to the keeping of primates provided that the owner of such an animal is 18 years of age or older, and that person has either a bachelor of science degree based upon courses of instruction which included courses in primatology from an accredited college level institution, or (2) has successfully completed a course of instruction taught under the auspices of a bona fide municipal zoo on the proper handling, care and keeping of such animals, or (3) has completed a course of instruction of at least 20 hours duration at an accredited educational institution on the care, handling, and keeping of primates, and (4) has applied for and received from the Humane Society a permit to keep such animals, such application to be on a form approved by the City Council.
- D. This subsection shall not apply to any bona fide zoological garden, bona fide educational or medical institution, museum, veterinary hospital, wildlife rescue entity or wildlife rehabilitation entity with an appropriate permit from the state, any such animals under the jurisdiction of the commission, game breeders, a circus or carnival licensed by the City, nor shall it apply to a bona fide research institute or

facility using wild, exotic or dangerous animals for scientific research. In addition, this section shall not apply to any primate trained and used to assist a handicapped person.

- E. Any wild, exotic or dangerous animal found within the City in violation of this section is deemed a public nuisance per se. If a wild, exotic or dangerous animal is found to be roaming at large within the City, it may, in the discretion of the police department or animal control officer, be destroyed immediately without prior notice to the owner thereof. The City and its agents shall be under no duty or obligation to capture or otherwise confine the animal.
- F. Any person found to be keeping, sheltering, harboring or maintaining a wild, exotic or dangerous animal in violation of this section is subject to the animals' immediate seizure as contraband. Any animal so seized shall be held for three business days. If the owner has not petitioned the court regarding disposition of the animal and served notice of the pendency of the owner's petition for disposition of the animal on the humane society within that time period, the humane society may euthanize the animal or permanently place it with an entity which is exempt from the provisions of this section. If necessary, the animal control officer or humane society may impound a wild, exotic or dangerous animal at another facility. The animal's owner shall be responsible for all costs and expenses incurred by the humane society or the City which arise as a result of the seizure and impoundment of a wild, exotic or dangerous animal. Under no circumstance shall a wild, exotic or dangerous animal be returned to or placed with a nonexempt entity within the City limits. If a wild, exotic or dangerous animal is ever again found to be within the City in violation of this section, it shall be immediately confiscated and disposed of as the humane society deems appropriate.
- G. Any person keeping wild, exotic or dangerous animals prior to the enactment of this chapter shall be allowed to keep such animals for the duration of the animal's natural life. Upon the death of a wild, exotic or dangerous animal, the owner of such animal shall not be allowed to replace such animal except as otherwise allowed by this section. The burden of proving the prior ownership of a wild, exotic or dangerous animal prior to the enactment of this chapter lies with the person keeping such wild, exotic or dangerous animal. Nothing herein shall be deemed to exclude the enforcement of nuisance or other laws on the owner of such animals.

6.04.110 Vicious dogs.

[Ord. 2003-210 (part); Ord. 2000-285 § 7; Ord. 93-283 § 1 (part)]

- A. No person shall keep or maintain any dog that has been declared a vicious and/or dangerous dog unless such dog is kept in an enclosure or on a run line located within a fenced area. The fencing material shall not have openings of more than two inches. Wooden fences shall not have openings of more than two inches. Any gates shall be securable and of such design as to prevent the entry of small children or the escape of the animal, and shall be kept secured. Kennels shall have double walls to prevent the insertion of fingers, hands, or other objects. The enclosure must not be located nearer than 10 feet to adjoining property lines or public rights-of-way. The floor of the enclosure must consist of concrete, or a similar material that will prevent the animal from digging its way out of the enclosure.

The run line shall consist of a chain or cable having a tensile strength of at least 300 pounds which does not allow the dog to get closer than 10 feet from adjoining property lines or public right-of-way. In addition, if the dog is kept on a run line within a fenced area, the dog shall be muzzled at all times. If the dog is confined indoors, it shall not be confined on a porch, patio, or in a structure with open windows, screen windows, or screen doors.

- B. If a vicious dog is not within an enclosure or on a run-line within a fenced area, the dog shall be either within the owner's residence or muzzled and restrained with a chain or cable leash having a minimum tensile strength of at least 300 pounds that is no more than four feet in length. If the dog is on a leash, the leash must be controlled by an adult who can control the dog.

- C. No person shall keep, use or maintain any dangerous or vicious dog on any premises unless the premises is posted to warn of the presence of dangerous or vicious dogs. Said warning shall consist of a sign placed at each entrance/exit for the premises in a position to be legible from the sidewalk or ground level adjacent to the sign. If the premises is not enclosed by a fence and the dog is kept within an enclosure, a sign shall be posted on every side of the enclosure in a position to be legible from the sidewalk or ground level.
- D. No person shall sell, exchange, transfer or give a vicious dog to another person.
- E. Owners and custodians of vicious dogs shall post their property with conspicuous signs warning of the presence of a vicious dog.
- F. A vicious dog must be neutered or spayed.
- G. A vicious dog that inflicts bodily injury on a person or other animal by biting after it has been declared vicious, or a vicious dog not kept or maintained in compliance with this section, constitutes a public hazard and may be seized and destroyed.
- H. This section shall not apply to police canines and guard dogs. Guard dogs must be registered with the humane society and licensed and are restricted to property zoned nonresidential. The annual fee for registration of a guard dog shall be \$10. The registration form shall include the dog's location by address; the dog's gender and general description, the dog's current City license number, the dog's current rabies vaccination number, and the name of an emergency contact person who is available 24 hours a day. Guard dogs shall be confined to a fenced in area that is adequate to prevent the dog from escaping the fenced area. The fenced area shall be clearly posted with warning signs.
- I. Any dog declared vicious must have an identification microchip inserted by a veterinarian and to have at least two color photographs taken of said dog to be placed on file with the animal control office. This shall be done within 10 days of the dog being declared vicious and at the expense of the dog's owner or custodian.
- J. A violation of any of the provisions of this section may be charged as a simple misdemeanor offense. Additionally, any animal control or police officer shall have the right to seize and impound the dog if any of the conditions and specifications established by this section for the keeping of vicious dogs are not being met.

6.04.115 Working service dogs.

[Ord. 02-573 § 9]

- A. For purposes of this section, the following words and phrases shall have the assigned meanings.
 - 1. "Working service dog" means any dog trained to detect or to guard, protect, patrol or defend any premises, area or yard, in the custody and control of a handler.
 - 2. "Handler" means any person who has custody and control of a working service dog within the City.
 - 3. "Working service dog service" means engaging in the business of providing working service dogs in the City.
- B. No person shall engage in the business of providing working service dog service in the City or to act as a handler, unless said person has obtained a license as required by this section prior thereto.
- C. No person shall own or have the care or custody of a working service dog unless the person has secured a working service dog license, tag and identification number from the City or its agent. The fee for each

working service dog license shall be \$10. No working service dog license or tag shall be issued unless said working service dog is currently vaccinated for rabies.

- D. An application for a license to operate, maintain and conduct working service dog service in the City shall be filed, together with an application fee of \$200, with the City or its agent. The application shall state the name, address, type of organization of working service dog service, its method of operation, the names and addresses of its officers, and the names of its employees and include evidence that the applicant is a bona fide security service licensed by any state or federal authority. The application must be accompanied by an insurance certificate or a surety bond underwritten by a corporate surety admitted to do business in the state of Iowa, in a form approved by the City Attorney, in the sum of \$300,000 blanket coverage for the working service dog service. The working dog service and surety shall be jointly and severally liable to any person, firm or corporation for damages suffered by reason of the wrongful acts of the working service dog service. Notice of proposed cancellation of the insurance or bond shall be provided to the City or its agent not less than 30 days in advance of the cancellation date.
- E. Each applicant for a working service dog handler license shall be a natural person and shall pay an annual fee of \$100 and shall be required to carry insurance or a surety bond in the amount of \$100,000 covering the same items as set forth in subsection D above. A working service dog service licensed under subsection D above need not obtain a separate handler license under this subsection.
- F. It shall be unlawful for any person to engage in any business or occupation licensed under this section in the City unless such person holds a valid license pursuant to this section. A violation of this section may be charged as a simple misdemeanor.
- G. Every handler or owner of a working service dog shall see to it that such animal wears a clearly visible tag approved by the City or its agent at all times it is within the City unless the dog is performing a working service which requires not wearing a tag in order to perform the service safely. Such tag shall have stamped thereon "Working Service Dog, Tag No., City of Davenport," and the year the tag was issued for. Lost or stolen tags shall be immediately reported to the City or its agent and shall be replaced by the City or its agent at the cost provided for other tags as stated in this chapter.
- H. Any working service dog service or handler that sells or otherwise transfers ownership of any working service dog shall, not less than 10 days after the transfer, file a report with the City or its agent containing the name and address of the person to whom such dog was transferred, a description and identification tag number of the dog, and any other information the City or its agent deems necessary.
- I. Any person whose working service dog is lost or stolen or whose dog has died shall, within 24 hours of the loss or theft, or within 10 days of the death, file a report with the City or its agent containing a description and identification tag number of the dog, and any other information the City or its agent deems necessary.
- J. A working service dog, properly registered as required by this section, in the custody and control of a licensed working service dog service or handler, shall not be declared to be a dangerous or vicious dog, provided that at the time of attack said dog was under the direct supervision of a working service dog service or licensed handler.

6.04.120 Damage to property.

[Ord. 93-283 § 1 (part)]

No person shall allow or permit their animal to damage, injure, or destroy any shrubbery, plants, flowers, grass, fence, or anything whatsoever upon public or private property without prior permission from the property owner or authorized person.

6.04.130 Barking dogs regulations.

[Ord. 93-283 § 1 (part)]

It shall be unlawful to keep or harbor any dog which, by frequent, regular, habitual, or continued barking, yelping, or howling shall cause serious annoyance to the surrounding neighborhood. Such action is a violation of this chapter and is also hereby declared a public nuisance. The animal control officer or a Davenport police officer shall have the authority to use all reasonable means to abate such nuisance, including but not limited to requiring that the owner or custodian make bona fide efforts to quiet the dog and impoundment of the dog if the owner or custodian is absent from the premises. If the dog is impounded, the officer shall attempt to locate and notify the absent owner or custodian by any reasonable means as soon as possible.

6.04.140 Impoundment.

[Ord. 2015-373: ; Ord. 2000-285 § 8; Ord. 93-283 § 1 (part)]

- A. The City may establish and maintain a municipal animal shelter or the City may contract with any nonprofit incorporated society or association which shall provide and maintain an animal shelter for the enforcement of this chapter. It shall be the duty of the persons authorized by the City to operate such animal shelter to supervise and control such facility, to cause the shelter to be kept in a sanitary condition and free from offensive odors, to provide for adequate food, water and shelter, to provide for the collection of animals, to handle the destruction or disposition of animals not redeemed, and to assist in the enforcement and operation of this chapter. The provisions of this chapter shall be enforceable by any animal control officer and by members of the Davenport Police Department.
- B. Impoundment Procedure. Unrestrained animals found running at large, nuisance animals, neglected animals, abandoned animals, and cats or dogs running at large without license tags or rabies vaccination tags shall be taken and impounded in the animal shelter and there confined in a humane manner.

All at large and impounded dogs and cats shall have an electronic identification device, otherwise known as a microchip, placed under the animal's skin prior after 72 hours in impound, unless waived by the executive director of the humane society or their designee for good cause. The microchip identification shall become part of the at large animal's record, and the impoundment fee shall be increased to include the cost of the microchip implantation and registration in the amount set by Animal Control.

- ~~C. Notice. Upon impounding a licensed animal the owner or custodian of the animal shall be given a written notice of the impoundment by the impoundment authority within two days and the owner shall then have five days to redeem the animal not counting the day of impoundment. If an impounded animal is unlicensed or not displaying a license pursuant to Section 6.04.030 the impoundment authority shall have no obligation to search for or provide notice to the owner or custodian. Every dog or cat found without a license, collar, microchip, rabies tag, or similar identification shall be kept for not less than three days after being impounded unless sooner redeemed by the owner in accordance with this article. Dogs with identification shall be kept not less than seven days after being impounded unless sooner redeemed by the owner in accordance with this article.~~
- D. Claim Fees. A person redeeming an impounded dog or cat shall pay the required redemption fee as stated in Section 6.04.060 for a first, second or third offense and the required boarding fees as provided for by this section. In addition, before an unlawfully unlicensed animal may be redeemed the person redeeming the animal must obtain a license as stated in this chapter. In addition, a person redeeming an animal shall pay any additional fees required under the provisions of this chapter, including any monies expended for the provision of medical treatment provided to the animal.

The boarding fees for other animals shall be set by resolution of the City Council and as follows:

1. For each dog, cat, ferret or similar animal a per day fee ~~of \$10 per day~~ for the animal's care, food, water and shelter.
 2. For each domestic fowl, chicken, goose, duck or waterfowl a per day fee ~~of \$10 per day~~ for the animal's care, food, water and shelter.
 3. For each horse, mule, jack, cow, bull, steer, ox, swine, sheep, goat or similar animals a per day fee ~~of \$30 per day~~ plus actual expenses incurred for the animal's care, food, water and shelter.
 4. For any animal not specified herein, a ~~fee of \$25 per day~~ fee plus actual expenses incurred for the animal's care, food, water and shelter.
- E. No animal need be kept for the period of notification or impoundment if a licensed veterinarian or an animal control officer certifies that the animal is so diseased or injured that it is unduly suffering or cannot survive. In such cases the animal may be subjected to humane euthanasia.
- F. Unclaimed Animals. Animals not reclaimed or redeemed within the time limitations provided by this chapter shall become the property of the City or animal shelter and shall be placed for adoption in a suitable home or subjected to humane euthanasia. No unclaimed dog or cat shall be released for adoption to a suitable home without being sterilized, or without a written agreement from the adopter, secured by a cash deposit, guaranteeing that such animal will be sterilized.
- G. The refusal to redeem or reclaim any impounded animal shall not relieve the owner of the duty to pay the impoundment fees, boarding fees, veterinarian expenses, or any other costs incurred in the care of the animal. An owner or custodian who refuses to pay such expenses shall be in violation of this chapter and subject to citation for the same.
- H. Neither the City nor the animal shelter, nor their agents and officers enforcing the provisions of this chapter shall be liable for any accident or subsequent disease that may occur in connection with the impoundment of any animal pursuant to this chapter.

6.04.150 Enforcing provisions.

[Ord. 2000-285 § 9; Ord. 93-283 § 1 (part)]

- A. Humane society employees, animal control officers and Davenport police officers are authorized to issue municipal infraction citations or notices of violations for violations of the provisions of this chapter. If provided for by a section of this chapter, a Davenport police officer may enforce a violation of a section as a simple misdemeanor.
- B. It is unlawful for any person to interfere with, hinder, willfully prevent or attempt to prevent any police officer, animal control officer, or person authorized to enforce this chapter by the City Administrator in the enforcement of this chapter.
- C. Inspection Procedures. Whenever it becomes necessary to make an inspection to enforce any of the provisions of or to perform any duty imposed by this chapter or other applicable law, or whenever the animal control officer or other authorized person has reasonable cause to believe that there exists in any building or upon any premises any violation of the provisions of this chapter or other applicable law, the officer is authorized to enter such property at any reasonable time and to inspect the same and perform any duty imposed upon the officer by this chapter or other applicable law. If the property is occupied, the officer shall first present proper credentials to the occupant and request entry, explaining the reasons entry is sought. If the property is unoccupied, the officer shall first make a reasonable effort to locate the owner or other person in control of the property and request entry explaining the reason therefor. If entry is refused, or the owner or person in control of the property cannot be located after due diligence, the officer shall have recourse to every remedy provided by law to secure lawful entry and inspect the

property.

- D. Immediate Inspection. Notwithstanding Section 6.04.170 subsection B., if the animal control officer or police officer has reasonable cause to believe that the keeping or the maintenance of any animal is so hazardous, unsafe or dangerous as to require immediate inspection to safeguard the animal or the public health or safety, the officer shall have the right to immediately enter and inspect such property, and may use any reasonable means required to effect such entry and make such investigation, whether the property is occupied or unoccupied. If occupied, the officer shall first present proper identification and demand entry explaining the reasons therefor and the purpose of the inspection.

6.04.155 Notice of violation, confiscation, revocation.

[Ord. 2015-118 § 6; Ord. 2006-211 § 2; Ord. 2003-210 (part); Ord. 02-573 § 5; Ord. 2000-285 § 10]

An animal control officer or police officer may send notice of violation to an animal's owner or keeper. A notice of violation initiates administrative sanction procedures for violations of this chapter, revocation of a person's privilege to license or keep animals within the City, extension of periods of revocation, confiscation of an animal by the City, or a declaration that a dog is dangerous or vicious. A notice of violation shall be sent by certified mail or personally served upon an animal's owner or keeper at the request of a victim of a dog attack as defined in Section 6.04.010(K). The notice of violation may be appealed as provided in Section 2.86.020 of the City code. If appealed the hearing shall be scheduled and held as provided by the procedures in Chapter 2.86 of the City code. If a timely appeal is not filed the notice of violation shall be conclusively presumed to be true. If no timely appeal is filed the notified person shall be deemed to have waived all rights to challenge the action taken by the City.

6.04.160 Nuisances.

[Ord. 2015-118 § 7; Ord. 2006-211 § 3; Ord. 2003-210 (part); Ord. 2000-285 § 11; Ord. 97-247 § 1; Ord. 93-283 § 1 (part)]

- A. Any animal which is not confined or kept under restraint as required by this chapter, and any wild, exotic, dangerous or vicious animal kept or maintained within the City in violation of this chapter, any animal which barks so frequently, regularly, or habitually that it causes serious annoyance to the surrounding neighborhood, is hereby declared a public nuisance.
- B. Whenever an animal control officer or police officer determines that a nuisance exists, the officer may cause a written notice ordering the abatement of the nuisance to be served upon the owner or custodian. The notice to abate shall contain a description of what constitutes the nuisance, the location of the nuisance, a statement of the act or acts necessary to abate the nuisance, a definite time within which the nuisance shall be abated which time shall be reasonable under the circumstances, and a statement that the City will abate the nuisance if the nuisance is not abated in the manner and within the time stated and no request for a hearing is made within the time stated. Notice to abate shall be served personally upon the owner or custodian by serving the owner or custodian or any person residing at the residence who is at least 18 years old, or by serving the owner or custodian by certified mail return receipt requested. If service is by certified mail, service shall be deemed given when mailed.
- C. Any person ordered to abate a nuisance may request a hearing on the order to abate as provided in Section 2.86.020 of the City code. If appealed the hearing shall be scheduled and held as provided by the procedures in Chapter 2.86 of the City code. If no timely appeal is filed the nuisance shall be conclusively presumed to exist and the person who was notified to abate it shall be conclusively presumed to be responsible for the existence of the nuisance.
- D. If a person ordered to abate a nuisance neglects or fails to abate the nuisance as directed, the City may abate the nuisance. If an animal is impounded, the owner or custodian of the animal shall be notified of the impoundment as provided in Section 6.04.140. Notwithstanding any other provision of this chapter,

the impoundment authority shall keep an impounded animal until such time as the animal control officer who ordered the abatement notifies the impoundment authority that the owner or custodian has complied with the order to abate or has abated the nuisance in some other acceptable manner, in which case, the animal may be released to the owner or custodian upon payment of all the costs, fees and other expenses incurred in the care of the animal have been paid. If the impoundment authority is not notified of the owner's or custodian's compliance within three days after the impoundment, in the case of a previously abated nuisance animal, or from the time specified in a formal order of abatement, the impounded animal may be disposed of in the discretion of the humane society.

6.04.165 (Reserved)

6.04.170 Penalties.

[Ord. 02-573 § 6; Ord. 2002-501 § 2; Ord. 2000-285 § 12; Ord. 93-283 § 1 (part)]

- A. A violation of any provision of this chapter shall constitute a municipal infraction and may be cited and punished accordingly.
- B. If provided for, a section of this chapter may be charged as a simple misdemeanor offense and may be cited and punished accordingly, in lieu of the issuance of a municipal infraction citation, at the officer's discretion.
- C. In addition to a municipal infraction citation or simple misdemeanor citation for violations under this chapter, a notice of violation for the same incident may be issued to invoke the procedures pursuant to Section 6.04.155 of this chapter.
- D. The following scheduled fines are established for municipal infractions:
 - 1. Section 6.04.020 (Licenses) \$20;
 - 2. Section 6.04.030 (Display of tags); Section 6.04.040 (Rabies vaccination); Section 6.04.060 (At large); and Section 6.04.080 (Animal waste): (i) first offense \$30; second offense \$40; third offense \$50; fourth or subsequent offense up to \$200;
 - 3. Section 6.04.110A or B (Vicious dog): first offense \$250; second offense \$500; third or subsequent offense \$750.
- E. If no scheduled fine is provided for a violation, then the fine imposed shall not exceed \$500 for a first offense and \$750 for a second or subsequent offense.



THE CITY OF
DAVENPORT
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Management Update

- City and Humane Society of Scott County Task Force

July 2, 2024 | City Hall

Overview



- FY 2025 agreement summary
- Fundraising investment
- Joint task force updates
- Proposed ordinance changes to reduce financial strain
- Timeline and next steps



FY 2025 Agreement Summary

FY 2025 Agreement



- Approved by Council March 27, 2024
- Effective July 1, 2024 – June 30, 2025
- \$800,000 for animal control services, plus vehicle, fuel, and radios
- Key changes:
 - Joint task force
 - Fundraising investment (\$50,000)





Joint Taskforce

Purpose

- HSSC and City commit to work in good faith to achieve a more stable and sustainable contract
- Evaluate necessary ordinance updates or programmatic changes
- Propose solutions for long-term financial viability

Representation

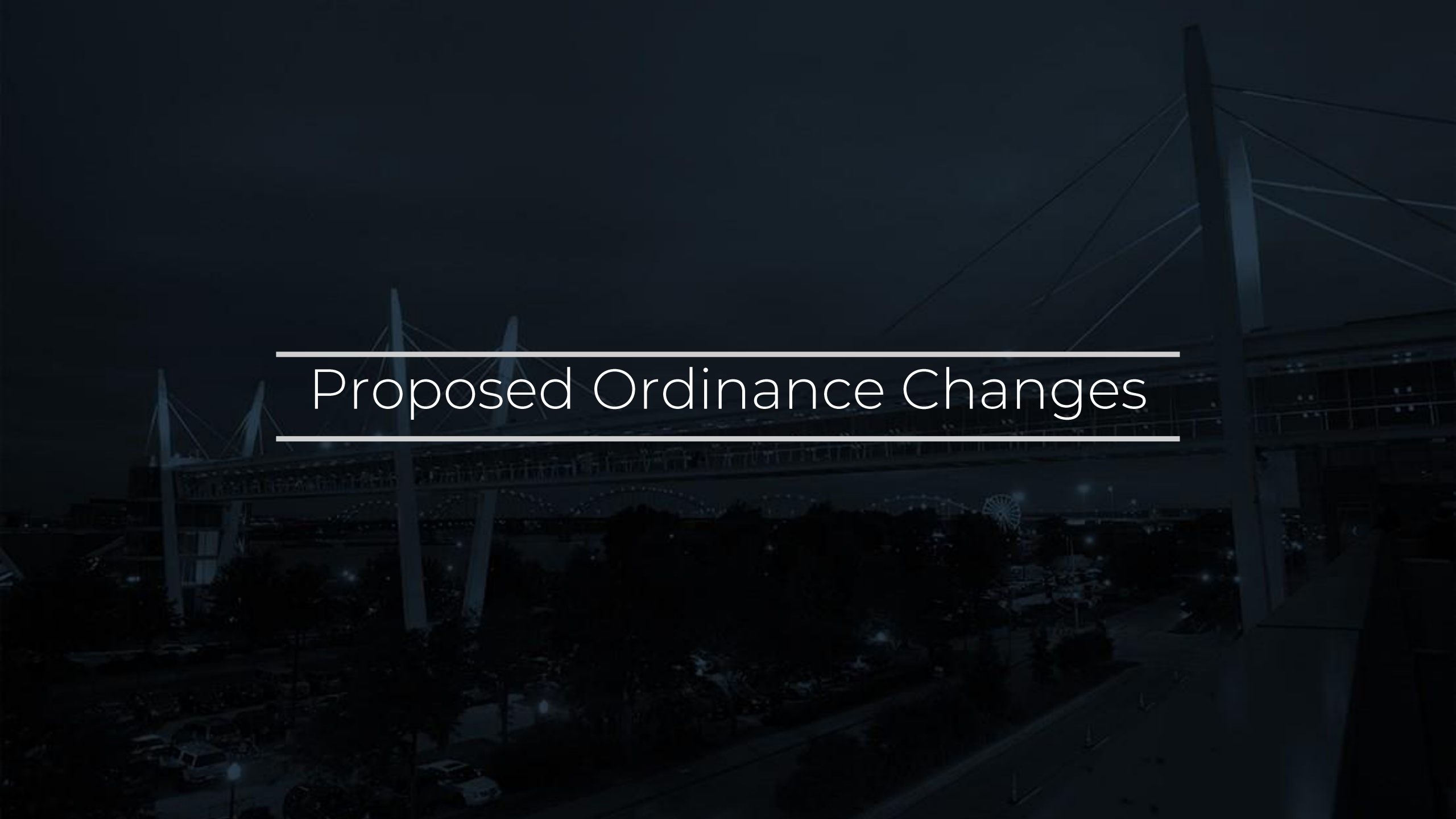
- Director from HSSC Board
- HSSC Staff
- City Council
 - Alderwoman Burkholder
- City of Davenport Staff
- Consulting with:
 - City of Bettendorf
 - Scott County
 - Local veterinarians



Fundraising Investment

Fundraising Update

- April | RFP for a fundraising consultant.
- May | Three proposals received and evaluated by HSSC and City staff.
- June | Interview with top scoring vendor.
- June | Award to top scoring vendor and awaiting contract draft to begin negotiations.
- TBD | Signed agreement.
- Expected Outcomes | Development Audit by end of year with Feasibility Study to follow.



Proposed Ordinance Changes

Reduce Impoundment

- Current:
 - All animals are held for a minimum of seven days.
- Proposed change:
 - Reduce mandatory hold period for animals found without license, collar, microchip, rabies tag, or other identification to three days.
 - Animals with identification will continue to be held a minimum of seven days.
- Justification:
 - Most pets not returned to their owner within 48 hours are significantly less likely to be reunited.
 - Allows pets to be put up for adoption sooner, reduces the length of stay, which lowers boarding and medical costs.
 - Similar to Des Moines code.

Microchip on Impoundment

- Current:
 - Animals adopted out from HSSC are microchipped.
- Proposed changes:
 - All at large and impounded dogs and cats will have a microchip placed under the skin prior to release.
 - Costs will be added to current fees.
- Justification:
 - Increase return to owner rates.
 - Allows accurate identification of impounded animals over time and increases the ability to identify an owner, especially for repeat cases.
 - Similar codes in Cedar Rapids, Des Moines, and Iowa City.

License Sales

- Current:
 - Licenses are sold at the shelter during regular business hours.
- Proposed change:
 - Allow license sales online and through veterinary offices.
- Justification:
 - Increase return to owner rates.
 - Rabies vaccination is a requirement for license.
 - Education opportunity through vet offices.
 - More convenient for pet owners.
 - Similar to Rock Island County.

Claim Fees

- Current:
 - The per day fee for dogs/cats is \$10.
 - Livestock is \$25 per day and does not include other expenses.
- Proposed changes:
 - Increase the per day fee to \$20 per day for dogs/cats.
 - Addition of actual expenses incurred for livestock like horses, goats, or similar animals.
- Justification:
 - Current rates are lower than the actual cost of care.
 - HSSC is not licensed for livestock and must arrange care with outside groups.
 - Fees to be aligned with Bettendorf and Scott County.



Next Steps

Timeline

- Proposed changes have gone through City legal review.
 - Ordinance changes on agenda late summer.
 - Current proposed schedule:
 - August 21 COW and August 28 City Council
 - September 4 COW and September 11 City Council
 - September 18 COW and September 25 City Council*
- *Claims fees to be set by resolution at 9/25 meeting

Next Steps

- Align ordinances and fees with Bettendorf and Scott County.
- Task force to continue to meet and evaluate impacts of code changes.
- Consideration of additional animal code changes (Example: updates for neglect and mistreatment to follow State code).

Next Steps

- Signed agreement with fundraising consult with completion of development audit and feasibility study to follow.
- Mutual agreement for services past June 30, 2025 reached by February 28, 2025.
- New contract for FY 2026 (and beyond).

Thank you



City of Davenport

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

Action / Date
9/4/2024

Subject:

Resolution setting claim fees, annual license fees, and redemption fees under Chapter 6.04 entitled "Animals" of the Municipal Code of Davenport, Iowa. [All Wards]

Recommendation:

Approve the Resolution.

Background:

The City of Davenport contracts animal control and sheltering services to the Humane Society of Scott County. The joint task force between the two parties recommends increasing claim fees for dogs and cats to better reflect the true cost of caring for animals brought into the shelter. For those animals who cannot be housed in the shelter, owners are also responsible for additional care expenses as outlined in 6.04.140.

Per day claim fees:

- Dog, cat, ferret or similar animal
\$20
- Domestic fowl, chicken, goose, duck or waterfowl
\$10
- Horse, mule, jack, cow, bull, steer, ox, swine, sheep, goat, or similar animal
\$30
- Any animal not specified
\$25

As part of the ordinance amending various sections of Chapter 6.04, annual license fees and redemption fees will be set by resolution of the City Council. The amount for each fee remains unchanged.

Annual license fees:

- Neutered/spayed (altered) dog or cat \$10
- Non-altered dog or cat \$30
- Dog declared dangerous \$150
- Dog declared vicious \$350

Redemption fees:

- First violation \$30
- Second violation \$75
- Third violation \$150

- Fourth violation will result in the revocation of the license to keep the animal.

Attachments:

1. Resolution
2. Fee Schedule

Resolution No. _____

Resolution offered by Alderwoman Newton.

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

RESOLUTION setting claim fees, annual license fees, and redemption fees under Chapter 6.04 entitled "Animals" of the Municipal Code of Davenport, Iowa.

WHEREAS, the City of Davenport has not reviewed or increased claim fees under Chapter 6.04 of the Municipal Code for many years; and

WHEREAS, the related fees support the operational costs of the Humane Society of Scott County in providing animal care and allow the organization to provide shelter to animals in need; and

WHEREAS, the City of Davenport and the Humane Society of Scott County are committed to quality care for animals in the community.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that claim fees, annual license fees, and redemption fees under Chapter 6.04 entitled "Animals" of the Municipal Code of Davenport, Iowa are hereby set in accordance with the attached fee schedule.

Passed and approved this 11th day of September, 2024.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

Chapter 6.04 Fee Schedules

As part of the ordinance amending various sections of Chapter 6.04, annual license fees and redemption fees will be set by resolution of the City Council. The amount for each fee remains unchanged.

Annual license fees as listed in 6.04.020(D):

- | | |
|--|-------|
| ▪ Neutered/spayed (altered) dog or cat | \$10 |
| ▪ Non-altered dog or cat | \$30 |
| ▪ Dog declared dangerous | \$150 |
| ▪ Dog declared vicious | \$350 |

Redemption fees as listed in 6.04.060(D):

- | | |
|---|-------|
| ▪ First violation | \$30 |
| ▪ Second violation | \$75 |
| ▪ Third violation | \$150 |
| ▪ Fourth violation will result in the revocation of the license to keep the animal. | |

As part of the ordinance amending various sections of Chapter 6.04, claim fees will be set by resolution of the City Council. The amount for each fee remains unchanged except the fee for dog, cat, ferret or similar animal which is increasing from \$10 to \$20 per day.

Per day claim fees as listed in 6.04.140(D):

- | | |
|--|------|
| ▪ Dog, cat, ferret or similar animal | \$20 |
| ▪ Domestic fowl, chicken, goose, duck or waterfowl | \$10 |
| ▪ Horse, mule, jack, cow, bull, steer, ox, swine, sheep, goat, or similar animal | \$30 |
| ▪ Any animal not specified | \$25 |