

# CITY COUNCIL MEETING

City of Davenport, Iowa

Wednesday, April 22, 2020; 5:30 PM

City Hall, 226 W 4th St, Council Chambers

\*A partially electronic meeting is being held because a fully “in person” meeting is impossible or impractical due to concerns for the health and safety of Council members, staff, and the public presented by COVID-19, and to follow the Governor’s proclamation directing social distancing and placing restrictions on gatherings.\*

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

Approval of the City Council Meeting minutes for April 8, 2020.

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report on Committee of the Whole for April 15, 2020.

VIII. Appointments, Proclamations, Etc.

A. Proclamations

1. Health Care and First Responder Hero Week

2. Arbor Day

IX. Petitions and Communications from Council Members and the Mayor

X. Individual Approval of Items on the Discussion Agenda

XI. Approval of All Items on the Consent Agenda

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

1. Third Consideration: Ordinance amending Davenport Municipal Code Section 12.12.080. [All Wards]

2. Third Consideration: Ordinance amending various sections in Chapter 2.58 to ban the practice of conversion therapy in the City of Davenport. [All Wards]

3. Second Consideration: Ordinance amending Schedule XV of Chapter 10.96

entitled "Pedestrian Traffic Signals" by deleting 2nd Street east of Fillmore Street. [Ward 3]

4. Resolution accepting work completed under Phase II of the Downtown Decorative Streetlight Replacement Project, CIP #60020. The total contract with Tri City Electric was \$128,088.28. [Ward 3]
5. Resolution approving the plans, specifications, form of contract, and estimate of cost for the CY20 Microsurfacing Program, CIP #35042 & 64078. [Wards 4, 5, 6, 7, & 8]
6. Resolution approving the purchase of a lightning loader for the Solid Waste Division from the Sourcewell contract number 081716-NAF, from the vendor Truck Country of Davenport, IA in the amount of \$185,546, CIP #10503. [All Wards]
7. Resolution of acceptance for the FY19 Contract Sewer Repair Program for Legacy Corporation of East Moline, IL, CIP #30044 and #33001. [All Wards]
8. Resolution approving the contract for the RiverCenter Doors Replacement North & South Buildings to Tricon General Construction of Dubuque, IA in the amount of \$599,000, CIP #69014. [Ward 3]
9. Resolution approving the blanket contract for the purchase of hot mix asphalt from Tri City Blacktop Inc of Bettendorf, IA in the amount of \$51.50 per ton and a backup contract to Manatts, Inc - Eastern Iowa Division of Camanche, IA in the amount of \$56.50 per ton, CIP #35043. [All Wards]
10. Resolution approving a preconstruction agreement with the Iowa DOT for the Harrison St Resurfacing Project from 35th St to Central Park Ave. [Ward 7]
11. Resolution approving the purchase of six chassis and seven bodies, plus seven trade-ins, for Solid Waste trucks to Elliott Equipment of Davenport, IA in the amount of \$1,298,122.72, CIP #10503. [All Wards]
12. Resolution making provisions for the issuance of not-to-exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021. [All Wards]
13. Resolution approving the contract for 503 W 15th St interior and exterior rehabilitation to Reed Construction LLC of DeWitt, IA in an amount not-to-exceed \$241,838, CIP #HM200. [Ward 3]
14. Motion approving the petition for a street light between 1 and 2 Lombard Ct. [Ward 6]
15. Motion approving beer and liquor license applications.

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

## **Ward 2**

Hickory Creek Event Center (Chariot LLC) - 3504 Hickory Grove Rd - New License - License Type: C Liquor

### **Ward 3**

Front Street Brewery (Front Street Brewery Inc) - Parking Lot of 421 W River Dr - Outdoor Area Event May 24, 2020 "Bags Tournament" - License Type: B Beer

Miss Phay Cafe (Miss Phay Cafe, Inc) - 510-512 Brady St - Outdoor Area New License - License Type: C Liquor

RME Courtyard (River Music Experience) - 121 W 2nd St - 6 Month New License - Outdoor Courtyard Area - License Type: C Liquor

### **Ward 7**

Azteca Mexican Restaurant (Azteca Mexican Restaurant, Inc) - 4811 N Brady St, Ste 3 into Parking Lot - Extended Outdoor Area Event June 6, 2020 "Community Yoga" - License Type: C Liquor

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

### **Ward 2**

Hy-Vee Food & Drugstore #2 (Hy-Vee, Inc) - 2200 W Kimberly Rd - License Type: E Liquor

Hy-Vee Market Cafe (Hy-Vee, Inc) - 2200 W Kimberly Rd - License Type: C Liquor

### **Ward 3**

At The Stardust (At The Stardust, LLC) - 218 Iowa St - License Type: C Liquor

Thirsty's on 3rd (T On Third Inc) - 2202 W 3rd St - Outdoor Area - License Type: C Liquor

### **Ward 5**

Rudy's Tacos (LaRosa S.A. Inc) - 2214 E 11th St - Outdoor Area - License Type: C Liquor

### **Ward 7**

Azteca Mexican Restaurant (Azteca Mexican Restaurant, Inc) - 4811 N Brady St, Ste 3 - License Type: C Liquor

C. Request for exemptions for 19- and 20-year-olds on premises:

### **Ward 3**

At The Stardust (At The Stardust, LLC) - 218 Iowa St - Annual Renewal - License Type: C Liquor

16. Motion approving the purchase of one 26,000 GVW chassis from Truck Country of Iowa of Davenport, IA in the amount of \$69,150, CIP #10503. [All Wards]
17. Motion awarding a contract for demolition of five buildings to Holst Trucking & Excavating of LeClaire, IA in the amount of \$54,600, CIP #60016. [Wards 1, 3, 4, & 6]
18. Motion directing staff to purchase the former Chi Chi's lot near NorthPark Mall, located between Brady and Welcome Way, for the purchase price of \$345,000 and authorizing the City Administrator or City Attorney or their designees to execute all documents necessary to complete the transaction. [Ward 7]

#### XII. Other Ordinances, Resolutions and Motions

1. Motion for suspension of the rules to add and vote on the items below.
2. Public Hearing on the amended Annual Action Plan for Year 45 (July 1, 2019 - June 30, 2020) for the CDBG and HOME Programs and the revised Citizen Participation Plan (City of Davenport, petitioner). [All Wards]
3. Resolution approving the amended Annual Action Plan for Year 45 (July 1, 2019 - June 30, 2020) for the CDBG and HOME Programs and the revised Citizen Participation Plan (City of Davenport, petitioner). [All Wards]
4. Resolution approving the Tenant-Based Rental Assistance Program (TeBRA) with HOME funding to help respond to and/or prevent increased homelessness as a result of the COVID-19 crisis (City of Davenport, petitioner). [All Wards]

#### XIII. Public with Business

PLEASE NOTE: At this time individuals may address the City Council on any matters of City business not appearing on this agenda. This is not an opportunity to discuss issues with the Council members or get information. In accordance with Open Meetings law, the Council can not take action on any complaint or suggestions tonight, and can not respond to any allegations at this time.

Please state your Name and Ward for the record. There is a five (5) minute time limit. Please end your comments promptly.

#### XIV. Reports of City Officials

#### XV. Adjourn

City of Davenport

Agenda Group:  
Department: City Clerk  
Contact Info: Brian Krup 563-326-6163  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Approval of the City Council Meeting minutes for April 8, 2020.

ATTACHMENTS:

Type	Description
▣ Backup Material	CC Min 040820

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	4/16/2020 - 4:25 PM

**City of Davenport, Iowa**  
**City Council Meeting Minutes**

**Wednesday, April 8, 2020**

The City Council of Davenport, Iowa met in regular session on Wednesday, April 8, 2020 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 W 4th St, Davenport, IA with Mayor Mike Matson presiding and all Aldermen present (the following Aldermen were present via telephone: Ald. Dickmann, Ald. Dohrmann, Ald. Jobgen, Ald. Lee, Ald. Meginnis, and Ald. Peacock). A partially electronic meeting was held because a fully "in person" meeting was impossible or impractical due to concerns for the health and safety of Council members, staff, and the public presented by COVID-19, and to follow the Governor's proclamation directing social distancing and placing restrictions on gatherings.

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

**APPROVED**

1. Approval of the City Council Meeting minutes from March 25, 2020.
2. Approval of the Special City Council Meeting minutes for March 26, 2020.

VI. City Administrator Update

VII. Report on Committee of the Whole

**APPROVED**

Approval of the Report on Committee of the Whole for April 1, 2020.

*COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, April 1, 2020--The Council observed a moment of silence. Pledge of Allegiance. The Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding and all Aldermen present (the following Aldermen were present via telephone: Ald. Dickmann, Ald. Dohrmann, Ald. Jobgen, Ald. Lee, Ald. Meginnis, and Ald. Peacock). A partially electronic meeting was held because a fully "in person" meeting was impossible or impractical due to concerns for the health and safety of Council members, staff, and the public presented by COVID-19, and to follow the Governor's proclamation directing social distancing and placing restrictions on gatherings.*

*The following Public Hearings were held: Public Works: 1) on the proposed Resolution of Necessity covering the FY20 Alley Resurfacing Program, CIP #35038; and 2) to review an application for a State Revolving Fund (SRF) Loan related to the proposed improvements to the City's Water Pollution Control Plant UV Disinfection Project, CIP #39005. Finance: 1) authorizing the City to convey City-owned parcels X1101A23B, X1101A24B, X1101A25B, X1101B02B, X1101B03B, X1101B04B, X1101B05B, and the north 15 feet of parcel X1101A22 to the owners of the adjacent original parent parcel.*

*Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: No items on the agenda. Public Safety: Ald. Ambrose reviewed all items listed. On motion by Ald. Jobgen, second by Ald. Condon all items moved to the Consent Agenda. Public Works: Ald. Dunn reviewed all items listed. On motion by Ald. Dohrmann, second by Ald. Gripp*

*all items moved to the Consent Agenda. Finance: Ald. Condon reviewed all items listed. On motion by Ald. Peacock, second by Ald. Ambrose all items moved to the Consent Agenda.  
Council adjourned at 6:01 p.m.*

## VIII. Petitions and Communications from Council Members and the Mayor

### **Mayor Matson's COVID-19 Statement**

In these challenging times as we take on the fight against COVID-19, the City of Davenport and I, as your Mayor, are committed to keeping you healthy and safe.

Since the initial days of the COVID-19 response, the City of Davenport has worked together with our community partners to ensure that Davenport is prepared and well equipped for the challenges that lie ahead.

I want to thank our first responders, essential City staff, and local healthcare professionals who are on the frontline of the COVID-19 crisis. They are the men and women who work tirelessly on our behalf.

First responders and essential City staff do not have the option of staying home, and every day they leave their families to serve our community. Hard work and

resilience are at the core of who we are here in Davenport, and our first responders and essential City staff exemplify the character and grit that makes us stronger.

To each and every member of our first responder and essential City team, I want you to know this: you are deeply appreciated.

Over the past several weeks, the Governor has issued several proclamations closing non-essential businesses and limiting social gatherings. While the Governor has not yet issued shelter-in-place orders, I am speaking to our community tonight to reiterate the importance of staying at home during this crucial time to stop the spread of COVID-19 in our community. Staying home is the most important line of defense we have.

All Davenport residents need to heed the advice that has been given to us by healthcare professionals. Stay home, only leaving to go to work, or for essential shopping trips for food or medicine. Work from home if you can. If you must leave your house, use social distancing and stay more than six feet apart from others.

If you are not well, isolate yourself and remain home for at least 72 hours after the symptoms subside. When we do not heed these recommendations, we put our family, our friends and our community at risk. Every resident of Davenport has the ability and the responsibility to follow this advice.

We need to utilize our resilience now more than ever before. I implore every Davenport resident to do what he or she can for our community, and that is to stay home and stay safe.

We are not staying home and social distancing for the faceless stranger: we are doing so for the sake of our elderly neighbor fighting to stay healthy, for our first responders who do not have the luxury of staying home, our health care workers on the front lines, and family and friends whom we love dearly.

When history looks back upon this time, we will be able to share how each and every Davenport citizen did their part in fighting this crisis: from the youngest child to the oldest senior.

I sincerely thank our community members who have already taken these steps to mitigate the spread of COVID-19. But know this: we are entering a crucial point in our fight -- let us not grow weary in doing what is right and good for Davenport, the Quad Cities, and our nation.

The citizens of Davenport are strong, and once the concern of the current moment has passed, it is my great hope that we will be able to look back with pride on how our community responded to this challenge.

Let us all work together to make Davenport a safe, stable and welcoming community, even during these challenging times. Stay safe Davenport.

*-Mayor Mike Matson*

## IX. Individual Approval of Items on the Discussion Agenda

## X. Approval of All Items on the Consent Agenda

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

*On motion by Ald. Ambrose, second by Ald. Gripp with all Aldermen present voting aye, the Consent Agenda was approved as follows:*

1. Second Consideration: Ordinance amending Davenport Municipal Code Section 12.12.080. [All Wards] **MOVED TO THIRD CONSIDERATION**
2. Second Consideration: Ordinance amending various sections in Chapter 2.58 to ban the practice of conversion therapy in the City of Davenport. [All Wards] **MOVED TO THIRD CONSIDERATION**
3. First Consideration: Ordinance amending Schedule XV of Chapter 10.96 entitled "Pedestrian Traffic Signals" by deleting 2nd Street east of Fillmore Street. [Ward 3] **MOVED TO SECOND CONSIDERATION**
4. Resolution approving the contract for the FY20 General Resurfacing Program to Manatts Inc - Eastern Iowa Division of Camanche, IA in the amount of \$533,490.45, CIP #35042. [Ward 4, 5, & 6] **ADOPTED 2020-155**
5. Resolution approving the contract for the Partial Roof Replacement at Davenport Public Works to Jim Giese Commercial Roofing Co, Inc of Dubuque, IA in the amount of \$792,008, CIP #23033. [Ward 7] **ADOPTED 2020-156**
6. Resolution awarding the 3 year contract for overhead door service to Raynor Door of the Quad Cities. [All Wards] **ADOPTED 2020-157**
7. Resolution approving a preconstruction agreement with the Iowa Department of Transportation for the Kimberly Road Resurfacing project from Brady Street to Elmore Avenue. [Wards 6 & 7] **ADOPTED 2020-158**
8. Resolution relating to financing of certain proposed projects to be undertaken by the City of Davenport, Iowa and establishing compliance with reimbursement bond regulations under the Internal Revenue Code. [All Wards] **ADOPTED 2020-159**
9. Resolution approving the purchase of a service lube truck for Transit via a GSA Bid contract #FS-30F-018DA from West-Mark of Ceres, CA in the amount of \$141,313.20, CIP #24020. [All Wards] **ADOPTED 2020-160**
10. Resolution setting a Public Hearing on the issuance of not-to-exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021. [All Wards] **ADOPTED 2020-161**
11. Resolution authorizing the Mayor to execute the necessary documents to convey City-owned parcels X1101A23B, X1101A24B, X1101A25B, X1101B02B, X1101B03B, X1101B04B,



X1101B05B, and the north 15 feet of parcel X1101A22 to the owners of the adjacent original parent parcel. [Ward 8] **ADOPTED 2020-162**

12. Resolution setting a Public Hearing to amend the FY20 Operating and Capital Improvement Budgets. [All Wards] **ADOPTED 2020-163**

13. Motion approving beer and liquor license applications. **PASSED 2020-164**

A. Request for exemptions for 19- and 20-year-olds on premises:

**Ward 3**

Redstone Room (River Music Experience) - 129 Main St, Second Floor Only - License Type: C Liquor

RME Courtyard (River Music Experience) - 131 W 2nd St, Courtyard only - Outdoor Area - License Type: C Liquor

14. Motion approving the purchase of two (2) SUVs for the Fire Department from Courtesy Ford of Davenport, IA in the amount of \$69,992.28. [All Wards] **PASSED 2020-165**

XI. Other Ordinances, Resolutions and Motions

XII. Public with Business

XIII. Reports of City Officials

XIV. Adjourn **5:49 p.m.**



Brian J. Krup  
Deputy City Clerk

City of Davenport

Agenda Group:  
Department: City Clerk  
Contact Info: Brian Krup 563-326-6163  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Approval of the Report on Committee of the Whole for April 15, 2020.

ATTACHMENTS:

Type	Description
▣ Backup Material	COW Report 041520

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	4/16/2020 - 4:35 PM

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, April 15, 2020 -- The Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding and all Aldermen present (the following Aldermen were present via telephone: Ald. Dickmann, Ald. Dohrmann, Ald. Jobgen, Ald. Lee, Ald. Meginnis, and Ald. Peacock). A partially electronic meeting was held because a fully "in person" meeting was impossible or impractical due to concerns for the health and safety of Council members, staff, and the public presented by COVID-19, and to follow the Governor's proclamation directing social distancing and placing restrictions on gatherings.

The following Public Hearings were held: Public Works: 1) on the plans, specifications, form of contract, and estimate of cost for the CY20 Microsurfacing Program, CIP #35042 & #64078. Finance: 1) on the issuance of not-to-exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021.

Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: No items on the agenda. Public Safety: Ald. Ambrose reviewed all items listed. On motion by Ald. Jobgen, second by Ald. Gripp all items moved to the Consent Agenda. Public Works: Ald. Dunn reviewed all items listed. On motion by Ald. Dohrmann, second by Ald. Gripp all items moved to the Consent Agenda. Finance: Ald. Condon reviewed all items listed. On motion by Ald. Peacock, second by Ald. Ambrose all items moved to the Consent Agenda.

Council adjourned at **6:27 p.m.**

City of Davenport

Agenda Group:  
Department: Office of the Mayor  
Contact Info: Samantha Torres 563-326-7701  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Health Care and First Responder Hero Week

ATTACHMENTS:

Type	Description
▣ Backup Material	Proclamation

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	4/20/2020 - 9:53 AM

# Proclamation

- Whereas** on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and
- Whereas** Scott County has confirmed many cases of individuals who have tested positive for COVID-19; and
- Whereas** health care workers and first responders provide vital and essential public service during the COVID-19 response; and
- Whereas** these professionals are currently providing support and lifesaving care to those affected by COVID-19, 24 hours a day, seven days a week; and
- Whereas** when citizens find themselves suffering a health crisis our health care workers and first responders ensure quality medical care; and
- Whereas** these professionals plan and prepare to reduce the impact of health emergencies to our citizens; and
- Whereas** we recognize with deep appreciation, the essential and important value of healthcare workers and first responders during the COVID-19 pandemic;
- Now therefore** we, Mayor Matson and the Davenport City Council, do hereby declare our appreciation to all health care workers and first responders and proclaim the week of April 27<sup>th</sup> as

## **HEALTH CARE AND FIRST RESPONDER HERO WEEK**

In the City of Davenport and urge all citizens to join us in recognizing the dedication and hard work of health care workers and first responders in responding to the citizens of Davenport during the COVID-19 pandemic. The City of Davenport Sky Bridge will display the red, white and blue colors from Monday, April 20<sup>th</sup> through Sunday, April 26<sup>th</sup> in recognition of Health Care and First Responder Hero Week.

Dated this 22<sup>nd</sup> day of April 2020.

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Mike Matson  
Mayor of Davenport

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Brian Krup  
Deputy City Clerk

City of Davenport

Agenda Group:  
Department: Office of the Mayor  
Contact Info: Samantha Torres 563-326-7701  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Arbor Day

ATTACHMENTS:

Type	Description
▣ Backup Material	Proclamation

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	4/8/2020 - 1:57 PM



*Whereas,* In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

*Whereas,* this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

*Whereas,* Arbor Day is now observed throughout the nation and the world, and

*Whereas,* trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

*Whereas,* trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

*Whereas,* trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

*Whereas,* trees, wherever they are planted, are a source of joy and spiritual renewal.

*Now, Therefore, I,* Mike Matson, Mayor of the City of Davenport, IA, do hereby proclaim April 25, 2020 as



In the City of Davenport, IA, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

*Further,* I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

*Dated this* 25th day of April  
Mayor \_\_\_\_\_

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Brian Heyer 563-326-7735  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Third Consideration: Ordinance amending Davenport Municipal Code Section 12.12.080. [All Wards]

Recommendation:  
Adopt the Ordinance.

Background:  
The purpose of this Ordinance amendment is to remove archaic language from the Davenport Municipal Code.

ATTACHMENTS:

Type	Description
▣ Cover Memo	Ordinance Amendment

REVIEWERS:

Department	Reviewer	Action	Date
Legal	Admin, Default	Approved	3/12/2020 - 12:29 PM



ORDINANCE NO.

AN ORDINANCE AMENDING DAVENPORT MUNICIPAL CODE SECTION 12.12.080

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

Section 1. Davenport municipal code section 12.12.080 is amended to read as follow:

**12.12.080 Assessment of costs -- Alternate method of collection.**

Payment of any special tax or assessment provided for in Sections 12.12.100, 12.12.250, 12.12.310, and 12.12.340 together with any interest and costs accrued thereon, may also be enforced by action in the name of the city against the owner or owners of the lots on which such taxes and assessments may be levied, which action shall be such as is authorized and prescribed by the Code of Iowa and amendments thereto, the provisions of which, so far as applicable, are adopted as a part of this chapter. (Prior code § 35-113).

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 \_\_\_\_\_

\_\_\_\_\_  
Mike Matson  
Mayor

Attest: \_\_\_\_\_  
Brian Krup  
Deputy City Clerk

Published in the *Quad City Times* on \_\_\_\_\_

City of Davenport

Agenda Group:  
Department: Finance  
Contact Info: Mallory Hoyt 563-326-7735  
Wards:

**Action / Date**  
**4/22/2020**

Subject:

Third Consideration: Ordinance amending various sections in Chapter 2.58 to ban the practice of conversion therapy in the City of Davenport. [All Wards]

Recommendation:

Adopt the Ordinance.

Background:

Conversion therapy is an attempt to change someone's sexual orientation or gender identity. The practice of conversion therapy does irreparable harm by portraying sexual orientation and gender identity as mental illness.

The ban on conversion therapy would prohibit providers from advertising or performing conversion therapy. The ban grants subject matter jurisdiction to the Davenport Civil Rights Commission and protects children exposed to conversion therapy by extending the time frame with which complaints may be made to one year beyond their eighteenth birthday.

The American Medical Association and American Psychiatric Association have urged an end to this practice.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Backup Material	Ordinance - Redlined

REVIEWERS:

Department	Reviewer	Action	Date
Legal	Warner, Tom	Approved	3/12/2020 - 9:45 AM
Finance Committee		Approved	3/13/2020 - 11:10 AM
City Clerk	Admin, Default	Approved	3/13/2020 - 12:36 PM

ORDINANCE NO. \_\_\_\_\_

**Ordinance amending Chapter 2.58 to ban the practice of conversion therapy in the City of Davenport.**

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

SECTION 1. That Section 2.58.010 of the Municipal Code of Davenport, Iowa be and hereby is amended to read as follows:

2.58.010 Purposes.

The purposes of the city in enacting the ordinance codified in this chapter are:

- A. To secure for all individuals within the city freedom from discrimination because of race, color, religion, creed, sex, national origin or ancestry, familial status, marital status, age, mental or physical disability, gender identity, or sexual orientation, in connection with employment, public accommodations, housing, education, and credit, and thereby to protect the personal dignity of these individuals, to insure their full productive capacity, to preserve the public safety, health, and general welfare, and to promote the interests, rights and privileges of individual citizens within the city;
- B. To provide for the execution within the city of the policies embodied in the Iowa Civil Rights Act of 1965 and in the Federal Civil Rights Act and to promote the cooperation between the city and the federal agencies enforcing those acts; and
- C. To provide, at the local level, a civil rights commission dedicated to the effective enforcement of this chapter and to serve as a source of information to employers, landlords, businesses, laborers, tenants, and other citizens relative to various civil rights legislation and regulations.
- D. To protect individuals from the serious harms caused by conversion therapy or reparative therapy and protect the physical and psychological well-being of minors through the exercise of the police power of the City for the public safety, health, and welfare by liberally construing this chapter to accomplish that purpose.

SECTION 2. That Section 2.58.030 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.58.030 Definitions.

For the purposes of this chapter, the words set out in this section shall have the following meanings:

- A. "Commission" means the civil rights commission created by this chapter.
- B. "Complainant" means that person filing a complaint with the commission.
- C. "Conciliation" means the attempted resolution of issues raised by a complaint, or by the investigation of such complaint, through informal negotiations involving the aggrieved person, the respondent and the commission.
- D. "Conciliation agreement" means a written agreement setting forth the resolution of the issues in conciliation.
- E. "Conversion therapy" or "reparative therapy" means any practices or treatments that seek to change an individual's sexual orientation or gender identity, including efforts to change behaviors or gender expressions or to eliminate or reduce sexual or romantic attractions or feelings toward individuals of the same gender. The term "conversion therapy" shall not mean gender confirmation surgery, counseling that provides support and assistance to a person undergoing gender transition, or counseling that provides acceptance, support, and understanding of a person or facilitates a person's coping, social support, and development, including sexual orientation-neutral interventions to prevent or address unlawful conduct or unsafe sexual practices, as long as such counseling does not seek to change sexual orientation or gender identity.
- F. "Court" means the district court in and for Scott County, Iowa.
- G. "Director" means an employee of the commission who shall have such duties, powers, and authority as may be conferred by this chapter.
- H. "Disability" means, with respect to an individual,
  - 1. A physical or mental impairment that substantially limits one or more of the major life activities of such individual and the condition of an individual with a positive human immunodeficiency virus test result, a diagnosis of acquired immune deficiency syndrome-related complex, or any other condition related to acquired human immunodeficiency syndrome. The inclusion of a condition related to a positive human immunodeficiency virus test result in the meaning of "disability" under provisions of this chapter does not preclude the application of the provisions of this chapter to conditions resulting from other contagious or infectious diseases;
  - 2. A record of such an impairment; or
  - 3. Being regarded as having such impairment, but such term does not include current illegal use of or addiction to a controlled substance as defined in Chapter 124 of the Iowa Code.
- I. "Employee" means any person employed by an employer, but does not include an individual employed by a parent, spouse, or child.

J. "Employer" means the city or any political subdivision, board, commission, department, institution, or school district therein, and every other person employing employees within the city.

K. "Employment agency" means any person or entity undertaking to procure employees or opportunities to work for any other person or any person or entity representing himself or itself to be equipped to do so.

L. "Gender identity" means a gender-related identity of a person regardless of the person's assigned sex at birth.

M. "Labor organization" means any organization which exists for the purpose, in whole or in part, of collective bargaining, or of dealing with employers concerning grievances, terms, or conditions of employment, or of other mutual aid or protection in connection with employment.

N. "Marital status" means the state of being married, single, divorced, separated, or widowed.

O. "Person" includes one or more individuals, partnerships, associations, corporations, legal representatives, labor organizations, trustees, trusts, mutual companies, joint stock companies, unincorporated organizations, trustees in cases under Title 11, receivers, fiduciaries, and the city and all political subdivisions and agencies thereof.

P. "Provider" means any licensed medical or mental health professional including but not limited to licensed mental health counselors, mental health counselor associates, marriage and family therapists, marriage and family therapist associates, social workers, and social worker associates, and any physicians, psychologists, psychotherapist, certified chemical dependency professionals, certified chemical dependency professional trainees, counselors, certified counselors, certified advisers and any other designees or agents.

Q. "Public accommodation" means each and every place, establishment, or facility, of whatever kind, nature, or class that caters or offers services, facilities, or goods for a fee or charge to nonmembers of any organization or association utilizing the place, establishment, or facility provided that any place, establishment, or facility that caters or offers services, facilities, or goods to the nonmembers gratuitously shall be deemed a public accommodation if the accommodation receives any governmental support or subsidy. Public accommodation shall not mean any bona fide private club or other place, establishment, or facility which by its nature is distinctly private except when such distinctly private place, establishment, or facility caters or offers services, facilities, or goods to the nonmembers for a fee or charge or gratuitously, it shall be deemed a public accommodation during such period.

R. "Respondent" means the person or other entity against whom a complaint has been filed with the commission.

S. "Sexual orientation" means the following:

1. Homosexuality, heterosexuality, and bi-sexuality;
2. Having a record of being homosexual, heterosexual, or bisexual; or
3. Being perceived as being homosexual, heterosexual, or bisexual.

T. "Unlawful practice" or "discriminatory practice" means those practices specified as unlawful or discriminatory in this chapter.

SECTION 3. That Section 2.58.115 of the Municipal Code of Davenport, Iowa, is created and the same is hereby amended to read as follows:

2.58.115 Unfair practices—Conversion therapy.

A. It is a violation for any provider to provide or advertise conversion therapy or reparative therapy to a minor, regardless of whether the provider receives compensation in exchange for such services.

B. If the Director or City Attorney or their designees receives a report of an alleged violation of this Chapter 2.58.115, the Director or City Attorney or their designees may issue a letter notifying the provider that provision of conversion therapy or reparative therapy is prohibited. The act of sending an advisory letter does not preclude any other enforcement power of the commission or other body.

C. In addition to the remaining enforcement powers in this Chapter 2.58, the commission shall also have the authority to recommend revocation of the respondent's business license conferred under Title 5 depending on the severity and pervasiveness of the respondent's actions under 2.58.115.

SECTION 4. That Section 2.58.150 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.58.150 Complaint procedures.

A. The director shall promptly cause investigation to be made of the allegations of unfair or discriminatory practice set forth in a complaint and shall promptly furnish the respondent with a copy of said complaint. Complaints filed in the areas of employment, credit, education, and public accommodation, except complaints for conversion therapy, must be filed within three hundred days after the alleged discriminatory practice occurred. Complaints filed in the area of housing must be filed within one year after the alleged discriminatory practice occurred. Complaints filed in the area of conversion therapy must be filed within one year of the complainant's eighteenth birthday or the date of the discriminatory practice, whichever is later. The director is authorized to administratively close a case when the director finds any of the following: 1) lack of jurisdiction; 2) minimal impact on civil rights in the community; or 3) facts do not warrant further processing.

B. If it is determined after investigation that no probable cause exists for such complaint, the director shall forthwith notify the complainant and the respondent of such determination and the case shall be closed.

C. If it is determined after investigation that probable cause exists for crediting the allegations of the complaint, the director shall promptly endeavor to eliminate any discriminatory or unfair practice by conference, conciliation and persuasion (hereinafter called conciliation).

D. The director may notify the Iowa Civil Rights Commission whenever a finding of probable cause or no probable cause has been made with respect to any case within their jurisdiction or whenever such case is otherwise closed.

E. The commission or the complainant shall have the power to reasonably and fairly amend any complaint. The complaint and the answer may be amended at any time prior to the scheduling of the complaint for a public hearing, and thereafter, only upon the consent of the hearing officer.

F. In any case where the commission finds that a complainant may suffer irreparable injury as a result of a violation of this chapter, the commission may bring an immediate action in the court for a temporary injunction against a respondent.

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:

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

\_\_\_\_\_  
Mike Matson  
Mayor

## Chapter 2.58 CIVIL RIGHTS COMMISSION

### Sections:

#### Division I—General

- 2.58.010 Purposes.
- 2.58.020 Construction.
- 2.58.030 Definitions.
- 2.58.040 Established—Appointment and terms of members.
- 2.58.045 Meetings.
- 2.58.050 Powers and duties.
- 2.58.060 Director—Created— Appointment.
- 2.58.070 Director—Powers and duties.
- 2.58.080 Public meetings, records, and confidentiality.
- 2.58.090 Administrative release.

#### Division II—Unfair Practices

- 2.58.100 Unfair practices— Employment—Exceptions.
- 2.58.110 Unfair practices— Accommodations or services—Exception.
- 2.58.115 Unfair practices—Conversion therapy.
- 2.58.120 Unfair practices— Credit.
- 2.58.125 Education.
- 2.58.130 Unfair practices—Aiding or abetting.
- 2.58.140 Unfair practices—Retaliation.
- 2.58.150 Complaint procedures.
- 2.58.160 Conciliation.
- 2.58.170 Public hearing.
- 2.58.175 Remedial action.
- 2.58.180 Appeal procedure.
- 2.58.190 Court enforcement of order.
- 2.58.200 through 2.58.290 Reserved.

#### Division III—Fair Housing

- 2.58.300 Fair housing—Definitions.
- 2.58.305 Fair housing—Prohibitions.
- 2.58.310 Fair housing—Exemptions.
- 2.58.315 Fair housing—Discrimination in residential real estate-related transactions.
- 2.58.320 Fair housing—Discrimination in provision of brokerage services.
- 2.58.325 Fair housing—Administrative enforcement; preliminary matters.
- 2.58.330 Fair housing—Probable cause determination and effect.
- 2.58.335 Fair housing—Subpoenas; giving of evidence.
- 2.58.340 Fair housing—Enforcement by commission.
- 2.58.345 Fair housing—Review by commission; service of final order.
- 2.58.350 Fair housing—Judicial review.
- 2.58.355 Fair housing—Enforcement by private persons.
- 2.58.360 Fair housing—Enforcement by the legal department.
- 2.58.365 Fair housing—Cooperation with state and federal agencies in administering Fair Housing Laws.
- 2.58.370 Fair housing—Interference, coercion or intimidation; enforcement by civil action.



**2.58.375 Fair housing—Violations; bodily injury.**

**2.58.380 Fair housing—Disclaimer of preemptive effect.**

## **Division I—General**

### **2.58.010 Purposes.**

The purposes of the city in enacting the ordinance codified in this chapter are:

A. To secure for all individuals within the city freedom from discrimination because of race, color, religion, creed, sex, national origin or ancestry, familial status, marital status, age, mental or physical disability, gender identity, or sexual orientation, in connection with employment, public accommodations, housing, education, and credit, and thereby to protect the personal dignity of these individuals, to insure their full productive capacity, to preserve the public safety, health, and general welfare, and to promote the interests, rights and privileges of individual citizens within the city;

B. To provide for the execution within the city of the policies embodied in the Iowa Civil Rights Act of 1965 and in the Federal Civil Rights Act and to promote the cooperation between the city and the federal agencies enforcing those acts; and

C. To provide, at the local level, a civil rights commission dedicated to the effective enforcement of this chapter and to serve as a source of information to employers, landlords, businesses, laborers, tenants, and other citizens relative to various civil rights legislation and regulations.

D. To protect individuals from the serious harms caused by conversion therapy or reparative therapy and protect the physical and psychological well-being of minors through the exercise of the police power of the City for the public safety, health, and welfare by liberally construing this chapter to accomplish that purpose.

### **2.58.030 Definitions.**

For the purposes of this chapter, the words set out in this section shall have the following meanings:

A. "Commission" means the civil rights commission created by this chapter.

B. "Complainant" means that person filing a complaint with the commission.

C. "Conciliation" means the attempted resolution of issues raised by a complaint, or by the investigation of such complaint, through informal negotiations involving the aggrieved person, the respondent and the commission.

D. "Conciliation agreement" means a written agreement setting forth the resolution of the issues in conciliation.

E. "Conversion therapy" or "reparative therapy" means any practices or treatments that seek to change an individual's sexual orientation or gender identity, including efforts to change behaviors or gender expressions or to eliminate or reduce sexual or romantic attractions or feelings toward individuals of the same gender. The term "conversion therapy" shall not mean gender confirmation surgery, counseling that provides support and assistance to a person undergoing gender transition, or counseling that provides acceptance, support, and understanding of a person or facilitates a person's coping, social support, and development, including sexual orientation-neutral interventions to prevent or address unlawful conduct or unsafe sexual practices, as long as such counseling does not seek to change sexual orientation or gender identity.

FE. "Court" means the district court in and for Scott County, Iowa.

GF. "Director" means an employee of the commission who shall have such duties, powers, and authority as may be conferred by this chapter.

HG. "Disability" means, with respect to an individual,

1. A physical or mental impairment that substantially limits one or more of the major life activities of such individual and the condition of an individual with a positive human immunodeficiency virus test result, a diagnosis of acquired immune deficiency syndrome-related complex, or any other condition related to acquired human immunodeficiency syndrome. The inclusion of a condition related to a positive human immunodeficiency virus test result in the meaning of "disability" under provisions of this chapter does not preclude the application of the provisions of this chapter to conditions resulting from other contagious or infectious diseases;

2. A record of such an impairment; or

3. Being regarded as having such impairment, but such term does not include current illegal use of or addiction to a controlled substance as defined in Chapter 124 of the Iowa Code.

IH. "Employee" means any person employed by an employer, but does not include an individual employed by a parent, spouse, or child.

J. "Employer" means the city or any political subdivision, board, commission, department, institution, or school district therein, and every other person employing employees within the city.

KJ. "Employment agency" means any person or entity undertaking to procure employees or opportunities to work for any other person or any person or entity representing himself or itself to be equipped to do so.

LK. "Gender identity" means a gender-related identity of a person regardless of the person's assigned sex at birth.

ME. "Labor organization" means any organization which exists for the purpose, in whole or in part, of collective bargaining, or of dealing with employers concerning grievances, terms, or conditions of employment, or of other mutual aid or protection in connection with employment.

NM. "Marital status" means the state of being married, single, divorced, separated, or widowed.

ON. "Person" includes one or more individuals, partnerships, associations, corporations, legal representatives, labor organizations, trustees, trusts, mutual companies, joint stock companies, unincorporated organizations, trustees in cases under Title 11, receivers, fiduciaries, and the city and all political subdivisions and agencies thereof.

P. "Provider" means any licensed medical or mental health professional including but not limited to licensed mental health counselors, mental health counselor associates, marriage and family therapists, marriage and family therapist associates, social workers, and social worker associates, and any physicians, psychologists, psychotherapist, certified chemical dependency professionals, certified chemical dependency professional trainees, counselors, certified counselors, certified advisers and any other designees or agents.

QO. "Public accommodation" means each and every place, establishment, or facility, of whatever kind, nature, or class that caters or offers services, facilities, or goods for a fee or charge to nonmembers of any organization or association utilizing the place, establishment, or facility provided that any place, establishment, or facility that caters or offers services, facilities, or goods to the nonmembers gratuitously shall be deemed a public accommodation if the accommodation receives any governmental support or subsidy. Public accommodation shall not mean any bona fide private club or other place, establishment, or facility which by its nature is distinctly private except when such distinctly private place, establishment, or facility caters or offers services, facilities, or goods to the nonmembers for a fee or charge or gratuitously, it shall be deemed a public accommodation during such period.

RP. "Respondent" means the person or other entity against whom a complaint has been filed with the commission.

SQ. "Sexual orientation" means the following:

1. Homosexuality, heterosexuality, and bi-sexuality;
2. Having a record of being homosexual, heterosexual, or bisexual; or
3. Being perceived as being homosexual, heterosexual, or bisexual.

TR. "Unlawful practice" or "discriminatory practice" means those practices specified as unlawful or discriminatory in this chapter.

### **2.85.115 Unfair practices—Conversion therapy.**

A. It is a violation for any provider to provide or advertise conversion therapy or reparative therapy to a minor, regardless of whether the provider receives compensation in exchange for such services.

B. If the Director or City Attorney or their designees receives a report of an alleged violation of this Chapter 2.58.115, the Director or City Attorney or their designees may issue a letter notifying the provider that provision of conversion therapy or reparative therapy is prohibited. The act of sending an advisory letter does not preclude any other enforcement power of the commission or other body.

C. In addition to the remaining enforcement powers in this Chapter 2.58, the commission shall also have the authority to recommend the revocation of the respondent's business license conferred under Title 5 depending on the severity and pervasiveness of the respondent's actions under 2.58.115.

### **2.58.150 Complaint procedures.**

A. The director shall promptly cause investigation to be made of the allegations of unfair or discriminatory practice set forth in a complaint and shall promptly furnish the respondent with a copy of said complaint. Complaints filed in the areas of employment, credit, education, and public accommodation, except complaints for conversion therapy, must be filed within three hundred days after the alleged discriminatory practice occurred. Complaints filed in the area of housing must be filed within one year after the alleged discriminatory practice occurred. Complaints filed in the area of conversion therapy must be filed within one year of the complainant's eighteenth birthday or the date of the discriminatory practice, whichever is later. The director is authorized to administratively close a case when the director finds any of the following: 1) lack of jurisdiction; 2) minimal impact on civil rights in the community; or 3) facts do not warrant further processing.

B. If it is determined after investigation that no probable cause exists for such complaint, the director shall forthwith notify the complainant and the respondent of such determination and the case shall be closed.

C. If it is determined after investigation that probable cause exists for crediting the allegations of the complaint, the director shall promptly endeavor to eliminate any discriminatory or unfair practice by conference, conciliation and persuasion (hereinafter called conciliation).

D. The director may notify the Iowa Civil Rights Commission whenever a finding of probable cause or no probable cause has been made with respect to any case within their jurisdiction or whenever such case is otherwise closed.

E. The commission or the complainant shall have the power to reasonably and fairly amend any complaint. The complaint and the answer may be amended at any time prior to the scheduling of the complaint for a public hearing, and thereafter, only upon the consent of the hearing officer.

F. In any case where the commission finds that a complainant may suffer irreparable injury as a result of a violation of this chapter, the commission may bring an immediate action in the court for a temporary injunction against a respondent.

City of Davenport

Agenda Group:  
Department: Public Safety  
Contact Info: Gary Statz 563-326-7754  
Wards:

**Action / Date**  
**4/22/2020**

Subject:

Second Consideration: Ordinance amending Schedule XV of Chapter 10.96 entitled "Pedestrian Traffic Signals" by deleting 2nd Street east of Fillmore Street. [Ward 3]

Recommendation:

Adopt the Ordinance.

Background:

The buildings at the former site of Kraft Heinz will be removed in the near future. There will be no need for a pedestrian traffic signal at this location. The signal was at the crossing between the parking lot and the factory.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	3/25/2020 - 12:29 PM
Public Works Committee	Lechvar, Gina	Approved	3/25/2020 - 12:29 PM
City Clerk	Admin, Default	Approved	3/26/2020 - 1:10 PM

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SCHEDULES OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE XV PEDESTRIAN TRAFFIC SIGNALS THERETO BY DELETING 2ND STREET EAST OF FILLMORE STREET.

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

Section 1. That Schedule XV Pedestrian Traffic Signals of the Municipal Code of Davenport, Iowa, be and the same is hereby amended by deleting the following:

2nd Street east of Fillmore Street.

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: \_\_\_\_\_

Brian Krup  
Deputy City Clerk

\_\_\_\_\_  
Mike Matson  
Mayor

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Jen Walker 563-326-6168  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution accepting work completed under Phase II of the Downtown Decorative Streetlight Replacement Project, CIP #60020. The total contract with Tri City Electric was \$128,088.28. [Ward 3]

Recommendation:  
Adopt the Resolution.

Background:  
Upgrading downtown decorative streetlights to LED lights was part of the Resolution approving a Downtown Streetlight Replacement Program between the City of Davenport and the Downtown Davenport Partnership dated October 10, 2018. This resolution defines the downtown area and scope of work to include lights adjoining properties located within the Downtown Davenport Self-Supported Municipal Improvement District (SSMID). LED upgrades were split into two phases of work; this phase focused on existing non-Holophane brand fixtures. The existing fixtures and globes were removed from the existing poles and replaced with new, Holophane brand LED fixtures and globes.

Total project cost was \$128,088.28, which was funded primarily by Tax Increment Financing and Downtown Davenport Partnership funding sources.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	4/8/2020 - 10:53 AM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 1:42 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:15 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn

RESOLUTION accepting Phase II of the Downtown Decorative Streetlight Replacement Project: Non-Holophane Lights Project, CIP #60020.

WHEREAS, the City of Davenport entered into a contract with Tri City Electric of Davenport, Iowa for the construction of Phase II of the Downtown Streetlight Replacement Project, and

WHEREAS, upgrading downtown decorative streetlights to LED was part of the Resolution approving the Downtown Streetlight Replacement Program between the City of Davenport and the Downtown Davenport Partnership dated October 10, 2018, and

WHEREAS, the project location was the area within the Downtown Davenport Self-Supported Municipal Improvement District (SSMID);

WHEREAS, the scope included removal and replacement of non-Holophane brand fixtures with Holophane brand, LED fixtures; and

WHEREAS, the final cost of the contract was \$128,088.28; 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.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport; that Phase II of the Downtown Decorative Streetlight Replacement Project is hereby formally accepted.

Passed and approved this 22nd day of April, 2020.

Approved:

Attest:

\_\_\_\_\_  
Mike Matson  
Mayor

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk



City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Nick Schmuecker 563-327-5162  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the plans, specifications, form of contract, and estimate of cost for the CY20 Microsurfacing Program, CIP #35042 & 64078. [Wards 4, 5, 6, 7, & 8]

Recommendation:  
Adopt the Resolution.

Background:  
This program applies a thin polymer layer to existing asphalt pavement to extend the usable life. The streets are selected from data acquired from an outside contractor. The City is able to identify and prioritize street projects using pavement management to provide the greatest benefit with allocated funding.

As part of this project, curb ramps will be retrofitted to be compliant with the Americans with Disabilities Act (ADA) where required.

The project is scheduled to be bid in April with construction to be completed by the end of June 2020. Funding for the CY20 Microsurfacing Program is established within CIP #35042 and #64078. The current estimate is \$239,000.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	4/8/2020 - 2:27 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 2:28 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:30 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn

Resolution approving the plans, specifications, form of contract, and estimate of cost for the 2020 Microsurfacing Program, CIP #35042 & #64078.

WHEREAS, on the 1st day of April, 2020, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa, for the 2020 Microsurfacing Program, CIP #35042 & #64078.

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 said 2020 Microsurfacing Program.

Passed and approved this 22nd day of April, 2020.

Approved:

Attest:

\_\_\_\_\_  
Mike Matson  
Mayor

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Nicole Gleason 563-327-5150  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the purchase of a lightning loader for the Solid Waste Division from the Sourcewell contract number 081716-NAF, from the vendor Truck Country of Davenport, IA in the amount of \$185,546, CIP #10503. [All Wards]

Recommendation:  
Adopt the Resolution.

Background:  
Sourcewell, (formerly known as NJPA), is a cooperative bidding organization that processes bids for members from across the country. The City of Davenport is a member. Sourcewell processed a bid for lightning loaders and Truck Country of Davenport is the local dealer.

The Solid Waste Division has an old lightning loader that will be put on the auction website and a rear loader truck that will go to Elliott Equipment as a trade-in.

Funding for this vehicle is from CIP #10503 Solid Waste Equipment Replacement Program. These funds are from the sale of General Obligation Bonds.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/8/2020 - 1:47 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 1:47 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:18 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the purchase of a lightning loader for the Solid Waste Division using the Sourcewell contract number 081716-NAF, from the local dealer Truck Country of Davenport, in the amount of \$185,546; and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to purchase a new lightning loader for the Solid Waste Division; and

WHEREAS, Truck Country of Davenport is the local dealer for the Sourcewell contract number 081716-NAF; and

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

1. Approving the purchase of a lightning loader for the Solid Waste Division using the Sourcewell contract number 081716-NAF, from the local dealer Truck Country of Davenport; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

\_\_\_\_\_  
Mike Matson  
Mayor

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Kevan Oliver 563-327-5199  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution of acceptance for the FY19 Contract Sewer Repair Program for Legacy Corporation of East Moline, IL, CIP #30044 and #33001. [All Wards]

Recommendation:  
Adopt the Resolution.

Background:  
This program is to repair damages to sewer infrastructure by contract. All work has been satisfactorily completed. The total cost was \$439,895 paid from CIP #30044 and #33001.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	PW_Res_P2

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/8/2020 - 2:28 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 2:28 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:32 PM

Resolution No. \_\_\_\_\_

RESOLUTION offered by Alderman Dunn

RESOLUTION of acceptance for the FY19 Contract Sewer Repair Program for Legacy Corporation of East Moline, IL (CIP #30044 and #33001).

WHEREAS, the FY2019 Contract Sewer Repair Program has been satisfactorily completed:

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the FY2019 Contract Sewer Repair Program, which work was completed by Legacy Corporation of Milan, IL, having been satisfactorily completed, be and the same is hereby formally accepted. The final cost totals \$439,895.

Passed and approved this 22<sup>nd</sup> day of April, 2020.

Approved:

Attest:

\_\_\_\_\_  
Mayor Mike Matson

\_\_\_\_\_  
Brian Krup, Deputy City Clerk

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Nicole Gleason 563-327-5150  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the contract for the RiverCenter Doors Replacement North & South Buildings to Tricon General Construction of Dubuque, IA in the amount of \$599,000, CIP #69014. [Ward 3]

Recommendation:  
Adopt the Resolution.

Background:  
An Invitation to Bid was issued on March 9, 2020 and sent to contractors. On April 8, 2020, the Purchasing Division opened and read three responsive and responsible bids. See bid tab attached.

This contract is for the complete replacement of the exterior doors, closusres, and all necessary hardware. Multiple existing doors and hardware have reached their useful life and need to be replaced.

Tricon General Construction has performed work for the City of Davenport in the past. They were the lowest responsive and responsible bidder.

Funding for this project is from the CIP account number 76024699 530350 69014 RiverCenter Renovations. These funds are available from the sale of General Obligation Bonds.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/9/2020 - 1:23 PM
Public Works Committee	Lechvar, Gina	Approved	4/9/2020 - 1:23 PM
City Clerk	Admin, Default	Approved	4/9/2020 - 1:49 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the RiverCenter Doors Replacement North & South Buildings project to Tricon General Construction of Dubuque, IA and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the RiverCenter Doors Replacement North & South Buildings project; and

WHEREAS, Tricon General Construction of Dubuque, IA was the lowest responsive and responsible bidder;

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, IA, that:

1. The contract for the RiverCenter Doors Replacement North & South Buildings project to Tricon General Construction of Dubuque, IA is approved; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements.

Approved:

Attest:

\_\_\_\_\_  
Mike Matson  
Mayor

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk



CITY OF DAVENPORT, IOWA  
BID TABULATION

DESCRIPTION: RIVERCENTER DOOR REPLACEMENT NORTH & SOUTH  
BUILDINGS

BID NUMBER: #20-113

OPENING DATE: APRIL 8, 2020

GL ACCOUNT NUMBER: CIP 69014 RIVERCENTER RENOVATIONS

RECOMMENDATION: AWARD THE CONTRACT TO TRICON GENERAL  
CONSTRUCTION OF DUBUQUE IA

<u>VENDOR NAME</u>	<u>BID AMOUNT</u>
Tricon General Construction of Dubuque IA	\$599,000
Swanson Construction Co of Bettendorf IA	\$601,317
WRS Construction Inc of Davenport	\$628,100

Approved By Kristi Keller 4-8-2020  
Purchasing Date

Approved By Nicole Gleason 4-8-2020  
Dept. Director Date

Approved By Brendi Coe 4-8-2020  
Budget/CIP Date

Approved By Linda Stollard 4-8-2020  
Interim Finance Director Date

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Nicole Gleason 563-327-5150  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the blanket contract for the purchase of hot mix asphalt from Tri City Blacktop Inc of Bettendorf, IA in the amount of \$51.50 per ton and a backup contract to Manatts, Inc - Eastern Iowa Division of Camanche, IA in the amount of \$56.50 per ton, CIP #35043. [All Wards]

Recommendation:  
Adopt the Resolution.

Background:  
An Invitation to Bid was issued and sent to vendors on March 17, 2020. On April 7, 2020, the Purchasing Division opened and read two responsive and responsible bids. See bid tabulation attached.

This contract is for Hot Mix Asphalt for FY21. This product can only be purchased from a certified Iowa DOT HMA supplier. A backup contract is needed when the main producer cannot meet the demands of the City.

Funding for this purchase is from CIP #35043 Neighborhood Internal Program. These funds are from the Local Option Sales Tax.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/9/2020 - 10:19 AM
Public Works Committee	Lechvar, Gina	Approved	4/9/2020 - 1:23 PM
City Clerk	Admin, Default	Approved	4/9/2020 - 1:50 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the blanket contract for the purchase of hot asphalt mix from Tri City Blacktop Inc of Bettendorf, IA in the amount of \$51.50 per ton and a backup contractor, Manatts Inc – Eastern Iowa Division of Camanche, IA, in the amount of \$56.50 per ton, and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to purchase hot asphalt mix; and

WHEREAS, the applicable purchasing process was followed resulting in a recommendation to award to Tri City Blacktop Inc and Manatts, Inc – Eastern Iowa Division as a backup.

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

1. The contract for hot asphalt mix from Tri City Blacktop Inc and Manatts Inc – Eastern Iowa Division as a back-up is hereby approved; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Approved:

Attest:

\_\_\_\_\_  
Mike Matson  
Mayor

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

CITY OF DAVENPORT, IOWA  
BID TABULATION

DESCRIPTION: HOT ASPHALT MIX PURCHASE

BID NUMBER: #20-120

OPENING DATE: APRIL 7, 2020

GL ACCOUNT NUMBER: CIP 35043 NEIGHBORHOOD INTERNAL PROGRAM

RECOMMENDATION: AWARD THE CONTRACT TO TRI CITY BLACKTOP INC  
OF BETTENDORF AS THE PRIME CONTRACTOR. IF  
MATERIALS AREN'T AVAILABLE, MANATTS INC –  
EASTERN IOWA DIVISION OF CAMANCHE IA WILL BE  
THE NEXT INLINE, PER THE PRICE

<u>VENDOR NAME</u>	<u>PRICE PER TON</u>
Tri City Blacktop Inc of Bettendorf IA	\$51.50
Manatts Inc – Eastern Iowa Division of Camanche IA	\$56.50

Approved By Krista Keller 4-8-2020  
Purchasing Date

Approved By N. Pleason 4-8-2020  
Dept. Director Date

Approved By Brandi Coy 4-8-2020  
Budget/CIP Date

Approved By Linda Stollard 4-8-2020  
Interim Finance Director Date

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Brian Schadt 563-326-7923  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving a preconstruction agreement with the Iowa DOT for the Harrison St Resurfacing Project from 35th St to Central Park Ave. [Ward 7]

Recommendation:  
Adopt the Resolution.

Background:

The Iowa Department of Transportation (IADOT) will be funding and administering a resurfacing project for Harrison Street from 35th Street to Central Park Avenue. As part of the project, the IADOT will be reimbursing the City for purchasing of video detection camera equipment. The equipment will replace existing detector loops at the traffic signals within the affected corridor. The reimbursement cost for this component is estimated at \$16,000. As stated in the agreement, the City will be responsible for the cost of adjustments made to its manhole and intakes that are within the project limits; this cost is estimated at \$86,700. After applying the reimbursement for video detection equipment, the total estimated cost to the City is \$70,700. Final cost will be determined by the actual quantities used during construction.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	4/9/2020 - 2:02 PM
Public Works Committee	Lechvar, Gina	Approved	4/9/2020 - 2:02 PM
City Clerk	Admin, Default	Approved	4/9/2020 - 2:24 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving a preconstruction agreement with the Iowa Department of Transportation for the Harrison St Resurfacing project from 35th St to Central Park Ave.

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

WHEREAS, the City will be responsible for the cost of adjustments made to its manhole and intakes that are within the project limits; this cost is estimated at \$86,700; and

WHEREAS, the IADOT will be reimbursing the City for purchasing of video detection camera equipment. The equipment will replace existing detector loops at the traffic signals within the affected corridor. The reimbursement cost for this component is estimated at \$16,000; and

WHEREAS, the City approves the signing of the funding agreement with the Iowa Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that appropriate personnel are authorized to sign the funding agreement on behalf of the City and that City staff will execute the agreement during all project stages.

Passed and approved on the 22nd day of April, 2020.

Approved:

Attest:

\_\_\_\_\_  
Mike Matson  
Mayor

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Nicole Gleason 563-327-5150  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the purchase of six chassis and seven bodies, plus seven trade-ins, for Solid Waste trucks to Elliott Equipment of Davenport, IA in the amount of \$1,298,122.72, CIP #10503. [All Wards]

Recommendation:  
Adopt the Resolution.

Background:  
A Request for Proposals was issued on December 9, 2019 and sent to vendors that sell chassis and bodies. On January 13, 2020, the Purchasing Division opened and read eight responses. See tabulation attached.

The proposals submitted were scored on the following criteria: 1) Scope of Services - 20%, 2) Operation - 30%, 3) Pricing - 25%, 4) Conformance to Specified Requirements - 15%, 5) Background of Vendor - 10%. The evaluation committee consisted of staff from Solid Waste Division and Fleet Division. Elliott Equipment Company scored the highest overall for six of the chassis and seven bodies.

We will be purchasing six chassis and seven bodies from Elliott Equipment Co. The other chassis will be purchased from a different vendor. Funding for this purchase is from CIP #10503 for \$1,298,122.72. These funds are from the sale of General Obligation Bonds.

**ATTACHMENTS:**

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

**REVIEWERS:**

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/8/2020 - 1:43 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 1:43 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:16 PM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the purchase of six chassis and seven bodies plus seven trade-ins for Solid Waste Division refuse trucks to Elliott Equipment Company of Davenport, in the amount of \$1,298,122.72; and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to purchase seven new refuse trucks for the Solid Waste Division; and

WHEREAS, Elliot Equipment Company was the highest scoring vendor with their proposal submittal for six chassis and seven bodies plus trade-ins; and

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

1. Approving the purchase of six chassis and seven bodies plus seven trade-ins for Solid Waste Division refuse trucks to Elliott Equipment Company of Davenport; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

\_\_\_\_\_  
Mike Matson  
Mayor



CITY OF DAVENPORT, IOWA  
RFP TABULATION

DESCRIPTION: FY20 SEVEN REFUSE TRUCKS

BID NUMBER: 20-70

OPENING DATE: JANUARY 6, 2020

GL ACCOUNT NUMBER: 76700680 530350 10503 SOLID WASTE EQUIP REPL

RECOMMENDATION: AWARD THE CONTRACT FOR SIX CHASSIS AND  
SEVEN BODIES TO ELLIOTT EQUIPMENT COMPANY OF  
DAVENPORT

<u>VENDOR NAME</u>	<u>LOCATION</u>
Elliot Equipment Company	Davenport
Harrison Truck Centers	Marshall MN
JWR Inc	John Creek WI
Kilburg Equipment LLC	Sabula IA
Mid-Iowa Solid Waste Equipment Co Inc	Johnston IA
Thompson Truck & Trailer	Davenport IA
Truck Country of Iowa	Davenport IA
Twin Bridges Truck City Inc	Davenport IA

Approved By Krista Kellew 4-2-2020  
Purchasing Date

Approved By Mark Gleason 4-2-2020  
Dept. Director Date

Approved By Brauli Coy 4-2-2020  
Budget/CIP Date

Approved By Linda Stollard 4-2-2020  
Interim Finance Director Date

City of Davenport

Agenda Group:  
Department: Finance  
Contact Info: Linda Folland 563-328-6789  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution making provisions for the issuance of not-to-exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021. [All Wards]

Recommendation:  
Adopt the Resolution.

Background:  
The City's FY21 Capital Improvement Program becomes effective July 1, 2020. The Series 2021 bond sale will be used to fund a variety of capital projects in the FY21 CIP. Attached is a summary of major projects.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	2021 GO Bond Resolution
▣ Backup Material	List of projects

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Folland, Linda	Approved	4/9/2020 - 9:55 AM
Finance Committee	Folland, Linda	Approved	4/9/2020 - 9:55 AM
City Clerk	Admin, Default	Approved	4/9/2020 - 11:23 AM

HEARING ON GENERAL OBLIGATION  
CORPORATE AND REFUNDING  
BONDS, SERIES 2020

629872-88

Davenport, Iowa

April 22, 2020

The City Council of the City of Davenport, Iowa, met pursuant to law and the rules of the City Council, at 5:30 o'clock p.m. on April 22, 2020. The meeting was called to order and upon the roll being called, the following named Aldermen were in attendance:

Present: \_\_\_\_\_

Absent: \_\_\_\_\_

The City Council investigated and found that pursuant to notice duly published, the City Council had met as the Committee-of-the-Whole on April 15, 2020, to permit residents or property owners of the City to present oral or written objections to the proposed issuance of not to exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021, of the City. After receiving and considering all comments and objections, the hearing had been closed and the meeting had been adjourned until the regular meeting of the City Council at the current time.

Alderman \_\_\_\_\_ introduced and moved the adoption of the resolution hereinafter set out making provisions for the issuance of such bonds. The motion was seconded by Alderman \_\_\_\_\_ and the Mayor put the question on the motion and, the roll being called, the following named Aldermen voted:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Whereupon, the Mayor declared the motion duly carried and said resolution adopted, as hereinafter set out.

RESOLUTION NO. \_\_\_\_\_

Making provisions for the issuance of not to exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021

WHEREAS, the City of Davenport (the “City”), in the County of Scott, State of Iowa, in the performance of its corporate functions as prescribed by the laws of the State of Iowa and the Charter of the City, and pursuant to notice duly published and a hearing held thereon, has proposed that it is in the best interest of the City that not to exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021 (the “Bonds”) be authorized by the City to provide funds to pay costs in connection with making improvements to sanitary sewers, sewage treatment works, storm sewers, streets, streetscapes, sidewalks and paths, airport, municipal housing projects, fire and police department facilities, parks and golf courses, riverfront and municipal buildings and facilities; acquisition of equipment for fire and public safety, streets, solid waste, sewage treatment, mass transit, parks and library; bridge repair and maintenance, vehicle maintenance, information technology and economic development projects; and to pay the cost of refunding the maturities of the City’s General Obligation Corporate and Refunding Bonds, Series 2013A.

NOW, THEREFORE, Be It Resolved by the City Council of the City of Davenport, Iowa, as follows:

Section 1. All objections received or made at the hearing are hereby overruled, and the Bonds are hereby ordered to be issued in the future in a principal amount not to exceed \$50,000,000.

The Bonds shall bear interest, shall be payable as to principal and interest on the dates and in the amounts, may be subject to prepayment prior to maturity and may contain such other terms and provisions as shall be determined by the City Council at the time the Bonds are sold.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved April 22, 2020.

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Deputy City Clerk

STATE OF IOWA  
COUNTY OF SCOTT  
CITY OF DAVENPORT

SS:

I, the undersigned, Deputy City Clerk of the City of Davenport, Iowa, do hereby certify that as such Deputy City Clerk I have in my possession or have access to the complete corporate records of the City and of its Council and officers and that I have carefully compared the transcript hereto attached with those corporate records and that the transcript hereto attached is a true, correct and complete copy of the corporate records related to that portion of a meeting of the Council held on April 22, 2020, at which the Council adopted a resolution ordering the future issuance of not to exceed \$50,000,000 General Obligation Corporate and Refunding Bonds, Series 2021, and that the transcript hereto attached contains a true, correct and complete copy of such resolution.

WITNESS MY HAND this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Deputy City Clerk

**City of Davenport, Iowa**  
**2021 Bond Issue**  
**(\$ Thousands)**  
**3/9/2020**

<b>15-Year General Obligation Bonds</b>	<b>Amount</b>	
Airport Improvements	100	
Bridge Repair and Maintenance	520	
Citizen Health & Welfare	215	
City Facility Improvements	3,660	
Municipal Housing Projects	1,655	
Parks Improvements	2,250	
Public Safety Equipment	550	
Sewer Improvements	355	
Street Improvements	11,025	
Streetscape Improvements/Sidewalks & Paths	<u>690</u>	
Subtotal 15-Year GO Bonds		\$ 21,020
<b>5-Year Equipment Bonds (GO)</b>		
Acquisition of Parks Vehicles/Equipment	125	
Acquisition of Streets Vehicles/Equipment	325	
City Information Technology Network Improvements	300	
Library Equipment	525	
Public Safety Equipment	<u>300</u>	
Subtotal 5-Year Equipment Bonds		\$ 1,575
<b>15-Year Bonds Abated by Other Sources (GO)</b>		
Sewer Improvements (Sewer Fund)	7,500	
Water Pollution Control Plant Improvements (WPCP Fund)	<u>7,365</u>	
Subtotal 15-Year Bonds Abated by Other Sources		\$ 14,865
<b>5-Year Bonds Abated by Other Sources (GO)</b>		
Solid Waste Equipment (Solid Waste Fund)	<u>930</u>	
Subtotal 5-Year Bonds Abated by Other Sources		\$ 930
<b>Total Proposed 2021 Bond Issue - Projected</b>		<u>\$ 38,390</u>
<b>Estimated Cost of Issuance and Underwriting Discount</b>		\$ 559
<b>Total 2021 Bond Issue - Not-to-Exceed</b>		<u><u>\$ 38,949</u></u>

**City of Davenport, Iowa**  
**2021 Bond Issue**  
**(\$ Thousands)**  
**3/9/2020**

<b>Essential Corporate Purpose</b>	<b>Amount</b>	
Acquisition of Streets Vehicles/Equipment	325	
Airport Improvements	100	
Bridge Repair and Maintenance	520	
Public Safety Equipment	850	
Municipal Housing Projects	1,655	
Parks Improvements	2,250	
Sewer Improvements	7,855	
Street Improvements	11,025	
Streetscape Improvements/Sidewalks & Paths	690	
Water Pollution Control Plant Improvements	<u>7,365</u>	\$ 32,635
<b>General Corporate Purpose</b>		
Acquisition of Parks Vehicles/Equipment	125	
Citizen Health & Welfare	215	
City Facility Improvements	3,660	
City Information Technology Network Improvements	300	
Library Equipment	525	
Solid Waste Equipment	<u>930</u>	\$ 5,755
<b>Total Proposed 2021 Bond Issue - Projected</b>		<u>\$ 38,390</u>
<b>Estimated Cost of Issuance and Underwriting Discount</b>		\$ 559
<b>Total 2021 Bond Issue - Not-to-Exceed</b>		<u><u>\$ 38,949</u></u>

**2021 Bonding Detail**

<u>Funding Source</u>	<u>Program</u>	<u>CIP#</u>	<u>Project</u>	<u>Amount</u>
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	SS001	CONTRACT SEWER REPAIR PROGRAM (SANITARY)	1,250,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	SS002	SEWER LATERAL REPAIR PROGRAM	1,000,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	SS005	LIFT STATION REHABILITATION (SANITARY)	50,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	SS006	SANITARY SEWER LINING PROGRAM	1,000,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	SS007	1930'S SANITARY SEWER RIVERFRONT INTERCEPTOR	4,200,000
BONDS ABATED BY SOLID WASTE FUND	FLEET	FL002	SOLID WASTE EQUIPMENT REPLACEMENT PROGRAM	930,000
BONDS ABATED BY WPCP	SANITARY SEWERS	SS007	1930'S SANITARY SEWER RIVERFRONT INTERCEPTOR	365,000
BONDS ABATED BY WPCP	WPCP	WP003	DISINFECTION OF TREATMENT PLANT EFFLUENT	7,000,000
EQUIPMENT BONDS	FLEET	FL004	DUMP TRUCK REPLACEMENT PROGRAM	325,000
EQUIPMENT BONDS	FLEET	FL005	GROUND MAINTENANCE REPLACEMENT PROGRAM	125,000
EQUIPMENT BONDS	FLEET	FL007	MOBILE PRECINCT UNIT	300,000
EQUIPMENT BONDS	INFORMATION TECHNOLOGY	IT001	IT CAPITAL IMPROVEMENT PROGRAM	250,000
EQUIPMENT BONDS	INFORMATION TECHNOLOGY	IT002	CITY FIBER NETWORK MAINTENANCE PROGRAM	50,000
EQUIPMENT BONDS	LIBRARY SERVICES	LIB01	LIBRARY ELECTRONIC REPLACEMENT PROGRAM	110,000
EQUIPMENT BONDS	LIBRARY SERVICES	LIB02	LIBRARY MATERIALS PROGRAM	415,000
GO BONDS	AIRPORT	AIR01	TAXIWAY A REHABILITATION	100,000
GO BONDS	BRIDGES	BR001	BRIDGE REPAIR FOR TRAIL AND PEDESTRIAN WAYS	120,000
GO BONDS	BRIDGES	BR004	BRIDGE MAINTENANCE PROGRAM	400,000
GO BONDS	FACILITIES MAINTENANCE	FM001	CAPITAL IMPROVEMENTS AT MWP	375,000
GO BONDS	FACILITIES MAINTENANCE	FM002	POLICE STATION PUMP REPLACEMENTS	50,000
GO BONDS	FACILITIES MAINTENANCE	FM005	GTC CONCRETE REPLACEMENT	50,000
GO BONDS	FACILITIES MAINTENANCE	FM007	PUBLIC WORKS ROOF REPLACEMENT	900,000
GO BONDS	FACILITIES MAINTENANCE	FM008	SKYBRIDGE REPAIRS AND PAINTING	100,000
GO BONDS	FACILITIES MAINTENANCE	FM011	FIRE STATION ALERTING SYSTEM UPGRADE	410,000
GO BONDS	FACILITIES MAINTENANCE	FM012	FIRE TRAINING CENTER RELOCATION	150,000
GO BONDS	FACILITIES MAINTENANCE	FM025	HERITAGE HIGHRISE FIRE PUMP & CONTROLS	50,000
GO BONDS	FACILITIES MAINTENANCE	FM026	SECURITY ENHANCEMENTS AT CITY HALL	150,000
GO BONDS	FACILITIES MAINTENANCE	FM029	MWP HVAC SYSTEM REPLACEMENT	900,000
GO BONDS	FLEET	FL001	FIRE APPARATUS AND EQUIPMENT REPLACEMENT	550,000
GO BONDS	GENERAL GOVERNMENT	GG002	DAVENPORT NOW	915,000
GO BONDS	GENERAL GOVERNMENT	GG003	URBAN REVITALIZATION PROGRAM	740,000
GO BONDS	GENERAL GOVERNMENT	GG010	IA WATER FLOODWALL REPAIR AND RETROFIT	215,000
GO BONDS	PARKS & RECREATION	PK001	PARK DEVELOPMENT PROGRAM	350,000
GO BONDS	PARKS & RECREATION	PK004	GOLF COURSE IMPROVEMENTS PROGRAM	300,000
GO BONDS	PEDESTRIAN TRANSPORTATION	PT001	CREATING CONNECTIONS PROGRAM	200,000
GO BONDS	PEDESTRIAN TRANSPORTATION	PT002	CIVIC ACCESS PROGRAM	250,000
GO BONDS	PEDESTRIAN TRANSPORTATION	PT004	VETERANS MEMORIAL PARKWAY TRAIL EXTENSION	240,000
GO BONDS	RIVERCENTER/ADLER	RC004	RIVERCENTER SOUTH COMPLEX ROOF	525,000
GO BONDS	RIVERFRONT	RF001	MAIN STREET LANDING IMPROVEMENTS	100,000
GO BONDS	RIVERFRONT	RF002	CB&Q PARKING LOT REHABILITATION	200,000
GO BONDS	RIVERFRONT	RF004	RIVER HERITAGE PARK RIVERWALK EXTENSION	1,000,000
GO BONDS	RIVERFRONT	RF005	CHANNEL CAT BOAT DOCK REPLACEMENT	300,000
GO BONDS	STORMWATER	SW001	CONTRACT SEWER REPAIR PROGRAM (STORM)	300,000
GO BONDS	STORMWATER	SW003	LIFTSTATION REHABILITATION (STORM)	25,000
GO BONDS	STORMWATER	SW007	HIGHWAY 61 BRIDGE OVER HIGHWAY 22	30,000
GO BONDS	STREETS	ST001	HIGH VOLUME STREET REPAIR PROGRAM	4,000,000
GO BONDS	STREETS	ST002	NEIGHBORHOOD STREET REPAIR PROGRAM	2,000,000
GO BONDS	STREETS	ST004	CONTRACT MILLING PROGRAM	200,000
GO BONDS	STREETS	ST005	ALLEY REPAIR PROGRAM	250,000
GO BONDS	STREETS	ST007	53RD STREET RECONSTRUCTION	1,000,000
GO BONDS	STREETS	ST010	STURDEVANT STREET/STORM SEWER RECON.	500,000
GO BONDS	TRAFFIC ENGINEERING	TF003	6TH & VINE TRAFFIC CIRCLE	75,000



City of Davenport

Agenda Group:  
Department: Finance  
Contact Info: Bruce Berger 563-328-7769  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the contract for 503 W 15th St interior and exterior rehabilitation to Reed Construction LLC of DeWitt, IA in an amount not-to-exceed \$241,838, CIP #HM200. [Ward 3]

Recommendation:  
Adopt the Resolution.

Background:  
On February 4, 2020, a Request for Proposals was issued and sent to contractors. On February 28, 2020, the Purchasing Division opened and read two proposals. See attached RFP tabulation.

The proposals were evaluated by staff of the CPED Department. The scoring criteria used for the evaluation were: 1) Quality and thoroughness of Proposal - 25%, 2) Timeline of Construction - 20%, 3) References - 15%, 4) Sufficient and Qualified Personnel - 15%, 5) Pricing - 15%, and 6) Subcontractors - 10%. Reed Construction LLC scored the highest over all.

The not-to-exceed contract amount of \$241,838 includes an Owner Contingency of \$15,000, to be used for any unforeseen items.

Funding for this project is from the HOME grant fund.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Folland, Linda	Approved	4/9/2020 - 8:42 AM
Finance Committee	Folland, Linda	Approved	4/9/2020 - 8:42 AM
City Clerk	Admin, Default	Approved	4/9/2020 - 9:12 AM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for 503 W 15th St interior & exterior rehabilitation to Reed Construction LLC of DeWitt, IA in an amount not-to-exceed \$241,838, and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for 503 W 15th St interior & exterior rehabilitation; and

WHEREAS, Reed Construction LLC of DeWitt, IA was the highest scoring vendor with their proposal submittal for this rehabilitation work; and

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

1. Approving the contract for 503 W 15th St interior & exterior rehabilitation to Reed Construction LLC of DeWitt, IA; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

\_\_\_\_\_  
Brian Krup  
Deputy City Clerk

\_\_\_\_\_  
Mike Matson  
Mayor

CITY OF DAVENPORT, IOWA  
RFP TABULATION

DESCRIPTION: 503 W 15<sup>TH</sup> ST INTERIOR & EXTERIOR REHAB

RFP NUMBER: 20-89

OPENING DATE: FEBRUARY 28, 2020

GL ACCOUNT NUMBER: 54601044 520258 HM200 HOUSING REHAB –  
HOME FUND

RECOMMENDATION: AWARD THE CONTRACT IN A NOT-TO-EXCEED  
AMOUNT TO REED CONSTRUCTION LLC OF DEWITT IA

<u>VENDOR NAME</u>	<u>LOCATION</u>
Reed Construction LLC	DeWitt IA
River Valley Homes	Bettendorf IA

Approved By Krista Keller 4-3-2020  
Purchasing Date

Approved By Bruce Beuge 4/3/2020  
Dept. Director Date

Approved By Myra A. Murray 4/3/2020  
Budget/CIP Date

Approved By Linda Stollard 4/3/2020  
Interim Finance Director Date

City of Davenport

Agenda Group:  
Department: Public Safety  
Contact Info: Gary Statz 563-326-7754  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Motion approving the petition for a street light between 1 and 2 Lombard Ct. [Ward 6]

Recommendation:  
Pass the Motion.

Background:  
A petition was received and reviewed for the location on this motion. There are no street lights on Lombard Court and to alleviate this issue traffic engineering recommends installing a street light.

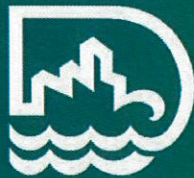
MidAmerican Energy has reviewed this location and is able to install a new pole.

ATTACHMENTS:

Type	Description
▢ Backup Material	PS_MOT_Lombard Ct petition

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	4/8/2020 - 1:46 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 1:47 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:05 PM



# City of Davenport

## PETITION FOR PUBLIC LIGHTING

Date 4/5/2020

We, the undersigned residents of the City of Davenport, Iowa,  
Request the installation of PUBLIC LIGHTING in/at:

STREET LOCATION East Lombard Court

or

ALLEY LOCATION \_\_\_\_\_

REASON FOR LIGHT Chronic break ins. Need for public safety.

RESIDENT(S) SIGNATURE	ADDRESS	PHONE NUMBER
<i>Anthony T. Riordan</i>	#1 Lombard Court	309 657 3026
<i>Scott + Kelly Andrews *</i>	#2 Lombard Court	563 343-7863
<i>Bill + Julie Schneden *</i>	#9 Lombard Court	563 570-0862
<i>Malavika + Devendra Shrikhande *</i>	#10 Lombard Court	563 499-8950

*\*= Verified by phone or email.*

*Please include all residents near the proposed light location.*

PETITIONER/CONTACT PERSON  
SIGNATURE OF PETITIONER

*Anthony T. Riordan*

PRINT NAME Anthony T. Riordan

ADDRESS #1 Lombard Court

ZIP CODE 52803

PHONE NUMBER 309 657 3026

Return completed form to: City of Davenport Public Works Department  
Lighting Petition  
1200 East 46<sup>th</sup> Street, Davenport, IA 52807

For Questions, call:  
**563-326-7754**

City of Davenport

Agenda Group:  
Department: Public Safety  
Contact Info: Sherry Eastman 563-326-7795  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Motion approving beer and liquor license applications.

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

**Ward 2**

Hickory Creek Event Center (Chariot LLC) - 3504 Hickory Grove Rd - New License - License Type: C Liquor

**Ward 3**

Front Street Brewery (Front Street Brewery Inc) - Parking Lot of 421 W River Dr - Outdoor Area Event May 24, 2020 "Bags Tournament" - License Type: B Beer

Miss Phay Cafe (Miss Phay Cafe, Inc) - 510-512 Brady St - Outdoor Area New License - License Type: C Liquor

RME Courtyard (River Music Experience) - 121 W 2nd St - 6 Month New License - Outdoor Courtyard Area - License Type: C Liquor

**Ward 7**

Azteca Mexican Restaurant (Azteca Mexican Restaurant, Inc) - 4811 N Brady St, Ste 3 into Parking Lot - Extended Outdoor Area Event June 6, 2020 "Community Yoga" - License Type: C Liquor

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

**Ward 2**

Hy-Vee Food & Drugstore #2 (Hy-Vee, Inc) - 2200 W Kimberly Rd - License Type: E Liquor

Hy-Vee Market Cafe (Hy-Vee, Inc) - 2200 W Kimberly Rd - License Type: C Liquor

**Ward 3**

At The Stardust (At The Stardust, LLC) - 218 Iowa St - License Type: C Liquor

Thirsty's on 3rd (T On Third Inc) - 2202 W 3rd St - Outdoor Area - License Type: C Liquor

**Ward 5**

Rudy's Tacos (LaRosa S.A. Inc) - 2214 E 11th St - Outdoor Area - License Type: C Liquor

**Ward 7**

Azteca Mexican Restaurant (Azteca Mexican Restaurant, Inc) - 4811 N Brady St, Ste 3 - License Type: C Liquor

C. Request for exemptions for 19- and 20-year-olds on premises:

**Ward 3**

At The Stardust (At The Stardust, LLC) - 218 Iowa St - Annual Renewal - License Type: C Liquor

Recommendation:  
Pass the Motion.

**Background:**

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

**REVIEWERS:**

Department	Reviewer	Action	Date
Finance	Folland, Linda	Approved	4/9/2020 - 8:41 AM
Finance Committee	Folland, Linda	Approved	4/9/2020 - 8:42 AM
City Clerk	Admin, Default	Approved	4/9/2020 - 9:18 AM

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Nicole Gleason 563-327-5150  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Motion approving the purchase of one 26,000 GVW chassis from Truck Country of Iowa of Davenport, IA in the amount of \$69,150, CIP #10503. [All Wards]

Recommendation:  
Pass the Motion.

Background:  
On December 9, 2019 a Request for Proposals was issued for seven chassis and bodies, plus trade-ins, for refuse trucks for the Solid Waste Division. On January 13, 2020, the Purchasing Division opened and read eight proposals. See RFP tabulation attached.

A committee of City staff from the Fleet Division and the Solid Waste Division of Public Works evaluated the submittals on the following criteria: 1) Scope of Services, understanding of required service - 20%, 2) Operation - 30%, 3) Pricing - 25%, 4) Conformance to Specified Requirements - 15%, 5) Background of Vendor - 10%. For the larger, 26,000 GVW chassis, Truck Country scored the highest. This chassis will be placed on one of the bodies being purchased from Elliott Equipment Company of Davenport.

Funding for this chassis purchase is from CIP #10503 Solid Waste Vehicle Replacement. These funds are from the sale of General Obligation Bonds.

ATTACHMENTS:

Type	Description
▣ Cover Memo	Bid Tab for One Chassis

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/8/2020 - 1:37 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 1:37 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:07 PM



CITY OF DAVENPORT, IOWA  
RFP TABULATION

DESCRIPTION: FY20 SEVEN REFUSE TRUCKS (ONE CHASSIS)

BID NUMBER: 20-70

OPENING DATE: JANUARY 6, 2020

GL ACCOUNT NUMBER: 76700680 530350 10503 SOLID WASTE EQUIP REPL

RECOMMENDATION: AWARD THE CONTRACT FOR ONE CHASSIS TO  
TRUCK COUNTRY OF IOWA OF DAVENPORT

<u>VENDOR NAME</u>	<u>LOCATION</u>
Truck Country of Iowa	Davenport IA
Harrison Truck Centers	Marshall MN
JWR Inc	John Creek WI
Kilburg Equipment LLC	Sabula IA
Mid-Iowa Solid Waste Equipment Co Inc	Johnston IA
Thompson Truck & Trailer	Davenport IA
Elliott Equipment Company	Davenport IA
Twin Bridges Truck City Inc	Davenport IA

Approved By *Kriste Keller* 4-2-2020  
Purchasing Date

Approved By *Nicole Wilkerson* 4-2-2020  
Dept. Director Date

Approved By *Brandi Coy* 4-2-2020  
Budget/CIP Date

Approved By *Linda Stollard* 4-2-2020  
Interim Finance Director Date

City of Davenport

Agenda Group:  
Department: Public Works - Admin  
Contact Info: Rich Oswald 563-326-6115  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Motion awarding a contract for demolition of five buildings to Holst Trucking & Excavating of LeClaire, IA in the amount of \$54,600, CIP #60016. [Wards 1, 3, 4, & 6]

Recommendation:  
Pass the Motion.

Background:  
On March 11, 2020, an Invitation to Bid was issued and sent to contractors. On March 27, 2020, the Purchasing Division opened and read three responsive and responsible bids for all the addresses. See bid tab attached.

The following addresses included in this contract are:

- 4100 E Kimberly Rd - Duck Creek Golf Course - \$14,800
- 1132 Western Ave - \$11,400
- 2344 W River Dr - \$11,400
- 814 W 8th St - \$8,000
- 816 W 8th St - \$9,000

Holst Trucking and Excavating Inc has done demolitions successfully for the City in the past. They are being recommended as the lowest responsive and responsible bidder.

Funding for this project is from CIP #60016 Demolition Program.

ATTACHMENTS:

Type	Description
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	4/8/2020 - 1:38 PM
Public Works Committee	Lechvar, Gina	Approved	4/8/2020 - 1:38 PM
City Clerk	Admin, Default	Approved	4/8/2020 - 2:08 PM

CITY OF DAVENPORT, IOWA  
BID TABULATION

DESCRIPTION: DEMOLITIONS

BID NUMBER: 20-116

OPENING DATE: MARCH 27, 2020

GL ACCOUNT NUMBER: 79517675 530350 60016 DEMOLITION PROGRAM

RECOMMENDATION: AWARD THE CONTRACT TO HOLST TRUCKING AND  
EXCAVATING OF LECLAIRE IA

<u>VENDOR NAME</u>	<u>PRICE</u>
Holst Trucking and Excavating of LeClaire IA	\$54,600
Johnson Maintenance & Repair of Davenport	\$58,500
Valley Construction Company of Rock Island IL	\$96,108

Approved By *Krista Keller* 4-2-2020  
Purchasing Date

Approved By *JRC* 4-2-2020  
Dept. Director Date

Approved By *Braudi Coy* 4-2-2020  
Budget/CIP Date

Approved By *Linda Stollard* 4-2-2020  
Interim Finance Director Date

City of Davenport

Agenda Group:  
Department: Finance  
Contact Info: Tom Warner 563-326-7735  
Wards:

**Action / Date**  
**4/22/2020**

**Subject:**

Motion directing staff to purchase the former Chi Chi's lot near NorthPark Mall, located between Brady and Welcome Way, for the purchase price of \$345,000 and authorizing the City Administrator or City Attorney or their designees to execute all documents necessary to complete the transaction. [Ward 7]

**Recommendation:**

Pass the Motion.

**Background:**

Several years ago the relocation of Fire Station 3 from 35th and Harrison near Junge Park to a more accessible site located further to the north was identified as a priority for lowering response times to the north-central region of the city. The former Chi Chi's site located near NorthPark Mall between Brady and Welcome Way was determined to be an excellent site.

The City Administrator along with other staff have been able to secure the right to purchase the property for \$345,000.

**REVIEWERS:**

Department	Reviewer	Action	Date
Legal	Warner, Tom	Approved	4/8/2020 - 4:48 PM
Finance Committee	Folland, Linda	Approved	4/9/2020 - 8:42 AM
City Clerk	Admin, Default	Approved	4/9/2020 - 9:11 AM

City of Davenport

Agenda Group:  
Department: City Clerk  
Contact Info: Brian Krup 563-326-6163  
Wards:

**Action / Date**  
**4/22/2020**

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

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	4/20/2020 - 9:27 AM

## City of Davenport

Agenda Group:  
Department: Community Development Committee  
Contact Info: Bruce Berger 563-326-7769  
Wards:

**Action / Date**  
**4/22/2020**

### Subject:

Public Hearing on the amended Annual Action Plan for Year 45 (July 1, 2019 - June 30, 2020) for the CDBG and HOME Programs and the revised Citizen Participation Plan (City of Davenport, petitioner). [All Wards]

### Recommendation:

Hold the Hearing.

### Background:

Each year, the City must submit an Annual Action Plan (AAP) to the Department of Housing and Urban Development (HUD). This plan is required to receive Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) funds. The plan for Program Year 45 (Federal Fiscal Year 2019/city fiscal year 2020) covers the period from July 1, 2019 through June 30, 2020, and was submitted to HUD on June 7, 2019 and was approved by HUD.

The AAP identifies the goals and needs for the CDBG and HOME programs, including the objectives to be addressed, which were approved by Council at the November 28, 2018 meeting; and the allocations of the federal entitlement funds which were approved by Council at the May 22, 2019 meeting.

In light of the unprecedented impacts of COVID-19, HUD has instructed communities receiving the CDBG and HOME grants to amend their current Annual Action Plans to incorporate COVID-19 response funding and activities. HUD suspensions, waivers and guidance issued on March 31, April 9, and April 10, 2020 direct that the Annual Action Plan should be amended as soon as possible without waiting for additional guidance from HUD, without need for amending the associated Consolidated Plan, and with the public comment period reduced from 30 days to 5 days along with a virtual public hearing. The waivers also instructed that the Citizen Participation Plan should be amended to incorporate the 5 day comment period and virtual Public Hearings, and that 5 day comment periods for the Annual Action Plan and the Citizen Participation Plan could run concurrently with each other. Notice of the public comment period was published in the Quad City Times on April 18, 2020 and the required 5 day comment period will run from April 19-23, 2020.

This substantial amendment to the 2019 Annual Action Plan and the Citizen Participation Plan will enable the City to do the following:

- Revise the Citizen Participation Plan at the direction of HUD to include flexibilities, suspensions and waivers granted by HUD in response to the CARES Act. The revised Citizen Participation Plan enacts a comment period for substantial amendments of not less than 5 days and enables virtual public hearings.
- Receive and administer \$939,776 in Community Development Block Grant (CDBG) funding from the U.S. Department of Housing and Urban Development (HUD) made

available through the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) for the purpose of preparing for, preventing, and responding to the COVID-19 pandemic.

- Increase the administration percentage for HOME funding to 25%, as allowed by HUD waivers dated 04/10/20.
- Add Tenant Based Rental Assistance (TBRA) as an eligible HOME funded activity under both the Housing Goal and Housing Project in the 2019-2020 Annual Action Plan.

Additionally, a public notice of a non-substantial amendment to the 2019 Annual Action Plan was published in the Quad City Times on April 10, 2020 to add additional flexibility to the 2019 Annual Plan. These changes are non-substantial and do not require a Public Hearing. The items in this non-substantial amendment include revising language in the Goals and Projects sections of the plan to make explicit the eligibility of microenterprise assistance, subsistence payments, and Tenant Based Rental Assistance; to add a Goal and Project for COVID-19 Disaster Recovery Assistance for the purposes of preparing for, preventing, and responding to the COVID-19 pandemic; and to move \$10,000 from the Economic Development Project to the Low-Mod Clientele & Public Services Project.

Additional CDBG funding made available to the City by HUD through the CARES Act is unknown at this time but will be used for the same purpose of the initial allocations indicated above, which is to prepare for, prevent and respond to the spread of coronavirus 19 (COVID-19) and facilitate assistance to eligible households and persons economically impacted by COVID-19. In addition, the City may utilize FY19-FY20 CDBG and HOME funding currently on hand as needed to respond to COVID-19. Specific proposed activities to respond to COVID-19 utilizing CDBG-CV will be made available through future public notices which will provide the public 5 days to comment on the proposed activities. These notices will be printed in the local newspaper and posted online on the City of Davenport's website at [www.davenportiowa.com](http://www.davenportiowa.com).

Holding a Public Hearing on this matter and soliciting public comments is consistent with the guidance from HUD. Notice of all the above was published in the local newspaper and comments can still be made through Thursday, April 23. Elsewhere on this meeting agenda is a Resolution to approve the amended Year 45 Annual Action Plan and the revised Citizen Participation Plan, subject to completion of the required 5 day comment period.

REVIEWERS:

Department	Reviewer	Action	Date
Community Development Committee	Admin, Default	Approved	4/20/2020 - 10:14 AM

City of Davenport

Agenda Group:

Department: Community Development Committee

Contact Info: Bruce Berger 5633-326-7769

Wards:

**Action / Date**

**4/22/2020**

Subject:

Resolution approving the amended Annual Action Plan for Year 45 (July 1, 2019 - June 30, 2020) for the CDBG and HOME Programs and the revised Citizen Participation Plan (City of Davenport, petitioner). [All Wards]

Recommendation:

Adopt the Resolution.

Background:

Each year, the City must submit an Annual Action Plan (AAP) to the Department of Housing and Urban Development (HUD). This plan is required to receive Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) funds. The plan for Program Year 45 (Federal FY19/City FY20) covers the period from July 1, 2019 through June 30, 2020. It was submitted to HUD on June 7, 2019 and was approved by HUD.

The AAP identifies the goals and needs for the CDBG and HOME programs, including the objectives to be addressed, which were approved by Council at the November 28, 2018 meeting; and the allocations of the federal entitlement funds which were approved by Council at the May 22, 2019 meeting.

In light of the unprecedented impacts of COVID-19, HUD has instructed communities receiving the CDBG and HOME grants to amend their current Annual Action Plans to incorporate COVID-19 response funding and activities. HUD suspensions, waivers, and guidance issued on March 31, April 9, and April 10, 2020 direct that the Annual Action Plan should be amended as soon as possible without waiting for additional guidance from HUD, without need for amending the associated Consolidated Plan, and with the public comment period reduced from 30 days to 5 days along with a virtual Public Hearing. The waivers also instructed that the Citizen Participation Plan should be amended to incorporate the 5 day comment period and virtual Public Hearings, and that 5 day comment periods for the Annual Action Plan and the Citizen Participation Plan could run concurrently with each other. Notice of the public comment period was published in the Quad City Times on April 18, 2020 and the required 5 day comment period will run from April 19-23, 2020.

This substantial amendment to the 2019 Annual Action Plan and the Citizen Participation Plan will enable the City to do the following:

- Revise the Citizen Participation Plan at the direction of HUD to include flexibilities, suspensions, and waivers granted by HUD in response to the CARES Act. The revised Citizen Participation Plan enacts a comment period for substantial amendments of not less than 5 days and enables virtual public hearings.
- Receive and administer \$939,776 in Community Development Block Grant (CDBG) funding from the U.S. Department of Housing and Urban Development (HUD) made



available through the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) for the purpose of preparing for, preventing, and responding to the COVID-19 pandemic.

- Increase the administration percentage for HOME funding to 25%, as allowed by HUD waivers dated 04/10/20.
- Add Tenant Based Rental Assistance (TeBRA) as an eligible HOME funded activity under both the Housing Goal and Housing Project in the 2019-2020 Annual Action Plan

Additionally, a public notice of a non-substantial amendment to the 2019 Annual Action Plan was published in the Quad City Times on April 10, 2020 to add additional flexibility to the 2019 Annual Plan. These changes are non-substantial and do not require a public hearing. The items in this non-substantial amendment include revising language in the Goals and Projects sections of the plan to make explicit the eligibility of microenterprise assistance, subsistence payments, and Tenant Based Rental Assistance (TeBRA); to add a Goal and Project for COVID-19 Disaster Recovery Assistance for the purposes of preparing for, preventing, and responding to the COVID-19 pandemic; and to move \$10,000 from the Economic Development Project to the Low-Mod Clientele & Public Services Project.

Additional CDBG funding made available to the City by HUD through the CARES Act is unknown at this time but will be used for the same purpose of the initial allocations indicated above, which is to prepare for, prevent, and respond to the spread of Coronavirus 19 (COVID-19) and facilitate assistance to eligible households and persons economically impacted by COVID-19. In addition, the City may utilize FY19-FY20 CDBG and HOME funding currently on hand as needed to respond to COVID-19. Specific proposed activities to respond to COVID-19 utilizing CDBG-CV will be made available through future public notices which will provide the public 5 days to comment on the proposed activities. These notices will be printed in the local newspaper and posted online on the City of Davenport's website at [www.davenportiowa.com](http://www.davenportiowa.com).

Approval of this Resolution will approve the amended Year 45 Annual Action Plan and the amended Citizen Participation Plan, subject to completion of the required 5 day comment period. Approval also authorizes the City Administrator or her designees to submit the amendment to HUD and to sign necessary documents and agreements.

**ATTACHMENTS:**

Type	Description
▣ Resolution Letter	Resolution

**REVIEWERS:**

Department	Reviewer	Action	Date
Community Development Committee	Admin, Default	Approved	4/20/2020 - 10:12 AM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Gripp.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the amended Annual Action Plan for Year 45 (July 1, 2019 – June 30, 2020) for the CDBG and HOME Programs and the revised Citizen Participation Plan (City of Davenport, petitioner). [All Wards]

WHEREAS, with the unprecedented impacts of COVID-19, the U.S. Department of Housing and Urban Development (HUD) has instructed communities receiving CDBG and HOME grants to amend their current Annual Action Plans (AAP) and Citizen Participation Plans (CPP) to incorporate COVID-19 response funding and activities; and

WHEREAS, the HUD waivers, suspensions, and guidance issued on March 31, April 9 and April 10 direct that the AAP and CPP should be amended as soon as possible without waiting for additional guidance from HUD; and

WHEREAS, HUD, through the Congressional approval of the CARES Act, has announced a disbursement in CDBG-CV to the City of Davenport in the coming weeks; and

WHEREAS, the City of Davenport intends to position itself to effectively use COVID CDBG-CV and any other funds that may become available to prepare for, prevent, and respond to this crisis; and

WHEREAS, notice of the opportunity for the public to comment on this amendment per the aforementioned HUD guidance was published on April 18 and said opportunity exists through April 23; and

WHEREAS, the City would like to use HOME funds to offer Tenant Based Rental Assistance to qualifying households negatively impacted by the COVID-19 crisis.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the Amended Annual Action Plan for Year 45 for the CDBG and HOME Programs and the revised Citizen Participation Plan are hereby approved.

Approved:

Attest:

\_\_\_\_\_  
Mike Matson, Mayor

\_\_\_\_\_  
Brian Krup, Deputy City Clerk

City of Davenport

Agenda Group:  
Department: Community Development Committee  
Contact Info: Bruce Berger 563-326-7769  
Wards:

**Action / Date**  
**4/22/2020**

Subject:  
Resolution approving the Tenant-Based Rental Assistance Program (TeBRA) with HOME funding to help respond to and/or prevent increased homelessness as a result of the COVID-19 crisis (City of Davenport, petitioner). [All Wards]

Recommendation:  
Adopt the Resolution.

Background:

In light of the COVID-19 pandemic, many Davenport households are experiencing a significant loss of income. For some, especially in rental housing, the current crisis could threaten their ability to remain in their current housing unit. The U.S. Department of Housing and Urban Development (HUD) allows communities to use HOME funding for a program similar to a voucher, called Tenant Based Rental Assistance, which can pay for all/a portion of rent for qualifying households for a temporary period.

The City currently has HOME funds that, over the next 18 months, would have been spent on acquiring and rehabbing abandoned houses through the Urban Homestead Program and for loans to developers who produce new affordable rental housing through new construction or rehab. Given the current need, it is proposed that those funds be re-purposed for this new, temporary TeBRA program.

It should be noted that the need is anticipated to far outweigh available assistance. Attached is a draft of the overview of the program. As a new activity and in this fluid crisis environment, some program details may need to be adjusted as the program evolves. At this point, if approved, staff anticipates:

- Up to \$1,000,000 in HOME funding made available for qualifying households;
- Applications being accepted as soon as April 28;
- Approvals will be rolling until funding is exhausted;
- Payments to landlords of up to \$1,000/mo. for three months

Over the next 90 days, the program can be evaluated and depending upon additional funding and the status of the crisis, assistance to qualifying households could be extended.

Approval of this Resolution would authorize staff to move forward with this new activity, administer the program, and execute all agreements with HUD and applicants/stakeholders as necessary.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	TeBRA Program Outline

REVIEWERS:

Department	Reviewer	Action	Date
Community Development Committee	Admin, Default	Approved	4/20/2020 - 10:12 AM

Resolution No. \_\_\_\_\_

Resolution offered by Alderman Gripp.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the Tenant Based Rental Assistance Program (TeBRA) with HOME funding to help respond to and/or prevent increased homelessness as a result of the COVID-19 crisis (City of Davenport, petitioner). [All Wards]

WHEREAS, in light of the COVID-19 pandemic, many Davenport households are experiencing a significant loss of income; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) allows communities to use HOME funding for a program that provides assistance similar to a rental voucher, called Tenant Based Rental Assistance (TBRA), which can pay for all/portion of rent for qualifying households for a temporary period; and

WHEREAS, the City of Davenport currently has HOME funds that, over the next 18 months, would have been spent on acquiring and rehabbing abandoned houses through the Urban Homestead Program or for loans to developers who produce new affordable rental housing through new construction or rehab; and

WHEREAS, the City has decided to re-purpose those HOME dollars to a new, temporary program (the Davenport TeBRA Program) to help prevent and respond to potential homelessness caused by the COVID-19 crisis; and

WHEREAS, the program will provide rent assistance for three months for qualifying households impacted by COVID-19, depending upon additional funding and the status of the crisis, the assistance could be extended to qualifying households.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the Davenport TeBRA Program using HOME funding is hereby approved.

Approved:

Attest:

\_\_\_\_\_  
Mike Matson, Mayor

\_\_\_\_\_  
Brian Krup, Deputy City Clerk

## **Davenport Tenant Based Rental Assistance Program (TeBRA)**

In light of the COVID-19 pandemic, many Davenport households are experiencing a significant loss of income. For some, especially in rental housing, the current crisis could threaten their ability to remain in their current housing unit. The U.S. Department of Housing and Urban Development (HUD) allows communities to use HOME funding for a program similar to a voucher, called Tenant Based Rental Assistance, which can pay for all/portion of rent for qualifying households for a temporary period.

The City currently has HOME funds that, over the next 18 months, would have been spent on acquiring and rehabbing abandoned houses through the Urban Homestead Program and for loans to developers who produce new affordable rental housing through new construction or rehab. Given the current need, it is proposed that those funds be re-purposed for this new, temporary TeBRA program.

It should be noted that the need is anticipated to far outweigh available assistance. Based upon flexibility and guidance provided by HUD over the past week, staff is proposing the following key elements for this TeBRA Program:

### **Eligibility**

- Davenport households must have a lease and been in good standing on rent and utilities as of March 1, 2020, occupying their current unit since at least January 1, 2020;
- Tenant must have been employed 32+ hours per week (can be from more than one job) for the period January 1 – February 28 and experienced a reduction of over 50% of their income since then due to COVID-19, (evidenced by unemployment filing or affidavit from employer)
- Tenant(s) employer can verify that it is expected the employee will return to work after the shutdown
- Current household income is at or below 60% median family income
- No mobile homes, contract sales, co-op, or family owned arrangement
- Unit must be licensed rental, not in floodplain, pass lead paint visual inspection, and have landlord commitment to meet rehab standards, if deficient, after COVID-19

### **Application**

- Applications would be open until funding is exhausted;
- Online applications are encouraged (however, for those without access, applications would be available for pickup or via mail and can be dropped off at the Assisted Housing drop-box);
- Pending TeBRA approval, applications could be accepted as soon as April 28.

### **Assistance**

- Up to \$1,000 per month in rent assistance for up to three months (pro-rated);
- Assistance could be extended depending upon other factors (funding, crisis protocol, economy, etc.)