

CITY COUNCIL MEETING

City of Davenport, Iowa

Wednesday, May 23, 2018; 5:30 PM

City Hall, 226 W. 4th Street, Council Chambers

*** REVISED May 18, 2018 ****

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 May 9, 2018

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report of the Committee of the Whole for May 16, 2018

VIII. Appointments, Proclamations, Etc.

A. Appointments

1. Citizens Advisory Committee:

Chelsea Haley - 2nd Ward - New Appointment

B. Proclamations

1. Monarch Butterfly Month

2. Public Works Week: May 20th-26th

3. National Historic Preservation Month

IX. Presentations

A. Firefighter Swearing In

B. Spring 2018 DavenportU Graduation

X. Petitions and Communications from Council Members and the Mayor

A. Community Engagement Update - Alderman Dickmann

XI. Individual Approval of Items on the Discussion Agenda

1. First Consideration: Ordinance for Case No. ORD18-01: Amending Title 17.41 of the Davenport Municipal Code, entitled, "Zoning, HCOD Highway Corridor Overlay

District and ECOD Elmore Corners Overlay District", by creating an Elmore Corners Overlay District and Design Standards [Ward 6]

XII. Approval of All Items on the Consent Agenda

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

Community Development

1. Third Consideration: Ordinance for Case No. ORD18-03: Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding sale and storage of Iowa Department of Transportation Hazard Classes 1.3g and 1.4g fireworks, excluding any and all sparklers, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District [Wards All]
2. Resolution for the adoption of the Downtown Davenport Streetscape Improvement Plan. [Ward 3]
3. Resolution setting a public hearing on the proposed conveyance of former rights of way, those being, parts of College, Lombard, Denison and a public alley abutting the Genesis campus. Genesis Health System, Petitioner. [Ward 5]
4. Resolution supporting the grant application and committed match to fund Historic Preservation Commissioners to attend the National Alliance of Preservation Commissioners Forum 2018. [Ward All]

Public Safety

1. Third Consideration: Ordinance amending Schedule XIV of Chapter 10.96 entitled "Intersection Traffic Signals" by adding Elmore Avenue at the Walmart entrance. [Ward 6]
2. First Consideration: Ordinance amending Schedule XIV of Chapter 10.96 entitled "Intersection Traffic Signals" by adding Division Street at 76th Street. [Ward 8]
3. Resolution closing various street(s), lane(s) or public grounds on the listed date(s) to hold outdoor event(s).

Bucktown Center for the Arts, ArtWorks Expo Pastel Competition, May 26, 2018; 8:00 a.m. to 6:00 p.m.; Closure Location: Pershing between 2nd Street and Emerson Place

River Music Experience, RME Anniversary Concert, June 8, 2018; 12:00 p.m. to 11:30 p.m.; Closure Location: 2nd Street between Main and Brady Streets [Ward 3]

Davenport Public Library, Bix Porch Party, August 2, 2018, 6:00 a.m. to 2:00 p.m.; Closure Location: Main Street between 4th Street and the alley south.

ABATE of Iowa District 15, Toys for Tots Motorcycle Parade, October 7, 2018; Closure Location: Starting at Walmart: Hillandale south to Hickory Grove Road and

south to Division Street, south to Third Street, East to Brady Street, north to Kimberly and east to former Hobby Lobby parking lot

Lagomarcino's, Lagomarcino Cocoa Beano 5K, October 27, 2018, 6:00 a.m. to 1:00 p.m.; Closure Location: Christy Street from 11th-12th Streets; 11th Street (closed 6:00 AM – 1:00 PM) to Hillcrest, River Street, McClellan Blvd, Wood Lane to Forest Road, crossing into Bettendorf, then Eastmere to Middle Road to Kenwood Avenue to McClellan Blvd to east 11th Street [Ward 5 and 6]

Scott County Family Y, Turkey Trot, November 22, 2018, 5:00 a.m. to 12:00 p.m., Closure Location: 2nd Street to Main Street, north on Main to Lombard, east on Lombard to Brady, north on Brady to Central Park, west on Central Park to VanderVeer Park Road, exiting the Park on to Lombard and west on Central Park to Harrison, south on Harrison to 2nd Street and returning to start/finish [Ward 3 and 5]

4. Motion approving noise variance request(s) for various events on the listed dates and times.

Baked Beer & Bread Company, Village of East Davenport, Streetfest, June 1-3, 2018, 12:00 p.m. to 12:00 a.m., Over 50 dBA

Circle Tap, 1345 W. Locust Street, Retirement Party, June 9, 2018, 5:00 p.m. to 12:00 a.m., Over 50 dBA

Circle Tap, 1345 W. Locust Street, Wedding Reception, July 21, 2018, 8:00 p.m. to 12:00 a.m., Over 50 dBA

Circle Tap, 1345 W. Locust Street, Class Reunion, September 28, 2018, 8:00 p.m. to 12:00 a.m., Over 50 dBA

5. Motion approving beer and liquor license applications.

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

Ward 3

Chuck's Tap (White T. Corporation) - 1731 W 6th St. - Outdoor Area June 2, 2018 'Golf Outing', July 21, 2018, August 18, 2018, & September 15, 2018 'Bags Tournaments' - License Type: C Liquor

Dam View Inn (VanDam QC LLC) - 410 E 2nd St. - Outdoor Area July 27-29, 2018 'Bix Event' - License Type: C Liquor

Half Nelson (Bucktown Restaurant Company, LLC) - 321 E 2nd St. - Outdoor Area - New License - License Type: C Liquor

Mantra Indian Restaurant (Madan LLC) - 220 N Harrison St. - Owner Update - License Type: Beer / Wine

RME Courtyard (River Music Experience) - 121 W 2nd St. - Outdoor Area Premise

Update (extending outdoor area to 2nd St. between Main & Brady St.) June 8, 2018
'Anniversary Event' - License Type: C Liquor

Ward 4

The Meat Market (Weetbruch Enterprises, Inc.) - 1629 Washington St. - Adding
Outdoor Area - License Type: C Liquor

Sun Mart LLC (Sun Mart LLC) - 2920 W Locust St. - Owner Update - License Type:
E Liquor / C Beer

Ward 5

Baked on Tap (Big Dill, Inc.) - Outdoor Area June 1-2, 2018 - 11th St. between
Mound & Christie St. 'Streetfest 2018' - License Type: Beer / Wine

Ward 6

Buffalo Wild Wings (Blazin Wings, Inc.) – 4860 Utica Ridge Rd. – Ownership Update
– License Type: C Liquor

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

Ward 2

Pilot Travel Center #636 (Pilot Travel Centers LLC) – 8200 Northwest Blvd. –
License Type: C Beer

Ward 3

Artisan Grain Distillery (Artisan Grain Distillery, LLC) – 318 E 2nd St. – Outdoor Area
– License Type: A Native Distilled Spirits

Daytrotter (Daytrotter Media LLC) – 324 Brady St. – License Type: Beer / Wine

Duck City Delicatessen & Bistro (Moskowitz Llewellyn Restaurant Systems, Inc.) –
115 E 3rd St. – Outdoor Area - License Type: C Liquor

Front Street Brewery, Inc. (Front Street Brewery, Inc.) – 421 W River Dr., Ste. 3 & 4
– Outdoor Area / Brew Pub – License Type: C Liquor

Ward 4

Cedar Street Inn (Fleetfood Incorporated) – 810 Cedar St. – License Type: C Liquor

SC Mini Mart (SC Minimart LLC) – 1511 W Locust St. – License Type: C Beer

Ward 6

Aldi Inc. #80 (Aldi Inc. Corporation) – 5262 Elmore Ave. – License Type: C Beer / B
Wine

Public Works

1. Second Consideration: Ordinance amending Chapter 13.34 entitled "Stormwater Management" by updating stormwater detention and water quality treatment requirements, increasing stream buffer distances in new developments, clarifying drainage easement language, adopting the Unified Sizing Criteria, removing the use of orifice restrictor plates on outlet pipes and restructuring subsections for clarity. [All Wards]
2. Second Consideration: Ordinance amending Chapter 13.38 entitled "Construction Site Erosion and Sediment Control" by updating definitions of redevelopment and topsoil and correlating application procedure information with Chapter 13.34 Stormwater Management. [All Wards]
3. Resolution approving the contract for the RiverCenter Adler Theatre HVAC Infrastructure Upgrade Phase I to Hometown Plumbing & Heating Co., Inc. of Davenport, in the amount of \$1,243,850 CIP #69014. [Ward 3]
4. Resolution amending change order #8 to McCarthy Improvement Company in the amount of \$187,000 for the Forest Grove Road Paving Project from Utica Ridge to the east tie-in to Bettendorf City Limits, CIP #01145. This amendment is to account for unforeseen conditions and finalization of construction quantities. The City of Davenport will be responsible for \$59,200 while the State of Iowa will cover \$127,800 [Ward 6].
5. Resolution approving the plans, specifications, form of contract, and estimated cost for the Reconstruction of Runway 15/33 at the Davenport Municipal Airport, CIP #20010. [Ward 8]
6. Resolution awarding the FY19 Sidewalk Program contract to Kelly Construction of Davenport, IA in the amount of \$397,475.80 CIP #28020 [All Wards]
7. Resolution approving the blanket contract for the purchase of hot mix asphalt from McCarthy Improvement Company of Davenport, IA in the amount of \$50.00 per ton and a back-up contractor Tri-City Blacktop of Bettendorf, IA in the amount of \$53.00 per ton CIP #35034. [All Wards]
8. Resolution approving the blanket contract for the purchase of asphalt oils from Tri-State Asphalt, LLC of Morris, IA in the estimated amount of \$250,600.00. [All Wards]
9. Resolution approving the blanket contract for the purchase of road salt for the 2018-19 Winter season from Compass Minerals America, Inc. of Overland Park, KS in the estimated amount of \$1,952,430. [All Wards]
10. Resolution assessing the cost of boarding up building at various lots and tracts of real estate. [All Wards]
11. Resolution assessing the cost of snow removal at various lots and tracts of real estate. [All Wards]
12. Resolution assessing the cost of brush and debris removal at various lots and tracts of real estate. [All Wards]

13. Motion approving the plans, specifications and form of contract for the upgrade of traffic signals at the intersection of Central Park Avenue and Hickory Grove Road, CIP #38005. [Wards 2 & 4]
14. Motion to award the lowest responsive and responsible vendors for the provision of street materials for the 2018 construction season. [All Wards]

Finance

1. Second Consideration: Ordinance amending various sections in Chapter 2.86 entitled "Administrative Hearing Procedures." [All Wards]
2. Resolution amending the FY 2018 Operating and Capital Improvement Budgets. [All Wards]
3. Resolution making provision for the issuance of not-to-exceed \$27,500,000 General Obligation Corporate Bonds, Series 2019. [All Wards]
4. Resolution conveying city owned parcel M1055D99 to adjacent property owners at 1429 W 46th Street. (Petitioners, Cameron and Shannon Moore). [Ward 7]
5. Motion directing the City Administrator to complete various parks projects with the \$250,000 allocated in the Parks Development project in the FY 2019 Capital Improvement Program. [All Wards]
6. Motion awarding a contract for a consultant for ADA specification plan review services to Disability Access Consultants of Arlington Heights IL. [All Wards]
7. Motion approving the collective bargaining agreement for the Davenport Association of Professional Firefighters Local #17. [All Wards]

XIII. Other Ordinances, Resolutions and Motions

XIV. Public with Business

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

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

XV. Reports of City Officials

1. Civil Service Certification List

XVI. Adjourn

City of Davenport

Agenda Group: Council
Department: City Clerk
Contact Info: Jackie E Holecek
Wards: ALL

Action / Date
5/23/2018

Subject:
Approval of the City Council Meeting Minutes for May 9, 2018

ATTACHMENTS:

Type	Description
▣ Cover Memo	CC MIN 050918

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/16/2018 - 3:42 PM

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, May 9, 2018---The Council observed a moment of silence. Pledge of Allegiance. The Council met in regular session at 5:30 PM with Mayor Klipsch presiding and all aldermen present.

The minutes of the April 25, 2018 City Council meeting were approved as printed.

The report of the Committee of the Whole was as follows: COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, May 2, 2018--The Council observed a moment of silence. Pledge of Allegiance. The Council met in Committee of the Whole at 5:30 PM with Mayor Klipsch presiding and all alderman present. The following Public Hearings were held: Public Works: for the Intersection Improvement Project at Northwest Boulevard and Hillandale Road/83rd Street, CIP #35029; on the plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Lateral Repair Program, CIP #30042. The following Presentations was given: Police Officer Swearing In of Lucas Rusk and Dustin Mooty. The following Appointments were approved: Civil Rights Commission: Shylee Garrett and Benjamin Hohn, 192. The following Proclamation was issued: Home Rule Month, April 2018, 193. Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: Ald. Gripp reviewed all items listed. On motion by Ald. Meginnis, second by Ald. Matson the Resolution approving a 90-day extension of the moratorium on changes in business licenses in the Rockingham Road Corridor between Division and S. Concord Streets where the new license represents a substantial change from the previous use was amended to exempt property owners of record as of May 2, 2018 (All Alderman voting aye.) On motion by Ald. Clewell, second by Ald. Ambrose items 1, 3 and 4 moved to the Consent Agenda. Public Safety: Ald. Rawson reviewed all items listed. On motion by Ald. Condon, second by Ald. Dickmann the Resolution approving a street closure for Streetfest in the Village of East Davenport was moved to the Discussion Agenda and all other items moved to the Consent Agenda. Public Works: Ald. Ambrose reviewed all items listed. On motion by Ald. Dunn, second by Ald. Dickmann items 1 and 2 moved to the Discussion Agenda and all other items moved to the Consent Agenda. Finance: Ald. Tompkins reviewed all items listed. On motion by Ald. Meginnis, second by Ald. Ambrose all items moved to the Consent Agenda. Other Ordinances, Resolutions and Motions: On motion by Ald. Matson, second by Ald. Ambrose

for suspension of the rules to vote on the resolution regarding the Rockingham Road 90-day moratorium (All Alderman present voting aye.) The following resolution was adopted: approving a 90-day extension of the moratorium on changes in business licenses in the Rockingham Road Corridor between Division and S. Concord Streets where the new license represents a substantial change from the previous use as amended to exempt property owners of record as of May 2, 2018,(Ald. Ambrose voting nay) 194. Council adjourned at 7:52 p.m.

The following Proclamations were issued: Kids to Parks Day, 2018 Military Appreciation Week, 195, 196.

The following Presentations were given: Local Business the Foundation of Our Community Recognition to Hayes Shoe Repair; Hilltop Campus Village by HCV Board.

The Discussion Agenda items were as follows: NOTE: The votes on all ordinances and resolutions were by roll call vote. The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.

The following ordinances moved to second consideration: amending Chapter 13.34 entitled "Stormwater Management" by updating stormwater detention and water quality treatment requirements, increasing stream buffer distances in new developments, clarifying drainage easement language, adopting the Unified Sizing Criteria, removing the use of orifice restrictor plates on outlet pipes and restructuring subsections for clarity; amending Chapter 13.38 entitled "Construction Site Erosion and Sediment Control" by updating definitions of redevelopment and topsoil and correlating application procedure information with Chapter 13.34 Stormwater Management.

The following resolution was adopted as amended: On motion by Ald. Rawson, second by Ald. Dickmann to amend the resolution to Closure Location: 11th Street from Mound to Jersey Ridge. Resolution approving the closing of various street(s), lane(s) or public grounds on the listed date(s) to hold outdoor events approving Baked Beer & Bread Company, Streetfest, June 1-3, 2018; 8:00 AM, June 1, 2018 through June 3, 2018 at 8:00 AM; Closure Location: 11th Street between Mound and Jersey Ridge Road, 197.

The Consent Agenda was as follows: NOTE: These are routine items and are enacted at the City Council meeting by one roll call vote. The vote was unanimous unless otherwise noted.

Community Development: The following ordinance moved to third consideration: for Case No. ORD18-03: Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding sale and storage of Iowa Department of Transportation Hazard Classes 1.3g and 1.4g fireworks, excluding any and all sparklers, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District (Ald. Gripp voting nay).

The following resolutions were adopted: for Case No. F18-01: Final plat Reed's Retreat on 18.12 acres, more or less, located west of Wisconsin Avenue and north of Telegraph Road containing 3 residential lots and one outlot which will be either conveyed with Lot 1 or remain part of the existing ownership to the west and south.. Property is zoned "R-1" Low Density Dwelling District and "A-1" Agricultural District, 198; setting a public hearing on the proposed conveyance of 422 Perry to Y & J Properties, LLC (Joe Erenberger, petitioner), 199.

Public Safety: The following ordinance moved to third consideration: amending Schedule XIV of Chapter 10.96 entitled "Intersection Traffic Signals" by adding Elmore Avenue at the Walmart entrance.

The following resolutions were adopted: establishing dates and times for the 2018 Halloween parade and trick-or-treating, 200; closing various street(s), lane(s) or public grounds on the listed date(s) to hold outdoor event(s), 201.

The following motions were passed: approving noise variance request(s) for various events on the listed dates and times, 202; approving beer and liquor license applications, 203.

Public Works: The following resolutions were adopted: approving the contract for the Traffic Signal at the Utica Ridge Road and Veterans Memorial Parkway project from Davenport Electric Contract Co. from Davenport, IA in the amount of \$181,755 CIP #01145, 204, approving the plans, specifications, form of contract and estimated cost for the Intersection Improvement Project at Northwest Boulevard and Hillandale Road/83rd Street

CIP #35029, 205; accepting the agreement with the Iowa Department of Transportation for the Traffic Safety Improvement Program project for the Northwest Boulevard at Division Street Intersection Improvements and authorizing the Mayor to sign the agreement CIP #38009, 206; approving the plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Lateral Repair Program, CIP #30042, 207; accepting the Brady Street Sewer Repair & Resurfacing Project, CIP #35012, 208; approving change orders 4-6, subject to Iowa DOT concurrence, to the contract with Valley Construction Company for the Veterans Memorial Parkway Project from Jersey Ridge Road to Interstate 74. The change orders amount to an estimated cost of \$184,000, to be funded from CIP #02418, 209; awarding the contract for General Street Resurfacing at several locations to Hawkeye Paving Corporation of Bettendorf IA, in the amount of \$2,130,852.50. CIP 35026, 210.

The following motion was passed: approving the purchase of two (2) ADA accessible single stall restrooms for placement at lower Lindsey Park and Slattery Park from a National Joint Powers Alliance (NJPA) contract #030117-CXT from L B Foster in the total amount of \$87,370, CIP #30010, 211.

Finance: The following Ordinance moved to second consideration: amending various sections in Chapter 2.86 entitled "Administrative Hearing Procedures."

The following resolutions were adopted: fixing a meeting date for the hearing on the issuance of not-to-exceed \$27,500,000 General Obligation Corporate Bonds, Series 2019, 122; relating to financing of certain projects to be undertaken by the City of Davenport, Iowa; establishing compliance with reimbursement bond regulations under the Internal Revenue Code, 213; setting a public hearing to convey city owned parcel M1055D99 to adjacent property owners at 1429 W 46th Street. Petitioners Cameron and Shannon Moore, 214.

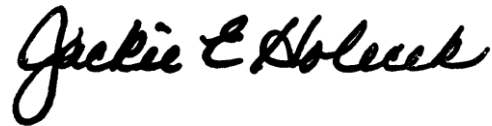
The following Civil Service Certification lists were received and filed: *Chief Building Official*: Trishna Pradham; *EIT Engineer in Training*: Kayci Howell, Noah Jones, Jacqueline Williams; *Maintenance Specialist*: Eric Eisenbacher; *Mechanical Inspector*: Joseph Buser, Charles Greenwood, Jonathan Keeney; *Sewer Heavy Equipment Operator*: Brandon Jones; *Street Heavy Maintenance Worker*: Thomas Kneipp, Michael Whittington, Terrence McGinn, Ryan Gillespie, Erick Saltz, Michael Sabel; *Street Maintenance Worker*: Kevin Fuqua, Cody

PO#

May 9, 2016

Mathis, Jacob Miles, Michael Sabel, Christopher Summers, Jake Garrow, John Kiss; *Utility Inspector*: Adam Hudson, Dana Burke, Scott Streets; *Police Officer*: Lisa Little, Dustin Mooty, Nathaniel Missimer, Michael Catton, Jared Crow, Kevin Remley, Joshua Derner, Casey Nabb, Brittany Taylor, Anh John Nguyen, Cory Hughes, Joshua Wehde, 215.

On motion Council adjourned at 6:13 P.M.

A handwritten signature in black ink that reads "Jackie E. Holecek". The signature is written in a cursive, flowing style.

Jackie E. Holecek, MMC
Deputy City Clerk

City of Davenport

Agenda Group: Council
Department: City Clerk
Contact Info: Jackie E Holecek
Wards: ALL

Action / Date
5/23/2018

Subject:
Approval of the Report of the Committee of the Whole for May 16, 2018

ATTACHMENTS:

Type	Description
▣ Cover Memo	COW Report 051618

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/16/2018 - 3:43 PM

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, May 16, 2018--The Council observed a moment of silence. Pledge of Allegiance. The Council met in Committee of the Whole at 5:30 PM with Mayor Klipsch presiding and all alderman present except Ald. Rawson, Gripp and Meginnis. The following Public Hearings were held: Community Development: for Ordinance for Case No. ORD18-01: Amending Title 17.41 of the Davenport Municipal Code, entitled, "Zoning, HCOD Highway Corridor Overlay District and ECOD Elmore Corners Overlay District", by creating an Elmore Corners Overlay District and Design Standards, CLOSED; Public Works: on the plans, specifications, form of contract, and estimated cost of the reconstruction of Runway 15/33 at the Davenport Municipal Airport, CIP #20010, CLOSED; Finance: for amending the FY 2018 Operating and Capital Improvement Budgets, CLOSED; for the issuance of not-to-exceed \$27,500,000 General Obligation Corporate Bonds, Series 2019, CLOSED; to convey city owned parcel M1055D99 to adjacent property owners at 1429 West 46th Street, CLOSED. The following Presentations were given: Swearing in of Fire Chief Michael Carlsten; Quad Cities Convention & Visitors Bureau Update by Joe Taylor, Executive Director. Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: Ald. Clewell reviewed all items listed. On motion by Ald. Clewell, second by Ald. Ambrose item 2 moved to the Discussion Agenda and all other items moved to the Consent Agenda. Public Safety: Ald. Condon reviewed all items listed. On motion by Ald. Condon, second by Ald. Ambrose all items moved to the Consent Agenda. Public Works: Ald. Ambrose reviewed all items listed. On motion by Ald. Dunn, second by Ald. Dickmann all items moved to the Consent Agenda. Finance: Ald. Tompkins reviewed all items listed. On motion by Ald. Tompkins, second by Ald. Dickmann all items moved to the Consent Agenda. Council adjourned at 6:50 p.m.

City of Davenport

Agenda Group: Council
Department: Office of the Mayor
Contact Info: Nevada Lemke
Wards: Second

Action / Date
5/23/2018

Subject:
Citizens Advisory Committee:

Chelsea Haley - 2nd Ward - New Appointment

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	5/18/2018 - 10:28 AM

City of Davenport

Agenda Group: Council
Department: Office of the Mayor
Contact Info: Nevada Lemke
Wards: All

Action / Date
5/23/2018

Subject:
Monarch Butterfly Month

ATTACHMENTS:

Type	Description
▢ Cover Memo	Monarch Butterfly Month

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	3/21/2018 - 3:53 PM
City Clerk	Admin, Default	Approved	3/21/2018 - 3:54 PM

Proclamation

- Whereas** the monarch butterfly is an iconic North American species whose multigenerational migration and metamorphosis from caterpillar to butterfly has captured the imagination of millions of Americans; and
- Whereas** 20 years ago, more than one billion Eastern monarch butterflies migrated to Mexico, but in the winter of 2014, only 60 million made the trip; and
- Whereas** every citizen of Davenport can make a difference for the monarch by planting native milkweed and nectar plants to provide habitat for the monarch and pollinators in locations where people live, work, learn, play and worship; and
- Whereas** on behalf of the people of Davenport who have already joined me in creating healthy habitats for these magnificent butterflies, I am helping lead the way by signing the National Wildlife Federation's Mayors' Monarch Pledge and I encourage other city officials across our great nation to take a stand with me so that the monarch butterfly will once again flourish across the continent.
- Now therefore** We, Mayor Frank Klipsch and the Davenport City Council do hereby proclaim the month of June 2018 as

Monarch Butterfly Month

in the City of Davenport and urge all citizens of the community to do their part by planting milkweed so that Davenport may contribute to the survival of the monarch butterfly.

Dated this 23rd day of May, 2018

Frank J. Klipsch
Mayor of Davenport

Jackie E. Holecek, MMC
Deputy City Clerk

City of Davenport

Agenda Group: Council
Department: Office of the Mayor
Contact Info: Nevada Lemke
Wards: All

Action / Date
5/23/2018

Subject:
Public Works Week: May 20th-26th

ATTACHMENTS:

Type	Description
▢ Cover Memo	Public Works Week

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	4/25/2018 - 4:55 PM

Proclamation

- Whereas** Public Works services provided in our community are an integral part of our citizen's everyday lives; and
- Whereas** the support of an understanding and informed citizenry is vital to the efficient operation of Public Works systems and programs such as: building, rental and environmental inspection, composting, engineering, facility maintenance, fleet maintenance, forestry, natural resources, solid waste collection, sewer and street maintenance, parking, transit and water pollution control; and
- Whereas** the health, safety and comfort of this community greatly depends on these facilities and services; and
- Whereas** the quality and effectiveness of these facilities, as well as their planning, design and construction, is vitally dependent upon the efforts and skill of Public Works staff; and
- Whereas** the efficiency of the qualified and dedicated personnel who staff the Public Works department is materially influenced by the citizen's and council's attitude and understanding of the importance of the work they perform.
- Now therefore** We, Mayor Frank Klipsch and the Davenport City Council do hereby proclaim the week of May 20th through May 26th, 2018 as

Public Works Week

in the City of Davenport and recognize its 24th anniversary of being a Department of Public Works. We call upon all citizens and civic organizations to acquaint themselves with the issues involved in public works and to recognize the contributions which public works employees make every day to our health, safety, comfort and quality of life.

Dated this 23rd day of May, 2018

Frank J. Klipsch
Mayor of Davenport

Jackie E. Holecek, MMC
Deputy City Clerk

City of Davenport

Agenda Group: Council
Department: Office of the Mayor
Contact Info: Nevada Lemke
Wards: All

Action / Date
5/23/2018

Subject:
National Historic Preservation Month

ATTACHMENTS:

Type	Description
▢ Cover Memo	National Historic Preservation Month

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	5/10/2018 - 10:28 AM

Proclamation

Whereas historic preservation is an effective tool for managing growth and sustainable development, revitalizing neighborhoods and downtowns, fostering local pride and maintaining community character while enhancing livability; and,

Whereas historic preservation is relevant for communities across the nation, both urban and rural, and for Americans of all ages, all walks of life and all ethnic backgrounds; and

Whereas it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of the heritage that has shaped us as a people; and

Whereas Davenport, Iowa is home to over 1400 designated buildings and sites that are on the National Register of Historic places and are located in one of Davenport's 18 districts.

Now therefore we, Frank Klipsch, Mayor, and the City Council of Davenport, Iowa, do hereby proclaim May 2018 as

National Historic Preservation Month

In the City of Davenport and call upon all citizens to join in recognizing and participating in this special observance.

Dated this 23rd day of May 2018.

Frank J. Klipsch
Mayor of Davenport

Jackie E. Holecek, MMC
Deputy City Clerk

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Matt Flynn, 888-2286

Wards: 6

Action / Date

5/16/2018

Subject:

First Consideration: Ordinance for Case No. ORD18-01: Amending Title 17.41 of the Davenport Municipal Code, entitled, "Zoning, HCOD Highway Corridor Overlay District and ECOD Elmore Corners Overlay District", by creating an Elmore Corners Overlay District and Design Standards [Ward 6]

Recommendation:

The Plan and Zoning Commission recommends approval of the ordinance which would establish the ECOD Overlay Zone and Design Standards without the THF First Addition property. This position differs from staff's recommendation to include the property.

Relationship to Goals:

Fiscal Vitality

Background:

The proposed ordinance represents the implementation tool in achieving the vision of the Elmore Corners Plan. The ordinance creates the new zoning overlay district and establishes specific design standards unique to the overlay district.

Individual developments will be required to obtain administrative approval ensuring high quality design, compatibility and cohesiveness with surrounding development. Inability to reach administrative approval will result in additional review by the Design Review Board, and ultimately, City Council.

The Plan and Zoning Commission's original recommendation eliminated property owned and developed by THF Development (Walmart/Dicks Sporting Goods, etc.). At the April 18, 2018 Committee of the Whole, the proposed ordinance was returned to the Plan and Zoning Commission for clarification. At the May 1, 2018 Plan and Zoning Commission meeting, the Commission voted again to not add the THF property within the area subject to the ECOD requirements.

For clarity, a simple majority is required to approve this item as recommended by the P&Z Commission. Similarly, a simple majority vote is required should Council want to amend the boundaries. However, a super majority vote would be required to adopt the ordinance as amended.

ATTACHMENTS:

Type	Description
▣ Ordinance	Proposed Ordinance
▣ Backup Material	P&Z Staff Report Plus Attachments
▣ Backup Material	P&Z Supplemental Report
▣ Backup Material	P&Z Letter - Updated

REVIEWERS:

Department	Reviewer	Action	Date
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Community Development Committee	Berger, Bruce	Approved	5/10/2018 - 1:13 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 2:38 PM

ORDINANCE NO. 2018 -

An ORDINANCE to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning", by creating Chapter 17.41.060, entitled, "Elmore Corners Overlay District", and establishing said District and Design Standards. (City of Davenport, petitioner; Case No. ORD18-01, 6th Ward)

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

Section 1: Chapter 17.41 of the Davenport Municipal Code is hereby amended to read as follows:

Chapter 17.41 HCOD HIGHWAY CORRIDOR AND ELMORE CORNERS OVERLAY DISTRICT

Sections:

- 17.41.010 Intent.
- 17.41.020 Applicability.
- 17.41.030 Use regulations.
- 17.41.040 Height, yard, lot width and area regulations.
- 17.41.045 Design review.
- 17.41.050 Performance standards.
- 17.41.060 ECOD Elmore Corners Overlay District

17.41.010 Intent.

This district is intended to establish a physically attractive pattern of development on certain major entrance corridors into the city of Davenport, to protect these areas from the negative effects of incompatible development and to protect the traffic carrying of important highways within the city. (Ord. 2011-471 § 6 (part)).

17.41.020 Applicability.

The regulations set forth in this chapter, or set forth elsewhere in this title when referred to in this chapter, are the regulations in the "HCOD" highway corridor overlay district. (Ord. 2011-471 § 6 (part)).

17.41.030 Use regulations.

Permitted uses shall be all uses allowed in the underlying zoning districts. All future rezonings in the "HCOD" highway corridor overlay district other than single-family residential shall be limited to "PUD" planned development district, "PCP" planned commerce park district, and "M-3" planned industrial district, as these districts allow the degree of review and control necessary to achieve the goals of the "HCOD" highway corridor overlay district and allow a complete range of allowable uses for low density residential to retail to industrial.

This chapter shall not apply to single-family detached homes or single-family subdivisions. (Ord. 2011-471 § 6 (part)).

17.41.040 Height, yard, lot width and area regulations.

All requirements of the underlying zoning districts concerning building height, lot area, and yard depths shall remain applicable with the following exceptions:

A. A twenty-five foot landscape buffer shall be required on all major arterial or minor arterial streets. Parking lot circulation may cross the landscape buffer area but parking may not be developed within the required setback. On all other streets a similar ten foot landscape buffer shall be required. In cases where other provisions of the zoning ordinance requires more restrictive standards, the more restrictive standards shall apply.

B. All immediate structures for non-residential uses shall be set back from any immediately contiguous property used for residential development a minimum of twenty-five feet for a one and one-half story building (maximum height fifteen feet) and forty feet for a two story building (maximum height twenty-five feet). Structures shall be set back an additional one foot for each foot of building height over twenty-five feet to a maximum setback of seventy feet from any immediately contiguous residential property line or residential zone. Property separated by public rights-of-way shall not be considered immediately contiguous property.

The zoning board of adjustment may grant variances in cases where the above setback regulations (subsections A and B) unduly impact the developability of any lot subdivided for development prior to the passage of this chapter. The Board may consider the feasibility of complying with the additional setback requirements based upon all of the following:

1. Existing lot size.
2. Compatibility with adjacent development.
3. Locational and topographical factors. (Ord. 2011-471 § 6 (part)).

17.41.045 Design review.

Prior to the issuance of a building permit for the construction of a building, structure, or sign, as defined in Chapter 17.04, the plans shall be administratively reviewed and approved by the planning and economic director or his/her designee, to ensure that the building, structure, or sign complies with the performance standards and guidelines established in, and pursuant to, Section 17.41.050, Performance Standards (HCOD) and Section 17.41.055, Performance Standards (ECOD).

A. Exceptions.

1. Single-family dwellings and accessory structures thereto are not subject to review.
2. The review of public utility structures (except for public utility buildings which are subject to architectural review) shall be limited to requirements for berming and landscaping. Requirements may be extensive and shall include a mix of plant materials having year round effectiveness.
3. Exempted signs, as enumerated in Section 17.45.025 of the zoning ordinance.
4. Temporary signs, which are in compliance with the regulations enumerated Section 17.45.050 of the zoning ordinance.

Notwithstanding the above, the development official, may require the replacement of any of the above signs listed in subsection A, 4 above after one year, if in his or her opinion the sign has become unattractive or deteriorated. Appeals of such administrative decisions shall be made to the zoning board of adjustment within ten days of receipt of the notification of any defect.

B. Authority.

1. As part of the review by the commission of a final development plan, as required by the provisions of Chapter 17.32, "PDD" planned development district, Chapter 17.40, "M-3" planned industrial district, or Chapter 17.50, "PUD" planned unit development, the commission shall review the materials referenced in subsection C, 1 of this section and make recommendations to the commission and the city council relative to the commission and the city council relative to the compliance of the application with the criteria set forth in Section 17.41.050.

2. For other construction subject to the provisions of this chapter but not subject to final development plan approval, the community planning and economic director or his/her designee shall review the materials referenced in subsection C, 1 of this section and approve, conditionally approve, continue or deny any application, basing its decisions on the criteria set forth in Section 17.14.050. Approvals shall be valid for a period of one year from the date of approval. If no building permit has been issued pursuant to the development of the approved project within one year of approval, the approval shall expire.

C. Procedure. In the interests of neighborhood harmony and courtesy, a meeting with adjacent property owners and neighbors is strongly encouraged.

1. Prior to the preparation of final architectural drawings and prior to the issuance of any building permit for any proposal, the applicant shall submit the following information and materials:

- a. The completed application form;
- b. A dimensioned site plan, including the locations of any proposed or existing buildings on the subject parcel and on surrounding parcels, if the buildings are within one hundred feet of the subject parcel;
- c. A verifiable legal description, or a land survey, where deemed necessary by the development official;
- d. A map showing the existing topography of the subject parcel and the topography of other properties at two foot contour intervals, extending one hundred feet from the subject parcel;
- e. A preliminary grading plan showing before and after grades at two foot contour intervals;
- f. A landscape plan (although the authority of staff to approve site plans under Section 17.56 of the Zoning Ordinance remains in effect).
- g. Elevation drawings, in color and drawn to scale, of the front, sides, rear, and roof lines of all proposed buildings or structures, illustrating the appearance and treatment of required screening elements for roof-mounted equipment. Outdoor storage areas that are part of any submittal shall be reflected in the elevation drawings submitted and shall show their relationship to the building elevations as well as the material and treatment proposed that would accurately reflect the screening of the storage areas. A second set of elevations (not colored) shall be submitted on eight and one-half by eleven inch paper.
- h. Samples of each type of exterior building materials, including the color.
- i. Samples of the materials, including the color, along with scaled, accurately colored elevations, of any proposed sign and/or sign package.

2. Prior to issuance of a building permit, the development official shall determine that the submitted plans for the building permit are in substantial conformance with those approved as part of the final development plan, as stated in subsection B, 1 of this section, or by the community planning and economic development director or his/her designee, as stated in subsection B, 2 of this section, and that the time period for approvals has not expired. The stamping of the plans and the signature of the development official, and the date of the signature shall indicate that the plans are in conformance.

3. Prior to any external change, including, but not limited to, a remodeling or elevation alteration which includes changes in materials or colors, the property owner or his or her designated representative shall present the change for review to the development official. The development official may approve a sign, a change to the color scheme or an existing building, a building addition or structure, or a revised landscape plan based upon the following criteria:

a. Building addition or structure:

The addition of accessory structure shall not substantially alter the appearance of the site as viewed from off the site; or be visually incompatible with the existing building or structure.

(1) An addition to an existing building or accessory structure of one thousand square feet or less or;

(2) Which shall not increase the area of coverage by more than fifteen percent increase the number of stories or propose substantial changes to building materials. In no case shall increases greater than fifteen percent of the area of the building coverage, increases in the number of stories in a building, or substantial changes in exterior building materials be considered minor.

b. Landscaping:

(1) The quantity, density, and quality of the plant material is increased and upgraded; and

(2) The changes reflect a substantial improvement of the plan.

Exterior changes not meeting the criteria of subsection C, 3a. and b. shall be reviewed pursuant to the provisions of subsection B of this section.

4. Any conditions prescribed through the approval of the final development plan or by the community planning and economic development director or his/her designee shall be considered an integral part of the construction plans. The conditions shall be noted on all plans as may be required to applicable city departments.

5. Any building, structure, or sign which has been approved, constructed, or installed in accordance with the approval of a final development plan or of the community planning and economic development director or his/her designee may be removed. However, it shall not be modified, altered, or changed in any manner without additional review by the development official, who shall decide whether the proposed change shall be reviewed pursuant to the provisions of subsection C of this section.

6. Initiating construction or development prior to the issuance of building permits or noncompliance with approved plans and conditions shall be grounds for either stopping work on the project or denial of a certificate of occupancy.

7. Upon completion, prior to issuance of a certificate of occupancy, the property owner or general contractor shall certify in writing that, to the best of his or her knowledge, the building, structure, and site detail have been completed in accordance with the approved design and applicable codes.

8. Lack of maintenance of any portion of an approved project approved through the approval of a final development plan or by the community planning and economic development director or his/her designee of this code.

D. Appeal.

1. The applicant for design review, may appeal any decision of the community planning and economic development director or his/her designee to the design review board by filing written notice of appeal to the community planning and economic development department within ten working days of the date of the decision. Notice of such appeal and the date for its consideration.

2. The design review board shall base its decision to affirm, modify, or reverse the decision of the community planning and economic development director or his/her designee based on the information and materials previously submitted to the community planning and economic development director or his/her designee.

E. Violations and penalties. It shall be unlawful to construct, erect, install, alter, change, maintain, or permit the construction, erection, installation, alteration, change, maintenance of any building, structure, sign, wall, or landscaping, or use or permit the use of any lot or other land contrary to, or in violation of, any of the provisions of this chapter, and is punishable as set forth in Chapter 17.62 of this code. (Ord. 2011-471 § 6 (part)).

17.41.050 Performance standards.

All uses and buildings permitted within the "HCOD" highway corridor overlay district shall comply in total with the following performance standards:

A. Open space and landscaping requirements. The total ground area devoted to open space for natural landscape and landscape beautification shall not be less than twenty percent on any development site within the "HCOD" highway corridor overlay district. Such open spaces will be free of all drives, parking areas, structures, buildings, except for those walkways, monuments, and ornamental features considered to be necessary and essential to the central landscape theme. In the case of underlying zones which require more restrictive standards, the more restrictive standard shall apply.

The minimum site landscaping requirement shall be as required in Chapter 17.56 entitled "Site Plans." Additional plantings, and larger caliper sizes and heights may be required by the

development official to achieve the goals of this chapter. This landscaping shall be designed to minimize the adverse effects of long expanses of wall, exposed parking, and service areas.

Tree planting shall include a combination of evergreen and deciduous trees and shrubs. In the required front yard, canopy trees shall have a minimum caliper of two and one-half inches, multi-stem clumps shall have a minimum height of ten feet, understory trees shall have a minimum height of five feet, deciduous shrubs shall have a minimum height of twenty-four inches, and evergreen shrubs shall have a minimum height of eighteen inches.

"Caliper" shall be defined according to the standards of the American Association of Nurserymen.

Where fences are necessary for commercial projects, masonry, wrought iron/aluminum, moisture resistant wood (other than stockade) and hedges are encouraged. If visible from a public street, galvanized chain link fences are not to be allowed unless complemented by continuous tall shrubbery completely obscuring the fence.

B. Architectural standards. Buildings within the "HCOD" highway corridor overlay district shall be constructed of quality materials that have strength and permanence. Permanence means that buildings will age without deteriorating, given a minimum level of maintenance. The development shall recognize the strength and permanency of stone, brick, concrete, and steel as opposed to the frailty of light gauge sheet metal and constant maintenance of wood veneer. While no specific materials are disallowed, certain materials will be approved for exterior use only if they are an integral part of a design of unusual merit. Among those materials are architectural metal wall panels, plywood and composition siding such as hardboard. Other materials may be appropriate in one use or situation but be totally inappropriate in another.

The city council shall establish design guidelines to help guide the decisions by the design review board, city staff and to aid petitioners with design considerations.

C. Restricted uses. There are some uses that require additional restrictions within the "HCOD" highway corridor overlay district to lessen their negative impact and make them more compatible with the goals of this chapter. The following uses are restricted:

1. Automobile salesroom or showroom, or new or used car sales or vehicle storage lots. Design principles shall be incorporated into the design of auto dealerships which minimize the unattractive aspects of large areas of parked cars. One-car-deep display areas along arterial and collector streets and freeways shall be permitted. Display rows shall be screened from public rights-of-way with an eighteen inch earth berm. Additional rows of cars shall be separated from the initial row by a shrubbery hedge that completely conceals the view of these additional rows of cars from the public right-of-way. Five percent of the balance of the parking lot shall be landscaped and permeable in the form of islands and peninsulas. Signs applied to, located in, or painted onto vehicle bodies or windshields on cars in the display area are prohibited with the exception of factory invoices. The use of pennants and tinsel are prohibited. Elevated or tilted vehicle display platforms are prohibited. An earth berm or other form of

landscape buffer shall be located around the sides and rear of the property to shield the view of stored cars from adjoining residences and streets, if any. Berming and landscaping may be required to shield the view from commercial areas depending on sight lines. Lighting design shall be integrated with the design of the dealership. Non-glare, cut off luminaries shall be required so that lighting does not spill over onto adjacent properties. The leasing or renting of trucks intended for short term lease of less than seven days shall be prohibited either as a primary or an accessory use.

2. Public garages, service stations, car washes, repair shops, auto parts installation shops, auto service malls, and other similar uses. Building forms and materials shall emphasize masonry and be compatible with nearby retail buildings. Canopies over pumps and their supports shall have no lettering, logos, or striping, and shall be integrated with the building design. The use of pennants and tinsel are prohibited. Car wash structures shall be a minimum of fifty feet from any residential property line or residential zone. Outdoor storage shall be confined to areas enclosed by masonry walls. Stacks of tires, oil cans, and promotional items are not permitted. Garage bays shall be concealed from view from adjacent streets and parking lots whenever possible. The leasing or renting of trucks intended for short term lease of less than seven days shall be prohibited either as a primary or an accessory use.

3. Outdoor retailing. Outdoor retailing areas, such as garden centers, shall be orderly and attractive, with low screening walls concealing merchandise, except plant materials, from view. Additional landscaping similar to at least a "G" buffer as shown in Chapter 17.56 entitled "Site Plans" and berming may be required with such uses.

4. Contractor's yards and other similar uses involving the outside storage of materials and/or vehicles and equipment. Contractor's yards and other similar uses shall be orderly with screening walls, berms, and landscape buffers similar to at least a "G" buffer as shown in Chapter 17.56 entitled "Site Plans" to completely screen them from adjacent properties and public roads.

5. Outdoor vending machines. For the purposes of this chapter, outdoor vending machines shall also be considered outdoor retailing. Such vending machines shall be screened from public rights-of-way.

D. Environmental performance standards. Complete abatement, elimination, or reduction of all generally offensive characteristics such as odors, gases, noise, vibration, pollution of air or water or soil, excessive lighting intensity, hazardous activity, etc. which may be detrimental to the general welfare of the community shall be accomplished. The standards for compliance with this paragraph shall be as follows:

1. Air pollution. The use shall not emit any smoke, dust, odorous gases, or other matter in such quantities as to be readily detectable at any point beyond the perimeter of the site area.

2. Noise. Davenport Municipal Code, Chapter 8.16, "Noise Abatement," shall be used to regulate noise within the "HCOD" highway corridor overlay district.

3. Vibration. The use shall not include vibration which is discernible without instruments on any adjoining lot or property.

4. Site lighting and glare. All lights, other than street lights, shall be so situated and installed as to reflect away from adjacent streets and residential areas. Light and pole designs shall be compatible with the overall design of the building(s) and site. In large parking lots, poles are to be located within the landscape islands. The scale of the parking area shall be considered in the selection of pole height and spacing. Pole height shall decrease, where possible, near property lines and in low intensity use areas to further reduce glare. Uplighting trees and fountains, accent lighting on shrubs and entrances, and silhouette lighting may be used to create special effects.

5. Traffic hazard. The use shall not involve any activity substantially increasing the movement of traffic on public streets to a point that capacity and safety limitations are exceeded unless procedures are instituted to limit traffic hazards and congestion.

6. Storm water detention. Davenport Municipal Code, Chapter 13.34, "Storm Water Management" shall be used to regulate storm water run-off and provide detention where required.

7. Erosion control. Davenport Municipal Code 13.34.310–360, "Erosion Control" shall be used to regulate erosion on development sites. All development with a disturbed site in excess of five acres shall submit a copy of State of Iowa Department of Natural Resources Permit Number 2 with accompanying plans. Similarly, sites less than five acres shall submit a copy of the permit and plans if they are part of a larger development, the whole of which exceeds five acres. On sites less than five acres, an erosion control plan shall be required if, in the opinion of the city engineer, it is necessary to protect off-site properties. An approved grading plan shall be required prior to the commencement of any grading.

8. Overtax public utilities and facilities. The use shall not involve any activity substantially increasing the burden on any public facilities or utilities, unless provisions are made for necessary adjustments.

9. All utilities provided as new installation shall be underground and comply in full with the regulations set forth in Section 16.24.110 of the city of Davenport's Municipal Code entitled "Subdivision."

E. Off-street parking and loading. The required number of spaces shall remain the same as that of the underlying zoning districts. In all cases, parking lots created in the "HCOD" highway corridor overlay district shall be constructed with concrete or asphalt curbing. In all cases parking areas shall be screened from any public right-of-way or adjacent residential area by proper siting, the use of earth berms and vegetation. Earth berms shall be a minimum of three

feet in height (with the exception of those on automobile sales display rows) and shall be supplemented with substantially mature trees and shrubs which have year-round effectiveness. Service areas, loading docks, and garbage facilities shall be located properly and screened as well. Landscaped parking islands and peninsulas shall be included in lot layout to reduce the visual impact and produce shade. In parking lots of twenty or more spaces, an area equal to five percent of the total parking lot area must be landscaped and permeable. This shall not include perimeter plantings. This requirement may be waived in the case of industrial properties where interior landscaping may interfere with the necessary movement of trucks and other equipment.

F. Signage requirements. Signage shall be consistent with the central aesthetic theme of the "HCOD" highway corridor overlay district; sign materials shall be permanent or long lasting in quality. The lighting of signs shall be non-intrusive with back lighting or other methods of indirect lighting required.

Refer to Chapter 17.45 of the city of Davenport's zoning ordinance entitled, "Sign Regulations" Section 17.45.090 K. for a complete description of sign regulations in the "HCOD" highway corridor overlay district.

17.41.060 Elmore Corners Overlay District (ECOD)

A. Administration

1. Purpose. The purpose of the Elmore Corners Overlay District is to establish high quality design standards and coordination for new development to ensure implementation of the Elmore Corners Area Plan, an element of the Davenport Comprehensive Plan.

2. Subject Area. Attached Exhibit "A" depicts the area subject to the ECOD standards.

3. Process. The review process shall follow the process outlined in Title 17.41.045.

4. Design Standards. Prior to issuance of a building or development permit involving site alterations, new construction, or exterior change to a building or sign, the Highway Corridor Overlay (HCOD) standards and the following standards must be met. Unless otherwise noted, the standards contained herein are mandatory.

a. Use. Permitted uses are dictated based on the underlying zoning district. The following uses are prohibited anywhere within the ECOD: Single Family Detached Residential, Warehouse and Distribution Facilities, Self Storage Facilities, Outdoor Storage, and Billboards.

b. Building Composition

(1) Guideline: Buildings shall be of a quality design that contribute to the Elmore Corners destination appearance.

(2) Base, Middle, Top

Building facades shall be composed to define base, middle and top elements. The base of the building anchors it to the ground and is the interface between the building and people. This element shall be the most articulated. The transition between the middle of the building and the base and top shall be varied by use of materials, composition, repetition or ornamental features. The top terminates the building against the sky and provides an opportunity to create an interesting silhouette.

(3) Rhythm

Rhythm refers to the regular or harmonious recurrence of building elements. Rhythmic elements need not be boring, but can provide the visual “glue” that links together various buildings on a street. These patterns commonly reflect the building’s repetitive structural bays, often with the end bays given special identity. This articulation of the facade helps provide scale by comprising the facade into smaller visual parts. The variation of rhythm from building to building reaffirms the individuality of each building, while the recurrence of an overall rhythm helps unify the facade. The building’s structural column lines shall in some way be evident or expressed on its facade.

(4) Scale

In general, distinctive compositional elements of buildings (entries, structural bays, roof elements, windows) shall be distinguishable from both near and far distances. The size and shape of these elements shall give the building scale to relate to pedestrians as well as surrounding buildings. Special attention shall be paid to overall building height and massing in order to maintain a scale and character compatible with the area.

(5) Massing

Large buildings shall be comprised of a hierarchy of masses and forms to give the building a more human scale and visual richness. Techniques include using designed recesses or projections, creating distinct building components, and varying occasional roof forms according to individual building components. However, excessive use of changes in form can create a decidedly confused street façade and disharmony.

(6) Proportion

Building massing and components shall demonstrate consistent proportional harmonies. Typically, pedestrian friendly streets have building elements that rely more on vertically proportioned elements than horizontally proportioned elements. While no architectural rule is always valid, the use of vertically proportioned facade components seems to offer a traditionally street-friendly composition (regardless of specific architectural styles). The use of proportion is intended to provide a sense of visual harmony among elements of a building.

(7) Architectural Form

- Buildings shall be designed to create a pedestrian friendly and scale neighborhood
- Buildings shall be primarily rectangular in form and sited parallel to public streets
- Buildings are encouraged to have a mix of tenants and uses
- Entrances shall be provided at public streets and on parking sides
- Connect building entrances to public sidewalks and pedestrian pathways
- Articulate building shapes with window bays, cornices, parapets, and towers
- Buildings shall have primarily flat roofs with varied or broken lines
- Roof mechanicals shall be screened
- Locate service areas away from public streets and provide architectural screening
- Drive through facilities shall be located on rear building façades as to not dominate the streetscape
- Modify franchise architecture to fit the desired Elmore Corners character

(8) Inappropriate Design

- Flat, massive, monolithic geometric shapes
- Plain, undersigned buildings with large blank spaces
- Small buildings with single occupants
- Gabled, hipped, or steeply pitched roofs
- Large, monotonous roof forms
- Visible building mechanicals
- Faux-historic buildings

b. Building Facade

- (1) Guideline: Buildings shall have varied facades composed of high quality lasting materials as described under (3) below.

- Façades shall be articulated on all sides to provide visual interest.
- Break up façades and create visual interest and pedestrian scale by:
 - Varying materials and colors
 - Varying façade vertical and horizontal setbacks
 - Incorporate architectural reveals or floor step backs
 - Vary window styles and moldings
 - Design enhanced architectural details on the ground level
- Façades on multiple-tenant buildings shall be broken into design elements that reflect individual tenant spaces through vertical façade plain staggering, window/door groupings, and awnings
- Differentiate ground and above floors through horizontal banding, signage bands, and windows
- First floor façades shall be transparent to allow retail uses to interact with the street and parking-side entrances
- Commercial and retail façades shall have at least 40% transparency on the street façade
- Secondary façades that do not face the public street or parking areas are encouraged to have transparent windows. If

this is not possible, then façades shall contain architectural features that provide interest

- Building at corners shall contain interesting architectural features that address the corner such as towers, entrances, and metal or cloth awnings
- Identify building entrances through permanent awnings, overhangs, or signage

(2) Inappropriate Façade Treatment

- Large unarticulated wall planes
- Large expanses of walls without windows
- Projecting wall-mounted mechanical units
- Vinyl awnings

- Buildings with no pedestrian scale or defined entryways

(3) Materials

- High quality materials shall be installed on buildings to promote Elmore Corners
- Long lasting materials such as brick and stone shall be used to withstand weather and provide a feeling of permanence
- Primary building materials shall be natural stone, masonry, brick, and glass and be of natural earth tone colors
- Secondary materials such as decorative metal, wood, stucco, and cement board may be incorporated
- Using a mix of materials is recommended to create visual diversity on the building façade
- Enrichment of the pedestrian realm requires building materials at the street level to be of high quality:
 - These could include items such as brick, stone, decorative concrete masonry units, metal panel systems, or other creatively used high quality and durable building materials
 - Decorative finished block systems can be used along the base of the buildings, and as an accent, but are not recommended as the dominant building material on the entire building
 - Utility grade materials shall only be used on facades of the building not visible from publicly accessible areas
- Freestanding commercial structures shall be designed as four-sided architecture with finish grade materials used consistently on all façades:
 - Recommended primary materials include brick, stone and glass
 - Other materials such as precast concrete, decorative concrete block or decorative facade panels may be appropriate if properly detailed and integrated with the architecture
 - Metal and finished wood may be used as accents, but generally shall not be the primary material for any façade

(4) Inappropriate Materials

- Unfinished concrete, unless integral to the design of the building

- Corrugated metal typically found in 'pole buildings', vinyl, or aluminum siding
- Plywood siding panels
- Exposed treated lumber
- EIFS as a primary material or located on the first floor
- Windows
- Moderate to highly reflective glazing
- Strongly colored or darkly-tinted glazing
- Colors
- Predominant use of bright, high intensity colors
- Predominant use of metallic and neon colors

c. Setbacks

(1) Guideline: To provide a continuous street edge along the Elmore Corners District, buildings shall be sited within setback areas unless not possible due to affecting business operations.

- Along Elmore Avenue and Veterans Memorial Parkway, the primary building façade shall be located within 20-40 feet from the property line
- Along secondary streets, the primary building façade shall be located 0-10 feet from the property line
- To maintain an urban edge that is pedestrian friendly, areas adjacent to parking lots shall be screened with enhanced landscaping

(2) Inappropriate design

- Buildings set back over 40 feet from public streets
- Parking lots between public streets and the primary façade of a building

d. Density

(1) Guideline: Develop land as densely as possible to increase tax base while providing adequate landscaping, stormwater management, and connections to public ways.

- Development shall be designed to an urban density with minimal spaces between buildings
- Install advanced stormwater management practices to increase density
- Density may increase through vertical mixed-use and shared parking arrangements

e. Signage

(1) Guideline: Signage shall function as a marketing device, complement building architecture and materials, and not dominate the site. All signs must meet City Sign Codes.

- Appropriate and attractively designed site signage is an important component of the overall aesthetic appeal of any commercial or mixed-use area. Good signage based on design and graphic quality is encouraged throughout Elmore Corners.
- Business signage shall be wall mounted (projecting or flat), monument (if located away from the building), and window, canopy or awning style
- Similar materials, colors and styles shall be used to ensure the signage is consistent with the building design
- Signs shall reflect and enhance the nature and appeal of the retail and commercial experience and not be just a list of tenants
- Materials shall be of high quality to prevent premature weathering of the sign
- Signs shall fit within and not overwhelm the architectural features of the buildings
- Signs shall harmonize with their surroundings in terms of size, shape, color, texture, and lighting so that they complement the character of the neighborhood
- Signs shall be professionally constructed using high quality materials such as metal, stone, tile, composites, brass/metal plated, hardwood, and glass
- The creative use of materials, lettering, and interesting use of graphics is allowed and encouraged if the signs work well and complement the overall building and street design
- Signs shall be designed with the purpose of promoting retail and street activity while enhancing the pedestrian experience
- Addresses shall be clearly visible from the public right-of-way
- The use of tastefully designed pedestrian scale directories is encouraged for multi-tenant buildings

- Monument signs shall contain a base and not be pole-mounted
- Monument signs shall contain landscaping at the base that will not grow to cover the sign message
- Lighting shall be designed carefully to avoid excessive glare or over illumination:
- Letters can be illuminated internally or externally
- External lighting must be discreet and unobtrusive, and not shine outward into the pedestrian or driver vision path
- Fixtures shall be simple but attractive
- Lighting signs and letters shall be done in an attractive and subtle technique
- Individual letters that are backlit, halo-lit, reverse illumination channel letters, and neon are encouraged

(2) Inappropriate Signage

- Pole signs, billboard style wall-mounted and roof mounted signs are not allowed
- without special permission from the City Plan Commission
- Monument signs advertising individual businesses
- Tall mast signs
- Large temporary signs that impede pedestrian traffic
- Inflatable signs
- Overly illuminated signs
- Unshielded sign light sources, allowing upward transmission of light
- LED, animated, flashing, blinking, and video signs
- Plastic box signs
- Generic, un-stylized signs
- Large temporary signage located in windows that reduces transparency
- Large-scale street-level signage that overwhelms the pedestrian environment

- Signage that obscures architectural details
- Glaring and directed spotlights that affects neighboring properties

(3) Entertainment District Signage

Since the area around the Rhythm City Casino is planned for entertainment purposes, sign design and guidelines may be relaxed to create an exciting sense of place. Signs in this area may be taller along the interstate corridors, contain additional illumination, and may have moving components to advertise this district and its activities.

f. Site Design Guidelines

(1) Parking Lots – Design and Location Guideline: Parking lots shall be located behind buildings or interior of sites whenever possible and contain landscaping to buffer views from public ways.

- Parking lots shall be designed to allow for ease of vehicular circulation and meet all parking lot requirements set in this Title
- Locating parking lots at corners shall be avoided, when possible
- Safe pedestrian ways shall be provided between parking spaces and building entrances
- Canopy trees shall be planted at a minimum of every 12 parking stalls to reduce heat islands
- Edge landscaping shall be installed to screen parking lots from public streets
- Planting areas shall be incorporated into landscape islands and planting areas between parking bays
- Bio-swales and stormwater best management practices shall be used to collect and infiltrate stormwater run off
- Parking lot lights shall be 18-25 feet in height along pedestrian ways and edges
- Tall pole lights may be installed in parking lot internal bays with a maximum height of 30 feet
- Site lighting along pedestrian walkways is encouraged in bollards to provide safe lighting, but not over-illumination
- Lighting shall cast downward and be full cut-off
- Illumination levels shall not exceed 0.5 foot candles at the property line

- Businesses shall provide bicycle parking
- Short-term bicycle parking areas shall be provided within 20 feet of each commercial primary building entrance when possible
- Long-term bicycle parking areas shall be provided within 100 feet of each commercial primary building entrance when possible
- One bicycle parking space per 2,000 gross square feet shall be provided for retail uses. A minimum of two spaces is required
- One bicycle parking space per 10,000 gross square feet shall be provided for office. A minimum of two spaces is required
- A minimum of one bicycle parking spaces per residential unit shall be provided. In-building or covered bicycle parking is encouraged

(2) Inappropriate Parking Lot Design

- Parking lots located between buildings and public streets
- Parking areas located on corners
- Individual parking lots for each development/business
- Numerous access drives into disconnected parking areas
- No parking lot landscaping
- No bicycle parking

(3) Parking Management Guideline: Connect parking lots between developments and share parking between uses to minimize large parking lots and automobile traffic on public streets.

- Parking management shall promote effective economic activity, maximize the sharing of parking areas for commercial activity, and avoid inefficiencies in parking in which parking occupancy patterns discourage higher density and compact development
- Shared parking strategies are encouraged to eliminate redundant and unnecessarily large parking areas and to provide more land for taxable development. Parking lots are encouraged to be shared between building uses that require parking at separate times such as office parking during the day and residential parking at night
- New uses shall be required to produce a parking design and management study which documents the level of use at regular and peak times, the degree of sharing for parking with

nearby users, the way in which the owner/user intends to maximize efficient use, and sharing of the parking

- Cross access and/or joint parking easements may need to be developed in the event of the parcel being subdivided.
- Shared driveways shall be used to serve groups of buildings with shared parking courts between buildings
- Sharing arrangements shall be codified in covenants, deed restrictions, and developer agreements
- Connecting parking lots between development lots is encouraged to reduce traffic congestion on public streets

(4) Inappropriate Parking Management

- Individual parking lots by building, use, or development project
- Parking lots that are overbuilt and unused

(5) Site Circulation Guideline: A pedestrian friendly environment is encouraged to provide safe circulation within the site and between sites. Private development shall connect into existing public infrastructure.

- Concrete or similar material pedestrian walkways shall connect parking areas to building entrances
- Pedestrian walkways shall connect development sites to existing public sidewalks and paths such as the Urban Greenway
- Walkways shall be located outside of vehicle parking areas
- Walkways shall be safely illuminated

(6) Inappropriate Site Circulation

- Unpaved pedestrian walkways
- Parking lots with no pedestrian walkways
- Dark, unlit walkways

(7) Drive-Through and Service Guideline: Drive-throughs shall be located at the rear or side of buildings and shall not be placed between a public street/easement and the main building structure.

- Every effort shall be made to coordinate and integrate drive-through facilities into the overall architectural treatment of the main building
- Creative design solutions such as remote kiosks are encouraged to minimize the impact of the drive-through facility on the overall site design
- Clearly defined pedestrian crossings shall be provided where walkways intersect drive-through access lanes. In all cases drive-through facilities shall be designed to operate without endangering the public safety

(8) Inappropriate Drive-Through

- Drive-through window and service line visible from public streets

(9) Service, Storage, and Utility Areas Guideline: Service, loading, and utility areas, while necessary for business operation, shall be located away from the public view.

- Refuse and recycling areas shall be integrated into the building architecture with high quality design and/or screened with similar building materials to the main architecture. The areas shall be kept clean and avoid accumulation of excess disposal materials and the enclosure shall be locked
- When possible, service and utility areas shall be inside the building or integrated into the architecture of the building
- Loading areas shall be located behind buildings, away from parking areas and public streets
- Loading doors shall not be visible from public streets
- To reduce the amount of area dedicated to these needs, shared service areas between adjacent users and buildings shall be allowed and encouraged
- If indoor reuse is not possible, outdoor refuse areas shall be enclosed with attractive design and materials that match building architecture. Recommended enclosures would be of masonry or stone with gated access and surrounding landscaping. The gate and enclosure opening shall not be visible from public ways
- Rooftop mechanicals shall be screened with materials that match the building architecture

(10) Inappropriate Service Area

- Service areas and utility equipment along public streets
- Prefabricated storage sheds

- Visible garbage dumpsters
- Unscreened service, storage, or utility areas

(11) Landscaping Guideline: Create pedestrian-friendly landscapes that are functional, visually appealing, and relate to building activities and architecture. Use landscaping to screen undesirable views.

- Incorporate landscape elements that complement the character of the building and provide a pleasing relationship with adjoining properties, the public sidewalk, and the street
- Use appropriate landscape elements to establish continuity between buildings and to define the block face where there are no buildings
- Plant shade trees in surface parking lots to reduce heat islands
- Incorporate mid-level plantings and ground covers into parking planting areas
- Native plants shall be installed whenever possible
- Consider prairie plantings instead of turf to minimize maintenance and establish animal and insect habitat
- Use plant materials that provide year-round interest, add desirable color, texture, and smells to a site's experience
- Install plants to screen parking areas from public streets.
- Install plants to screen building mechanicals
- Incorporate rain gardens and bioretention basins to collect runoff and filter pollutants
- Install bioretention areas in surface parking lots for stormwater infiltration
- Use plant materials that are compatible with urban environments and will maintain their health with the expected amount of care
- Use salt tolerant plants due to the urban pedestrian environment

(12) Inappropriate Site Landscaping

- Single species planting schemes
- Residential or suburban landscape treatment such as boulders, bark chips, plastic edging, railroad ties, etc.

- Chain link, metal mesh, wire or barbed wire fencing
- Site furnishings not located adjacent to common spaces

(13) Urban Greenway Guideline: An urban greenway shall be established on the west edge of the planning area to both buffer new development from existing neighborhoods and provide an open space corridor for recreation and natural habitat.

- The urban greenway corridor shall be a 100 foot wide minimum public corridor
- Naturalized landscaping shall be installed to establish the natural space and buffer
- Low-maintenance native species including trees, shrubs and grasses shall be planted
- A 10 foot wide asphalt path may be constructed to provide an alternative transportation route and recreation trail
- The path shall connect to private development, public streets, and sidewalks

(14) Site Features and Urban Spaces Guideline: Private development is encouraged to establish urban spaces and install site features to enhance the Elmore Corners District and contribute to a pedestrian friendly streetscape.

- Commercial uses are encouraged to have public plaza spaces to provide space for activities such as outdoor dining or seating areas
- Commercial urban spaces shall be accessible from public ways
- Any security fencing shall consist of decorative materials (such as wrought iron, brick or stone)
- Select and locate site furnishings (benches, trash receptacles, bicycle racks, etc.) to unify the Elmore Corners District and provide a pleasing relationship with adjoining properties, the public sidewalk, and street
- Site furnishings shall be of high-quality materials that last in all-weather environments

(15) Inappropriate Site Features & Urban Spaces

- Urban gathering spaces that are closed off from public ways
- Site features of low quality that do not complement building architecture

(16) Public Streets and Streetscaping Guideline: Public streets shall be designed as complete streets serving all modes of transportation users including vehicles, bicycles, and pedestrians.

Streets shall contain streetscape elements to enhance the visual aesthetics of these public spaces.

- Primary public streets shall contain streetscape elements of a vehicular scale including:
 - Street lights – tall poles to safely illuminate the street
 - Sidewalk on one side and bicycle path on the other side
 - Turf terraces
 - District gateway features
 - Wayfinding sign directing visitors to district destinations
 - Light pole banners advertising special events
- Secondary streets shall contain streetscape elements of a pedestrian scale including:
 - Street lights – pedestrian scale with decorative fixtures
 - Concrete sidewalks on both sides of the street
 - Decorative brick, paver, or stamped concrete terraces
 - Wayfinding signs or kiosks directing visitors to district locations
 - Light pole banners advertising locations, uses, or events
 - Landscape planters with flowers and grasses
 - All street lights shall contain LED energy efficient fixtures
 - Street lights shall contain decorative poles and bases
 - Street lights shall be down casting to reduce light pollution
 - Stormwater management could be incorporated into the street terrace through stormwater planters, inlets, and swales
- Secondary streets may designate bicycle access through painted sharrows on street lanes

(17) Stormwater Management Guideline: All future developments must meet City Stormwater Ordinance requirements. In general, stormwater best management practices are encouraged and shall be incorporated into site designs, limiting large, monolithic retention ponds.

- Incorporate stormwater systems into development site plans and landscape plans
- Encourage regional ponds or ponds that serve multiple developments to density development and allow development to occur in urban form
- Utilize stormwater management techniques that maximize infiltration and filter runoff
- Incorporate bio-swales into parking lots to collect surface water and infiltrate on-site
- Install urban stormwater management systems where appropriate such as stormwater planters, rain gardens, underground cisterns and cells, porous pavement, and green street terraces
- Green roofs are encouraged to aid in reducing the amount of impervious surfaces
- Collect roof water into “purple pipe” grey water systems to reuse for irrigation, toilets or other non-potable uses
- If water does run off buildings, direct it into planting areas and rain barrels
- Include stormwater pond aeration systems and fountains to improve water quality and appearance
- Inappropriate Stormwater Management
- Direct stormwater runoff into the Pheasant Creek
- Large, unnaturally shaped stormwater detention ponds with no landscaping or aeration

B. Appeals. Appeals of any administrative decision made under this section shall be made in writing by the owner(s) of record of the property to the City Design Review Board no less than thirty (30) days prior to any rescheduled meeting of the Board. Appeals of any decision of the Design Review Board shall be made in writing by the owner(s) of record of the property to the City Council no less than thirty (30) days prior to the scheduled Council meeting.

Section 2. That the ECOD, Elmore Corners Overlay District is hereby created and encompasses the property described as follows:

Part of Sections 5, 6, 7 and 8 of Township 78 North, Range 4 East of the 5th P.M. being more particularly described as follows: River 80 First Addition; Jersey Farms Commercial Park First Addition; Jersey Farms Commercial Park Second Addition; and Parcel No. Y0801-02A being a 15.43 acre, more or less, tract of land owned by Schaefer Living Trust as general partner of the V & T Schaefer Family Partnership LP and described as Tract A in the following documents filed for record in Scott County as Trustee’s Quit Claim Deed document No. 2006-4757, Plat of Survey document No. 2001-37358. Boundary of the property contains 342 acres, more or less (area includes rights-of-way).

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 upon final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Frank Klipsch, Mayor

Attest: _____

Jackie Holecek, MMC
Deputy City Clerk

Published in the *Quad City Times* on _____



PLAN AND ZONING COMMISSION

Meeting Date: April 3, 2018
Request: Proposed Zoning Ordinance Text Amendment adopting Design Standards for Elmore Corners.
Ward: 6th
Case No.: ORD18-01
Applicant: City of Davenport

Contact: Matthew G. Flynn, AICP
Senior Planning Manager
matt.flynn@ci.davenport.ia.us
563-888-2286

Recommendation:

Staff recommends the Plan and Zoning Commission forward Case No. ORD18-01 to the City Council for approval.

Introduction:

Case No. ORD18-01: Zoning Ordinance Text Amendment adopting Design Standards for Elmore Corners and creating the Elmore Corners Overlay District (ECOD).

Background:

Commercial Corridor Revitalization is a major goal of the City Council.

The Elmore Corners Plan and Design Standards project was authorized by City Council. Following a national search, Vandewalle Associates of Madison Wisconsin was selected to lead the City through the process.

The study area of the Plan closely matches the area proposed to be the overlay district.

The preliminary draft of the design standards is attached. Changes suggested the Plan and Zoning Commission at the Public Hearing are in blue type.

The design standards are intended to ensure a high quality level of coordinated development within the area designed to attract quality national and local retailers while protecting investment.

Following adoption, the new regulations will be incorporated into the new zoning ordinance as well.

Public Input:

Public input has been sought throughout the process.

There was a kick off meeting on July 18, 2017, where key stakeholders were interviewed and provided an overview of the project.

On October 25, 2017, the draft plan was presented to the steering committee. Comments were incorporated into the final draft.

On January 22, 2018, a public meeting was held to review the draft plan. Approximately 80 people attended.

On January 29, 2018, the draft plan was discussed at a 6th Ward meeting.

On February 22, 2018, a follow up public meeting was held.

A public hearing was held by the Plan and Zoning Commission at its March 20, 2018 meeting. No one from the public spoke.

Notices of this public hearing were sent to properties within and adjacent to the Proposed Overlay Area. Signs were posted and an ad run in the Quad City Times. As of this writing, no comments have been received.

Discussion:

These proposed regulations are an important implementation tool of the Comprehensive Plan and more specifically, the Elmore Corners Area Plan. The vision of the Area Plan cannot be reasonably expected to be achieved without the zoning changes.

Like any major zoning change (which would include the future complete zoning ordinance revamp) amendments may be necessary to repair errors and omissions from the current draft under consideration.

Recommendation:

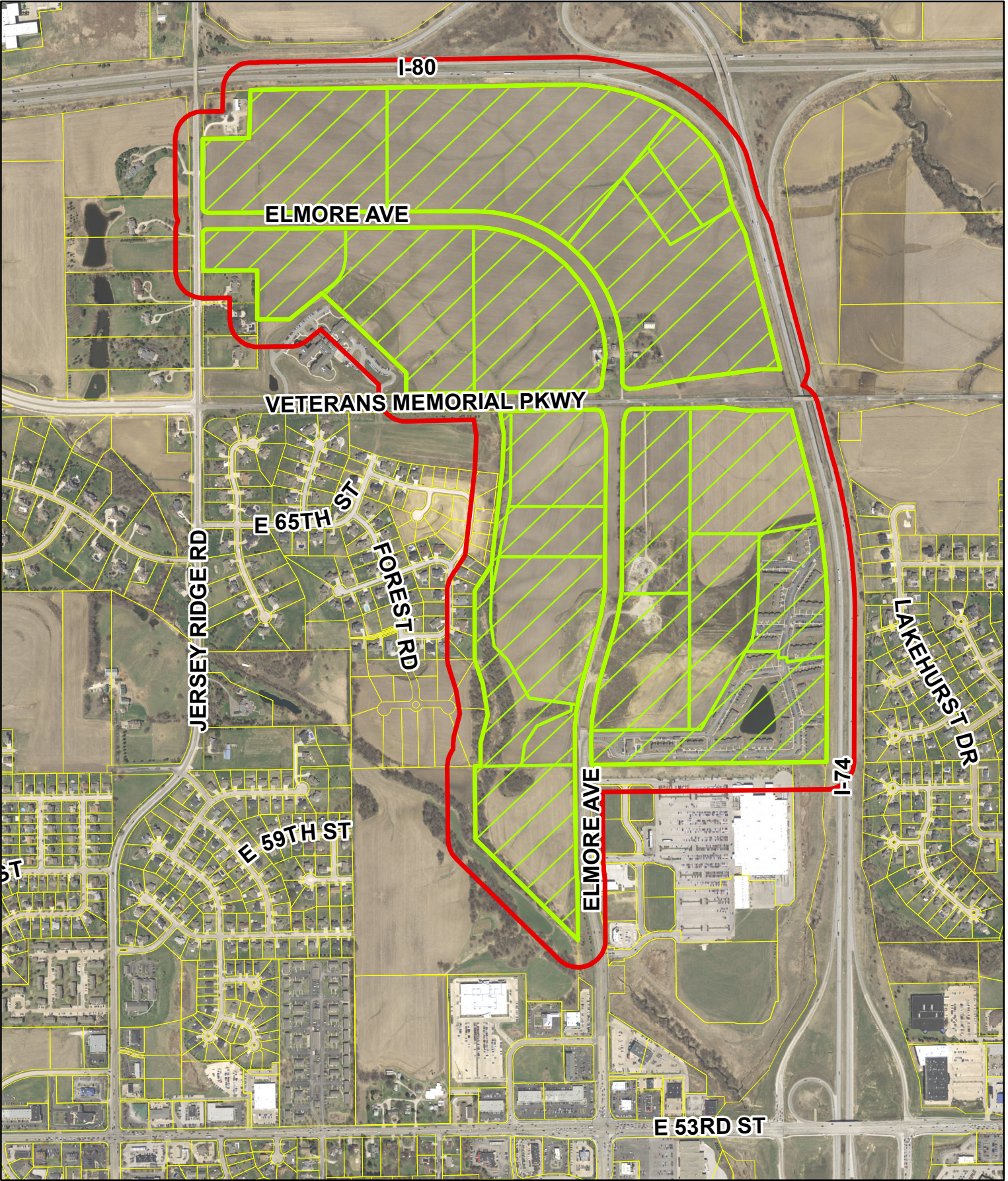
Findings:



Proposed ordinance will serve as an effective tool in the implementation of the Elmore Corners Master Plan

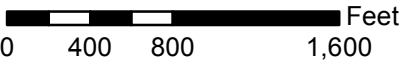
Recommendation:

Staff recommends the Plan and Zoning Commission forward Case No. ORD18-01 to the City Council for approval.

Plan & Zoning Commission: Adjacent Property Owner Notice Area



-  Adjacent Owner Notice Boundary
-  Elmore Corners Overlay Area



Elmore Corners Notice List - Mailing List

Parcel	Property Address	Owner Name	Owner Street	Owner CityStateZip
Petitioner:	City of Davenport			
P&Z Chair:	Bob Inghram		binghram@activethermal.net	
Council Clerk:	Tiffany Hickman		tiffanyh@ci.davenport.ia.us	
Neighborhood:	Jersey Farms NA	Tom Jacobson (563) 343-4352	tljacobson@mediacommbb.net ; tomjacobson52@gmail.com	
Ward/Ald:	6th Ward	Alderman Clewell	rclewell@ci.davenport.ia.us	39 Notices Sent
Ward/Ald:	8th Ward	Alderman Tompkins	ktompkins@ci.davenport.ia.us	
Ward/Ald:	At-Large	Alderman Condon		
Ward/Ald:	At-Large	Alderman Gripp	kgripp@ci.davenport.ia.us	
Y0655-08A	2913 E 63RD ST	A.J. MURPHY	2913 E 63RD ST	DAVENPORT IA 52807
Y0533B01	6600 ELMORE AV	ARROWHEAD LLC	6600 ELMORE AV	DAVENPORT IA 52807
Y0533B02	6500 ELMORE AV	ARROWHEAD LLC		
Y0501A03A		BAXTER CONSTRUCTION CO LLC	3225 AVE N	FORT MADISON IA 52627
Y0801-11	5701 ELMORE AV	BEATON HOLDING COMPANY LC	5805 COUNCIL ST NE STE D	CEDAR RAPIDS IA 52402
Y0655-05A	6315 FAIRHAVEN RD	BRETT L FELS LIVING TRUST	6315 FAIRHAVEN RD	DAVENPORT IA 52807
Y0639-01A	6403 FAIRHAVEN RD	BRIAN S SMITH	6403 FAIRHAVEN RD	DAVENPORT IA 52807
Y0549-01A		CITY OF DAVENPORT	226 W 4TH ST	DAVENPORT IA 52801
Y0533BOLA		CITY OF DAVENPORT		
Y0501A03B		CITY OF DAVENPORT		
Y0639-19F		CITY OF DAVENPORT IOWA		
Y0655A11	10 WOODVIEW WAY	DOUGLAS N WATTERS	10 WOODVIEW WAY	DAVENPORT IA 52807
Y0655-07A	6301 FAIRHAVEN RD	DUEKER LIVING TRUST	C/O A DUEKER	DAVENPORT IA 52807
Y0551A04	6403 ELMORE AV	ELMORE STORAGE LLC	3245 E. 35TH ST CT	DAVENPORT IA 52807
Y0621-25	6901 JERSEY RIDGE RD	ERIC G VANSEVEREN	6901 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0801-09	5705 ELMORE AV	HALLE PROPERTIES LLC	20225 N SCOTTSDALE RD	SCOTTSDALE AZ 85255
Y0639-03A	6329 FAIRHAVEN RD	JAMES M SULLIVAN	6329 FAIRHAVEN RD	DAVENPORT IA 52807
Y0549A03		JCO PROPERTIES INC	3885 ELMORE AV STE 100	DAVENPORT IA 52807
Y0655-06A	6307 FAIRHAVEN RD	JEFF M HYLAND	6307 FAIRHAVEN RD	DAVENPORT IA 52807
Y0535A06	6551 ELMORE AV	JJO LLC	6215 UTICA RIDGE RD	DAVENPORT IA 52807
Y0621A01		KAHL HOME FOR AGED AND INFIRM	6701 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0623A06		KAHL HOME FOR AGED AND INFIRM		
Y0605-25B	7403 JERSEY RIDGE RD	KARLL FARM L C	3211 E 35TH CT	DAVENPORT IA 52807
Y0639-05F	6455 FAIRHAVEN RD	LAURIE A DOBESH	6455 FAIRHAVEN RD	DAVENPORT IA 52807
Y0639-QLF		LAURIE A DOBESH		
Y0621-01		LEON S ERNESTO	2921 E 46TH ST	DAVENPORT IA 52807
Y0605-01	7400 JERSEY RIDGE RD	LINDA R DUFFY REV TRUST	7400 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0655A09		MCCARTNEY IMPROVEMENT CO	5715 NW BD	DAVENPORT IA 52806
Y0639-QLC		MEADOW BUILDERS INC	4929 UTICA RIDGE RD	DAVENPORT IA 52807
Y0655-04A	6321 FAIRHAVEN RD	MICHAEL A INGLEBY	6321 FAIRHAVEN RD	DAVENPORT IA 52807
Y0655A12		MINH B LAI	921 W 66TH ST	DAVENPORT IA 52806
Y0605-02	7200 JERSEY RIDGE RD	NARIDER KUMAR	7200 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0621-02	7000 JERSEY RIDGE RD	NIDAL H HARB TRUST	7000 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0639-08F	6435 FAIRHAVEN RD	NORTHWEST BANK & TRUST COMPANY	100 E KIMBERLY RD	DAVENPORT IA 52806
Y0535A05	3250 VETERANS MEM PARKWAY	O'BROS L.L.C.	3885 ELMORE AVE	DAVENPORT IA 52807
Y0500-01B		PEDCOR INVESTMENTS	PO BOX 574	CARMEL IN 46082
Y0535-01N		PEDCOR INVESTMENTS		
Y0605A01		QC EQUITY INVESTMENTS LLC	201 HARRISON ST STE 402	DAVENPORT IA 52801
Y0621A07		QC EQUITY INVESTMENTS LLC		
Y0501A04		QC EQUITY INVESTMENTS LLC		
Y0517A05		QC EQUITY INVESTMENTS LLC		
Y0533B03	6300 ELMORE AV	QC SOUTH LANDS EQUITY INVESTMENTS LLC		
Y0549A02		QC SOUTH LANDS EQUITY INVESTMENTS LLC		
Y0639-02A	6335 FAIRHAVEN RD	RANDALL E BOLDT	6335 FAIRHAVEN RD	DAVENPORT IA 52807
Y0621-26	6801 JERSEY RIDGE RD	RICK W HOLLINGSWORTH	6801 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0607A02	7077 ELMORE AV	RYTHYM CITY CASINO LLC	7077 ELMORE AVE	DAVENPORT IA 52807
Y0707-01C		WEBBER LIVING TRUST	19134 246TH AVE	BETTENDORF IA 52722
Y0801-06		THF DAVENPORT NORTH DEVELOPMEN	211 N STADIUM BD STE 201	COLUMBIA MO 65203
Y0801-07		THF DAVENPORT NORTH DEVELOPMEN		
Y0801-08		THF DAVENPORT NORTH DEVELOPMEN		
Y0801-10		THF DAVENPORT NORTH DEVELOPMEN		
Y0801-OLC		THF DAVENPORT NORTH DEVELOPMEN		
Y0803-01	5811 ELMORE AV	THF DAVENPORT NORTH DEVELOPMEN		
Y0819AOLA1		THF DAVENPORT NORTH DEVELOPMENT		
Y0639-09F		TOWNE & COUNTRY MANOR DEVELOPMENT CORP	2660 E 53RD ST STE 7	DAVENPORT IA 52807
Y0639-OLE		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-OLD		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-OLB		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-OLA		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-10F	6411 FAIRHAVEN RD	TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-07F		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-06F		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0639-04F		TOWNE & COUNTRY MANOR DEVELOPMENT CORP		
Y0801-02A		VTS FARM PARCEL A LLC	19134 246TH AV	BETTENDORF IA 52722
Y0621-24	7001 JERSEY RIDGE RD	WALTER J BRADLEY	7001 JERSEY RIDGE RD	DAVENPORT IA 52807
Y0655A10	9 WOODVIEW WAY	WOOD TRUST CMA	2805 E 43RD ST	DAVENPORT IA 52807

		APPROVED	APPROVED	APPROVED	FAILED	APPROVED	APPROVED		
Name:	Roll Call	CP18-01 Elmore Corners Plan	Amend ORD18-01 Amend 17.41 Elmore Corners Overlay District	ORD18-01 Amend 17.41 Elmore Corners Overlay District	Table ORD18-03 Amend 17.36 M-1 Uses	ORD18-03 Amend 17.36 M-1 Uses	F18-02 Bett's Corporation 2nd Add'n		
Connell	EX								
Hepner	P	Y	Y	Y	N	Y	Y		
Inghram	P								
Kelling	P	Y	Y	Y	Y	N	Y		
Lammers	P	Y	Y	Y	Y	N	Y		
Maness	EX								
Martinez	A								
Medd	P	Y	Y	Y	N	Y	Y		
Quinn	A								
Reinartz	P	Y	N	N	N	Y	Y		
Tallman	P	Y	Y	Y	N	Y	Y		
	7	6-YES 0-NO 0-ABSTAIN	5-YES 1-NO 0-ABSTAIN	5-YES 1-NO 0-ABSTAIN	2-YES 4-NO 0-ABSTAIN	4-YES 2-NO 0-ABSTAIN	6-YES 0-NO 0-ABSTAIN		

PASTRNAK LAW FIRM, P.C.

**Attorneys at Law
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Davenport IA 52801
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Fax: (563) 323-7739
E-mail: gjager@pastrnak.com**

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Candy K. Pastrnak*

Troy D. Venner*

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Milan, IL 61264

Thomas R. Schulz – Of Counsel *
Gregory S. Jager – Of Counsel**
Dee Runnells – Of Counsel*

* Admitted in Iowa and Illinois
** Admitted in Iowa Only

Planning and Zoning Commission
C/o Matt Flynn
City of Davenport
226 W. 4th St
Davenport, Iowa 52801

March 30, 2018

Re: Elmore Corridor Overlay District and
Design Standards

Dear members of the Commission:

We represent THF Davenport North Development, L.L.C., the owner of the Walmart, Dick's, Golf Galaxy and other vacant parcels referred to as Lots 1,4,5,6,7,8, and 10 in the THF First Addition to the City of Davenport, and on behalf of the owner, we object to any rezoning of these parcels or zoning overlay districts being added thereto.

We have thoroughly reviewed the proposed design standards and building restrictions proposed for the Elmore Corners Overlay District and believe they will make it more difficult to market and find tenants or purchasers of the remaining vacant parcels.

The Walmart store was constructed at a time when no one was considering developing Elmore Ave. Recently there has been more than 160,000 sq. ft. of commercial use added to the site with the location/expansion of Dick's Sporting Goods, Golf Galaxy, Field and Stream, and Hobby Lobby. The owner's investment in this area has totaled \$43,158,467. We have worked with Davenport councils and staff for over 17 years to make development on this site possible.

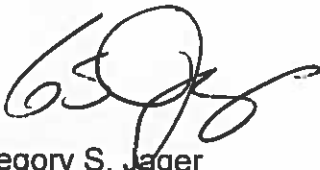
PASTRNAK LAW FIRM, P.C.

Gregory S. Jager
March 30, 2018
Page 2

When Walmart first located in Davenport, the City Council established numerous conditions upon the ultimate development of the site. (ordinances #94-644, 2001-229. 2001-230) with which we have complied. Those conditions were in response to concerns of the Council and neighbors regarding the development, and time has shown that we have not had the adverse impact that some had feared. We consider our development to be a main destination for many shoppers in Davenport and throughout the Quad City area. To impose additional regulations on property which is in the process of development and already subject to council review via the planned development district process is unnecessarily expensive and burdensome.

If the council must impose zoning restrictions beyond those already established by law on properties within the area, we ask that our ground be removed from the overlay district. Otherwise, we are opposed to the ECOD Elmore Corners Overlay District, and ask our objection be placed of record.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. Jager', with a large circular flourish at the end.

Gregory S. Jager
Attorney at Law
For: Pastrnak Law Firm
On Behalf of: THF Davenport North Development, L.L.C.



PLAN AND ZONING COMMISSION

Meeting Date: May 1, 2018
Request: Proposed Zoning Ordinance Text Amendment establishing an Elmore Corners Overlay District and adopting Design Standards for Elmore Corners.
Ward: 6th
Case No.: ORD18-01
Applicant: City of Davenport

Contact: Matthew G. Flynn, AICP
Senior Planning Manager
matt.flynn@ci.davenport.ia.us
563-888-2286

Recommendation:

Staff recommends the Plan and Zoning Commission forward Case No. ORD18-01 to the City Council for approval, including the entire THF First Addition being part of the area subject to the proposed ECOD Overlay District.

Update:

This case was remanded back to the Plan and Zoning Commission by the Committee of the Whole on April 18, 2018 for clarification of its recommendation.

Recall that at its April 3, 2018 meeting, the Commission heard from representatives of THF Development requesting that the area known as THF First Addition (Davenport Commons; Walmart/Dick's Shopping Center) be removed from the area subject to proposed ECOD Design Standards.

Staff did not oppose removal of the area at the April 3, 2018 meeting. This, however, did not reflect the position of overall City staff and was presented in error. The Commission voted in favor of removing the property from the proposed overlay district.

Staff advertised for the Public Hearing before the Committee of the Whole with the THF First development removed. There is uncertainty of what exactly is the intent of the Plan and Zoning Commission's recommendation. Further, what effect, if any, does this recommendation have on a possible requirement of a supermajority vote by the Council in order to approve.

Discussion:

- 1) Staff reiterates its position to keep the THF First Addition within the area subject to the proposed ECOD Design standards for the following reasons:
 - The area has always been part of the Elmore Corners Plan project area with no opposition being expressed until the day before the Plan and Zoning Commission vote.
 - Pheasant Creek provides a clear physical boundary for Elmore Corners.
 - The ECOD Design standards will ensure quality development strived for on the existing vacant parcels and possible expansion or development on the currently developed portions of the THF property.
- 2) Procedurally, the City Council is seeking to clarify whether the Plan and Zoning Commission recommendation is to approve the Elmore Corners Overlay District and Design Standards *only* if the aforementioned THF properties are removed OR if the Commission recommends approval of the District and Standards regardless of whether the THF properties are removed.

Obviously, the Commission could choose to take other action on this particular case as well. But the primary need is to clarify when a Council supermajority would be necessary.

The previous staff report (attached) contains additional information.

May 2, 2018

Honorable Mayor and City Council
City Hall
Davenport IA 52801

Honorable Mayor and City Council:

At its regular meeting of May 1, 2018, per your request to clarify its recommendation made on April 3, 2018, the City Plan and Zoning Commission considered Case No. ORD18-01: Request of the City of Davenport to create an ECOD, Elmore Corners Overlay District and to establish design standards for said district.

A motion to add the THF First Addition into the area subject to the proposed overlay failed by a vote of 3-yes and 5-no.

The Commission maintains its original recommendation and recommends approval of the ordinance deleting the property owned and developed by THF development from the overlay and corresponding design standards.

Finding:

- 1) Proposed ordinance will serve as an effective tool in the implementation of the Elmore Corners Master Plan

Conditions:

None.

The Plan and Zoning Commission accepts the finding and forwards Case No. ORD18-01 to the City Council for approval. The vote to approve was 5 – yes and 1 – no (Reinartz).

Respectfully submitted,



Robert Inghram, Chairperson
City Plan and Zoning Commission

City of Davenport

Agenda Group:
Department: Community Planning & Economic Development
Contact Info: Matt Flynn 563.888.2286
matt.flynn@ci.davenport.ia.us
Wards: All

Action / Date
4/18/2018

Subject:

Third Consideration: Ordinance for Case No. ORD18-03: Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding sale and storage of Iowa Department of Transportation Hazard Classes 1.3g and 1.4g fireworks, excluding any and all sparklers, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District [Wards All]

Recommendation:

The Plan and Zoning Commission forwards Case No. ORD18-03 to the City Council with a recommendation for approval.

The Plan and Zoning Commission vote was 4-yes and 2-no.

Relationship to Goals:

Enhance quality of life.

Background:

Currently, the Zoning Ordinance does not regulate the sale of fireworks and explosive devices other than to require retail locations be located on property that is zoned "C-1" Neighborhood Shopping District or higher.

The proposed ordinance would allow the sale and storage of fireworks and explosive devices to be located on property zoned "M-1" Light Industrial District subject to such use being located more than one thousand feet from any residential district.

ATTACHMENTS:

Type	Description
□ Cover Memo	Proposed Ordinance as substituted
□ Backup Material	Plan and Zoning Commission Letter to City Council
□ Backup Material	4-3-2018 Plan and Zoning Commission Vote Results
□ Backup Material	Staff Report to Plan and Zoning Commission
□ Backup Material	M-1 and M-2 Property Map

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Admin, Default	Approved	5/4/2018 - 5:32 PM

ORDINANCE NO. 2018 -

ORDINANCE for Case No. ORD18-03: Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding sale and storage of Iowa Department of Transportation Hazard Classes 1.3g and 1.4g fireworks, excluding any and all sparklers, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District. [Wards All]

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

Section 1. Section 17.36.030.B.6 of the Davenport Municipal Code is hereby amended to read as follows:

6. Unclassified Uses.
 - a. Animal pound for detention only;
 - b. Building materials (cement, lime, sand, gravel, lumber, and the like), storage and sales;
 - c. Carbon paper and inked ribbon manufacture;
 - d. Cigar and cigarette, chewing and smoking tobacco;
 - e. Circus and fair grounds;
 - f. Coal and coke storage and sales;
 - g. Contractor's shop and storage yard;
 - h. Drive-in or outdoor theater;
 - i. Exposition building or center;
 - j. Electric transforming station;
 - k. Feed and grain storage;
 - l. Fur finishing;
 - m. Greenhouses, wholesale;
 - n. Ice manufacture and cold storage;
 - o. Leather goods manufacture, but not including tanning operations;
 - p. Livery stables and riding academies;
 - q. Motion picture production;
 - r. Public utility storage yard;
 - s. Accessory buildings and uses customarily incident to the uses permitted by this chapter;
 - t. Sale and storage of Iowa Department of Transportation Hazard Classes 1.3g and 1.4g fireworks, excluding any and all sparklers, subject to such uses being located more than one thousand feet from any residential district.

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 _____

Frank Klipsch, Mayor

Attest: _____

Jackie Holecek, CMC
Deputy City Clerk

Published in the *Quad City Times* on _____

April 4, 2018

Honorable Mayor and City Council
City Hall
226 West 4th Street
Davenport, Iowa 52801

At its regular meeting of April 3, 2018, the City Plan and Zoning Commission considered Case No. ORD18-03: Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding Sale and Storage of Fireworks and Explosive Devices, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District. [Wards All]

Finding:

1. Due to the nature of the explosive materials, specific land use and separation from residential districts is warranted.

The Plan and Zoning Commission accepted the listing finding and forwards Case ORD18-03 to the City Council with a recommendation for approval.

The Plan and Zoning Commission vote was 4-yes and 2-no.

Respectfully submitted,



Robert Inghram, Chairperson
City Plan and Zoning Commission

		APPROVED	APPROVED	APPROVED	FAILED	APPROVED	APPROVED		
Name:	Roll Call	CP18-01 Elmore Corners Plan	Amend ORD18-01 Amend 17.41 Elmore Corners Overlay District	ORD18-01 Amend 17.41 Elmore Corners Overlay District	Table ORD18-03 Amend 17.36 M-1 Uses	ORD18-03 Amend 17.36 M-1 Uses	F18-02 Bett's Corporation 2nd Add'n		
Connell	EX								
Hepner	P	Y	Y	Y	N	Y	Y		
Inghram	P								
Kelling	P	Y	Y	Y	Y	N	Y		
Lammers	P	Y	Y	Y	Y	N	Y		
Maness	EX								
Martinez	A								
Medd	P	Y	Y	Y	N	Y	Y		
Quinn	A								
Reinartz	P	Y	N	N	N	Y	Y		
Tallman	P	Y	Y	Y	N	Y	Y		
	7	6-YES 0-NO 0-ABSTAIN	5-YES 1-NO 0-ABSTAIN	5-YES 1-NO 0-ABSTAIN	2-YES 4-NO 0-ABSTAIN	4-YES 2-NO 0-ABSTAIN	6-YES 0-NO 0-ABSTAIN		



City of Davenport
Community Planning & Economic Development Department
FINAL STAFF REPORT

Meeting Date: April 3, 2018
Request: Amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding Sale and Storage of Fireworks and Explosive Devices, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District. [Wards All]
Location: N/A
Case No.: ORD18-03
Applicant: City of Davenport

Recommendation:

Staff recommends the Plan and Zoning Commission accept the listed finding forward Case ORD18-03 to the City Council with a recommendation for approval.

Introduction:

Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled, "Zoning" by amending Section 17.36.030.B.6 by adding Sale and Storage of Fireworks and Explosive Devices, subject to such uses being located more than one thousand feet from any residential district to the list of permitted uses in the "M-1" Light Industrial District. [Wards All]

Public Input:

The public notice for the Plan and Zoning Commission public hearing for the proposed Ordinance was published in the March 14, 2018 edition of the Quad-City Times.

Discussion:

Currently, the Zoning Ordinance does not regulate the sale or storage of fireworks and explosive devices other than to require that they be located on property that is zoned "C-1" Neighborhood Shopping District or higher.

Initially, the City proposed requiring the sale and storage of fireworks and explosive devices to be located on property zoned "M-2" Heavy Industrial District and require the granting of a Special Use Permit for said use by the Zoning Board of Adjustment.

A less restrictive amendment is now being proposed, which would allow the sale and storage of fireworks and explosive devices to be located on property zoned "M-1" Light Industrial District subject to such use being located more than one thousand feet from any residential district.

Section 17.36.030.B.6 the Davenport City Code:

New ordinance language is underlined.

6. Unclassified Uses.

- a. Animal pound for detention only;
- b. Building materials (cement, lime, sand, gravel, lumber, and the like), storage and sales;
- c. Carbon paper and inked ribbon manufacture;
- d. Cigar and cigarette, chewing and smoking tobacco;
- e. Circus and fair grounds;
- f. Coal and coke storage and sales;
- g. Contractor's shop and storage yard;
- h. Drive-in or outdoor theater;
- i. Exposition building or center;
- j. Electric transforming station;
- k. Feed and grain storage;
- l. Fur finishing;
- m. Greenhouses, wholesale;
- n. Ice manufacture and cold storage;
- o. Leather goods manufacture, but not including tanning operations;
- p. Livery stables and riding academies;
- q. Motion picture production;
- r. Public utility storage yard;
- s. Accessory buildings and uses customarily incident to the uses permitted by this chapter.
- t. Sale and storage of fireworks and explosive devices, subject to such uses being located more than one thousand feet from any residential district.

Staff Recommendation

Finding:

1. Due to the nature of the explosive materials, specific land use and separation from residential districts is warranted.

Staff recommends the Plan and Zoning Commission accept the listed finding forward Case ORD18-03 to the City Council with a recommendation for approval.

Prepared by:



Ryan Rusnak, AICP
Planner III

City of Davenport

Agenda Group:
Department: Community Planning & Economic Development
Contact Info: Matt Flynn 563.888.2286
matt.flynn@ci.davenport.ia.us
Wards: 3

Action / Date
5/16/2018

Subject:
Resolution for the adoption of the Downtown Davenport Streetscape Improvement Plan. [Ward 3]

Recommendation:
Adopt the resolution.

The Design Review Board considered the Downtown Davenport Streetscape Improvement Plan at its February 26, 2018 meeting and voted to recommend approval of the Plan.

The Board vote was 10-yes and 0-no.

Relationship to Goals:
Enhance quality of life.

Background:
In 1996, "Streetscape Master Plan Design Standards" was prepared by LDR International, Inc. for the Davenport Downtown Development Corporation, a predecessor of the Quad Cities Chamber of Commerce. The plan was adopted by the City as an amendment to the City's Comprehensive Plan. Specific elements of the plan were incorporated into the drafting of the more detailed "The Standard Specification for Public Improvement" document which is used by Davenport Public Works.

This document updates the streetscape portion of the Downtown Design Guidelines. There have been two decades since implementation of the guidelines, so new ideas, technology, and techniques have emerged. Additionally, amendments to the Americans with Disabilities Act require more accessibility consideration. Further, the development pattern and success of downtown Davenport suggest extending streetscape improvements boundaries to the west and east is warranted. Finally, clarity is necessary with respect to the roles and responsibilities of downtown stakeholders, the Downtown Davenport Partnership and the City. This addendum, along with minor changes to the Downtown Design Overlay District Ordinance and the Standard Specifications used by the Engineering Division, seeks to address the above issues.

The Downtown Davenport Streetscape Improvement Plan was authored by the City of Davenport Community Planning and Economic Development Department. However, its development was the result of collaboration and substantial input from the following: Davenport Public Works, Downtown Davenport Partnership, Complete Streets Committee and City of Davenport Design Review Board.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	5/10/2018 - 9:15 AM
Community Development Committee	Berger, Bruce	Approved	5/10/2018 - 9:15 AM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:21 AM

Resolution No. _____

Resolution offered by Alderman Gripp

RESOLVED by the City Council of the City of Davenport.

RESOLUTION adopting the Downtown Davenport Streetscape Improvement Plan. [Ward 3]

WHEREAS, the Downtown Davenport Streetscape Improvement Plan replaces the outdated Streetscape Master Plan Design Standards, which was adopted in 1996;

WHEREAS, the Downtown Davenport Streetscape Improvement Plan will provide guidance for the construction of streetscape improvements and encroachments within the public right-of-way in Downtown Davenport; and

WHEREAS, the Downtown Davenport Streetscape Improvement was the result of a collaboration between the City of Davenport, the Downtown Davenport Partnership and the City of Davenport Design Review Board.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the Downtown Davenport Streetscape Improvement Plan is hereby adopted by the City of Davenport.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, Deputy City Clerk

Downtown Davenport Streetscape Improvement Plan

City of Davenport, Iowa



May 2018

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- 1.1 Streetscape Area Defined**
- 1.2 Existing Conditions**
- 1.3 Streetscape Improvement Goals**
- 1.4 Urban Design Concepts**

2.0 Street Types, Areas and Streetscape Elements

- 2.1 Decorative Streetlights**
- 2.2 Sidewalk Paving**
- 2.3 Tree Wells and Street Trees**
- 2.4 On Street Parking Spaces**
- 2.5 Vehicle Travel Lane Width**
- 2.6 Crosswalk Design**
- 2.7 Accessibility to Off Street Areas**
- 2.8 Utility Vaults and Basements Extending into the Right-Of-Way**
- 2.9 Main Street and Primary Design Streets**
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- 2.11 River Drive**

3.0 Streetscape Furniture

- 3.1 Permanent and Temporary Encroachments**
- 3.2 Benches**
- 3.3 Trash Receptacle**
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- 3.5 Bicycle Racks**
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- 3.7 Bollards**

4.0 Gateways

5.0 Design Consideration Adjacent to Public Urban Spaces

Resolution Adopting Downtown Davenport Streetscape Improvement Plan

1.0 Introduction

Downtown Davenport Streetscape Improvement Plan 2nd Addendum (Streetscape Updates)

In 1996, “Streetscape Master Plan Design Standards” was prepared by LDR International, Inc. for the Davenport Downtown Development Corporation, a predecessor of the Quad Cities Chamber of Commerce. The plan was adopted by the City of Davenport as an amendment to the Comprehensive Plan. Specific elements of the plan were incorporated into the drafting of the more detailed “The Standard Specification for Public Improvement” document which is used by Davenport Public Works.

This document updates the streetscape portion of the Downtown Design Guidelines. Two decades have passed since implementation of the guidelines; new ideas, technology, and techniques have emerged. Additionally, amendments to the Americans with Disabilities Act require more accessibility consideration. Further, the development pattern and success of downtown Davenport suggest extending streetscape improvements boundaries to the west and east is warranted. Finally, clarity is necessary with respect to the roles and responsibilities of the City of Davenport, the Downtown Davenport Partnership and downtown stakeholders. This addendum, along with minor changes to the Downtown Design Overlay District Ordinance and the Standard Specifications used by the Engineering Division, seeks to address the above issues.

Acknowledgements:

The Downtown Davenport Streetscape Improvement Plan was authored by the City of Davenport Community Planning and Economic Development Department. However, its development was the result of collaboration and substantial input from the following:

Davenport Public Works
Downtown Davenport Partnership
Complete Streets Committee
City of Davenport Design Review Board

1.1 Streetscape Area Defined.

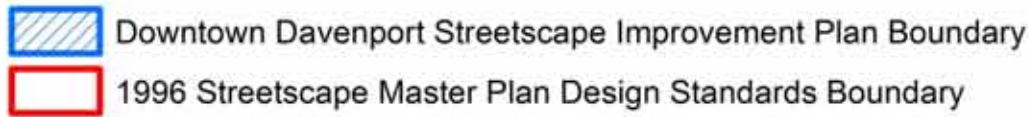
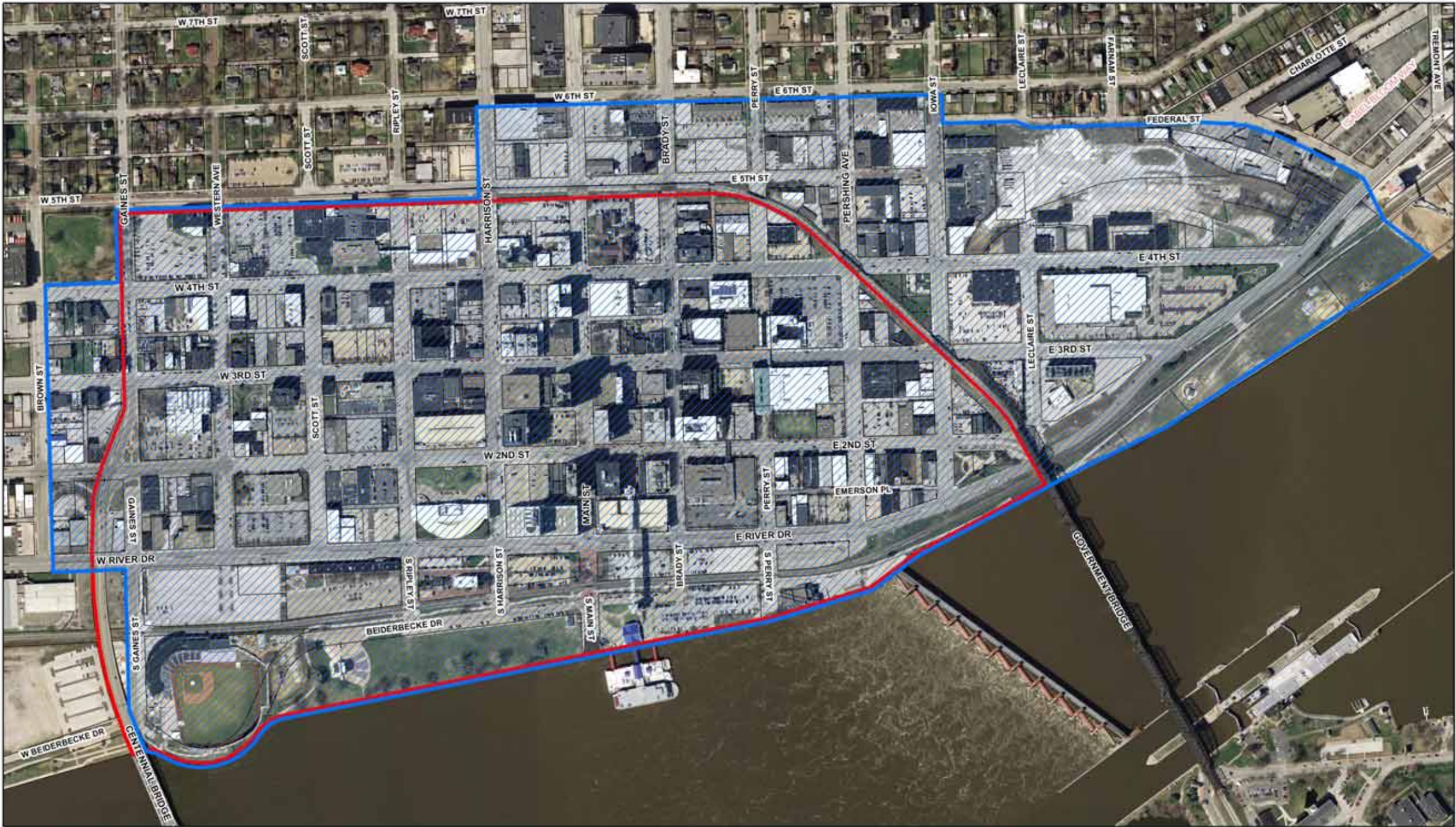


Figure 1. Downtown Davenport Streetscape Improvement Plan Boundary

The area subject to streetscape improvements is generally the same as the Downtown Design Overlay District. See Figure 1. Notably, the streetscape improvement area has been expanded when compared to 1996 Streetscape Master Plan Design Standards, which was formerly the Mississippi River to the south, the railroad viaduct to the north and east and Gaines Street to the west.

The 1996 Streetscape Master Plan Design Standards, in part, provided design recommendations for off street areas such as surface parking lots. The Downtown Davenport Streetscape Improvement Plan only regulates activities within public right-of-ways.

1.2 Existing Conditions

There have been substantial streetscape improvements to the downtown since the 1996 Streetscape Master Plan Design Standards. Some of the challenges identified in the 1996 plan remain the same while new challenges have been identified.

- Existing sidewalks are too narrow to accommodate pedestrian activities and amenities.
- Existing basement vaults restrict streetscape elements.
- Implementation of streetscape improvements has been incremental.
- The downtown area is large and there is variation block to block regarding sidewalk width, streetscape improvements and building first floor elevations.
- Existing pedestrian lights are not adequate to serve as roadway lights and are powered by the adjacent property's electrical system.

1.3 Streetscape Improvement Goals

- Enhance the downtown's character and livability by fostering attractive design and activities that give comfort, convenience, safety and pleasure to all its residents and visitors.
- Strengthen connections to the riverfront and gateways into the downtown.
- Foster a collaborative environment when addressing design challenges.
- Allow flexibility in streetscape design where on street and/or off street features warrant.
- Convert existing lighting in the public right-of-way and require all streetlights onto the City of Davenport's electrical network.
- Replace or convert existing pedestrian lights to LED decorative streetlights, which will allow them to serve as lighting for pedestrians and streets.
- Remove and replace existing "cobra head" lights with LED decorative streetlights.
- Utilize the existing 80 foot right-of-way in the downtown by decreasing the traveling lane width and increasing the sidewalk width and/or providing on street bicycle lanes.

1.4 Urban Design Concepts

1. Create a strong sense of place in Downtown Davenport through the implementation streetscape improvements.
2. Create a balanced and accessible environment for pedestrians, bicyclists, transit users and motorists.
3. Provide structure with respect to streetscape improvements.

2.0 Street Types, Areas and Streetscape Elements

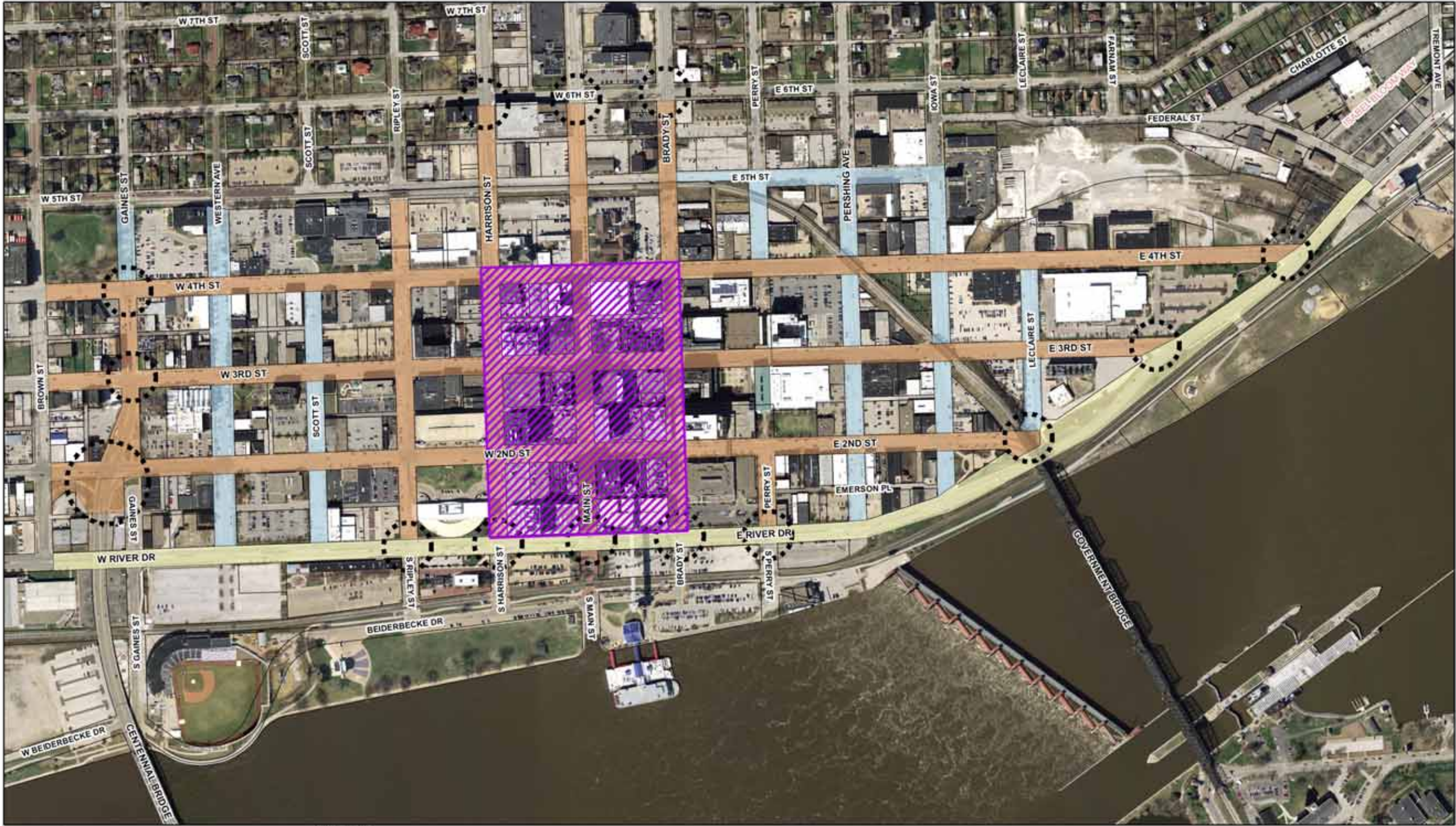


Figure 2. Street Types, Primary Impact Zone and Gateways

There are three street types in Downtown Davenport:

- 1. Primary Design Streets. These are the most travelled streets in the Downtown and contain the primary connections to and from Downtown and Riverfront.
- 2. Secondary Design Streets. These are lesser travelled streets in the Downtown.
- 3. River Drive. A state highway, which is perceived as a barrier to the riverfront.

There are two street areas in Downtown Davenport

- 1. Primary Impact Zone. This area should receive the highest design treatment with curb extensions at intersections and a greater emphasis on connections to the Riverfront.
- 2. Gateways. These represent the transition between the Downtown and Riverfront and Downtown and adjacent areas.

2.0 Street Types, Areas and Streetscape Elements (continued)

Streetscape elements include:

- Decorative streetlights
- Sidewalk paving
- Tree wells and street trees
- On street infrastructure (on street parking spaces, bicycle lanes and crosswalks)

There shall be a comprehensive approach (such as a half block) when designing streetscape elements even if it is only financially feasible to construct a portion of the improvements.

Ideally, streetscape elements would be incorporated in an uninterrupted manner. However, on street and/or off street features may warrant the need for flexibility in streetscape design. Examples include utility vaults, basements extending into the right-of-way, shallow depth utilities and driveway approaches to off street parking areas.

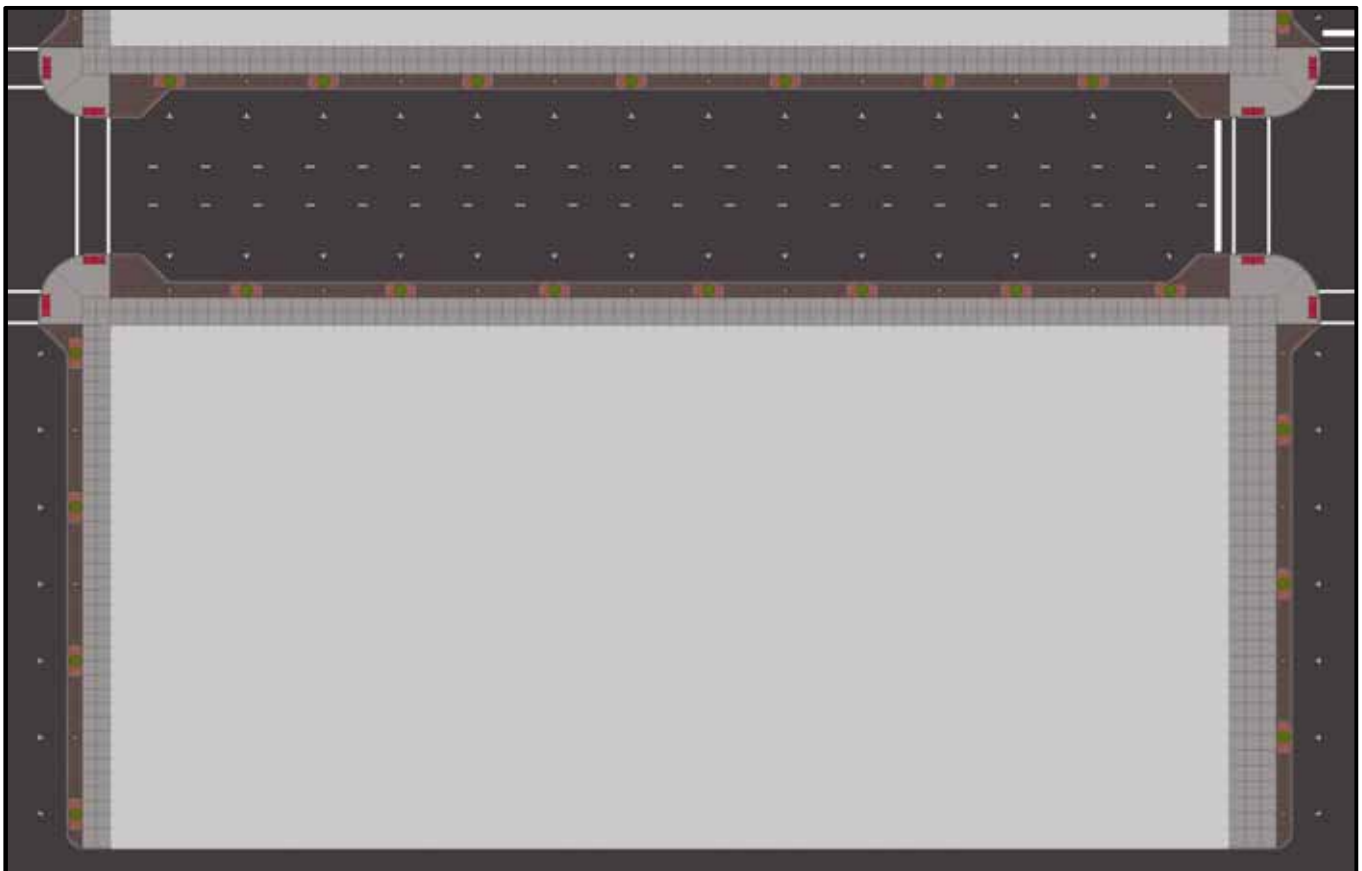


Figure 3. Uninterrupted Streetscape

2.1 Decorative Streetlights

Decorative streetlights shall be a primary consideration when designing a block. Streetlights shall be located 2 feet on center from the back of curb and spaced 44 feet on center. Ideally, streetlights will be located between 22 foot long on street parallel parking spaces. Streetlights shall be staggered with lights on the opposing block face to allow better light coverage. See figure 4.

Streetlight spacing will vary adjacent to street and alley intersections where it is desirable to have a greater concentration of light.

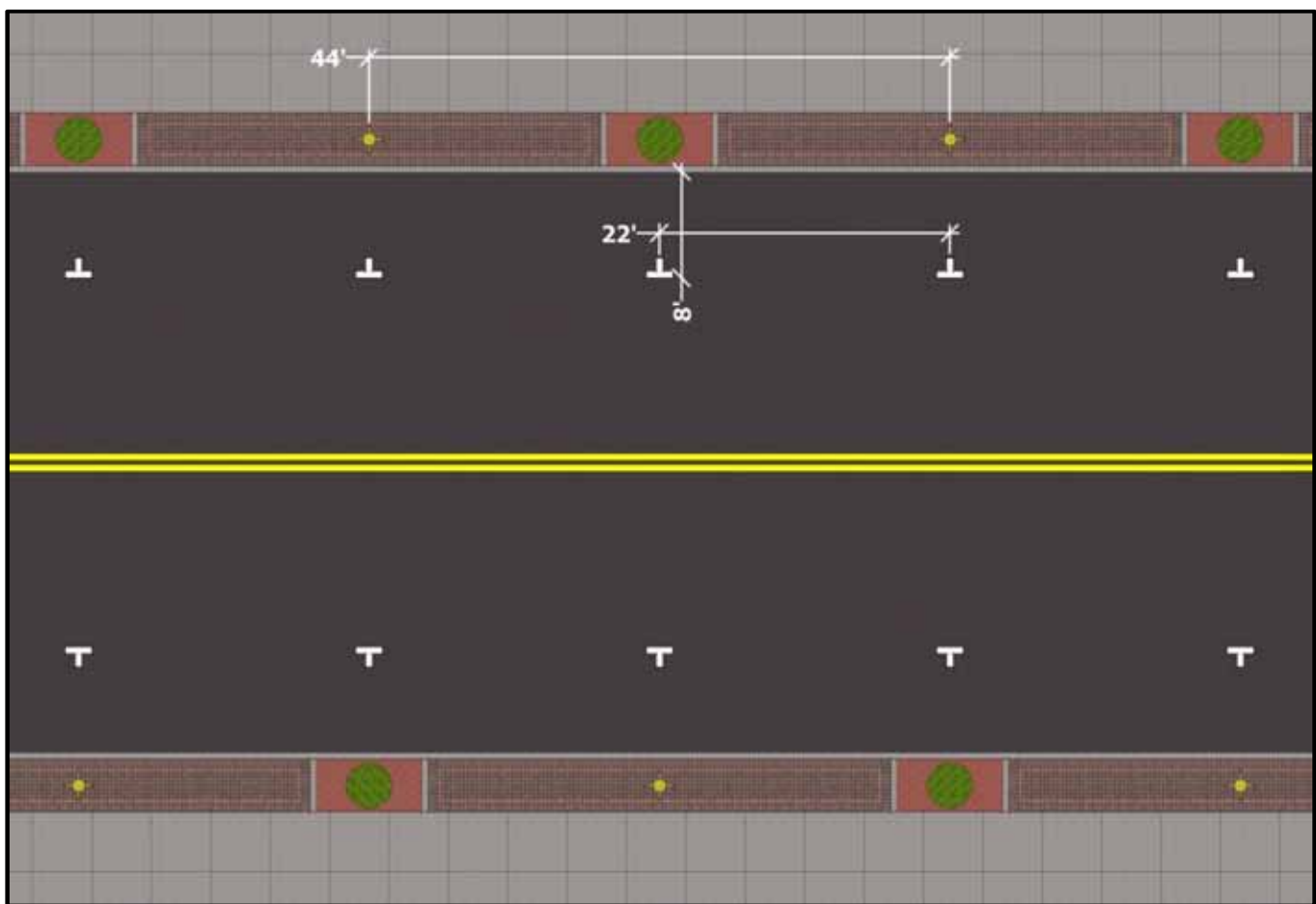


Figure 4. Decorative Streetlight and Tree Well Location

2.2 Sidewalk Paving

Brick paver accent panels shall be parallel with the street directly behind the curb and between tree wells. These panels shall be constructed of 4 inch by 8 inch brick pavers set in a 90 degree herringbone pattern contained by both a stretcher and header course of brick around the perimeter. The 4 foot wide by 35 foot long brick accent panel shall terminate at each tree well. The stretcher course of brick around the perimeter of the panels as well as the courses within the design of the panel are intended to be darker in color than the remainder of the panel.

Poured concrete panels shall be parallel with street directly behind the brick panel, if any. The concrete shall have a broomed finish with smooth, troweled edges to create a window pane effect. Panel dimensions will vary based on existing sidewalk conditions in regards to vaults, basements and utility access; however, the desire is for the panels to measure in the range of 4 to 5 feet.

If installing brick accent panels is not financially feasible, the installation of concrete adjacent to the building shall have a thickened edge and keyway to allow for brick accent panels to be installed at a later time.

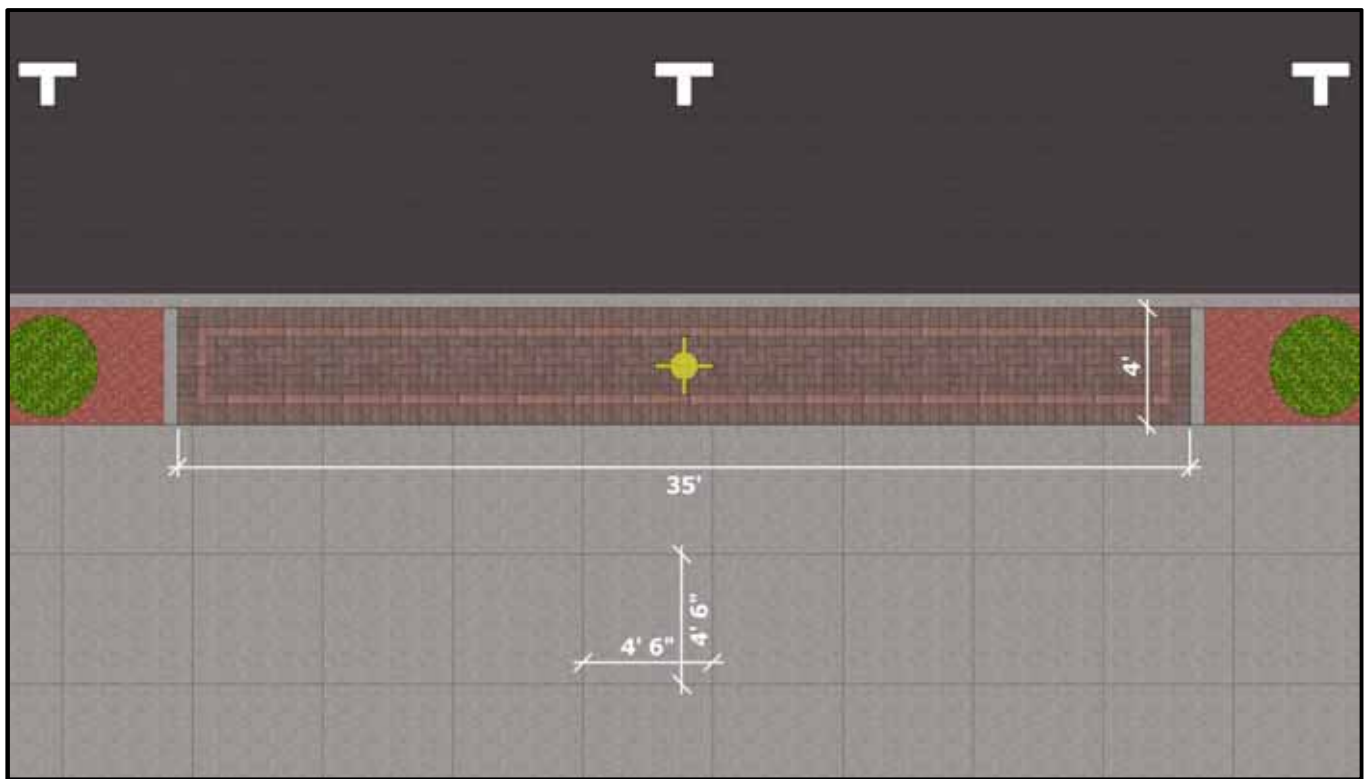


Figure 5. Sidewalk Paving

2.3 Tree Wells and Street Trees

Tree wells shall be a secondary consideration when designing a block. Tree wells shall be 4 feet by 9 feet (outside dimensions) and defined by a 6 inch wide concrete band where it meets the brick accent panels, a 6 inch wide curb adjacent to the street and the poured concrete panels on the side opposite of the curb. See Figure 6.

Ideally, tree wells shall be located between 22 foot long on street parallel parking spaces and staggered with tree wells on the opposing block face.

The type of street tree depends on the surrounding environment. For example, tree wells adjacent to parking lots may be planted with a tree that has a large spread, while tree wells adjacent to buildings may need to be planted with trees that are pyramidal or columnar. Therefore, the City of Davenport Forestry Department shall select and install street trees.

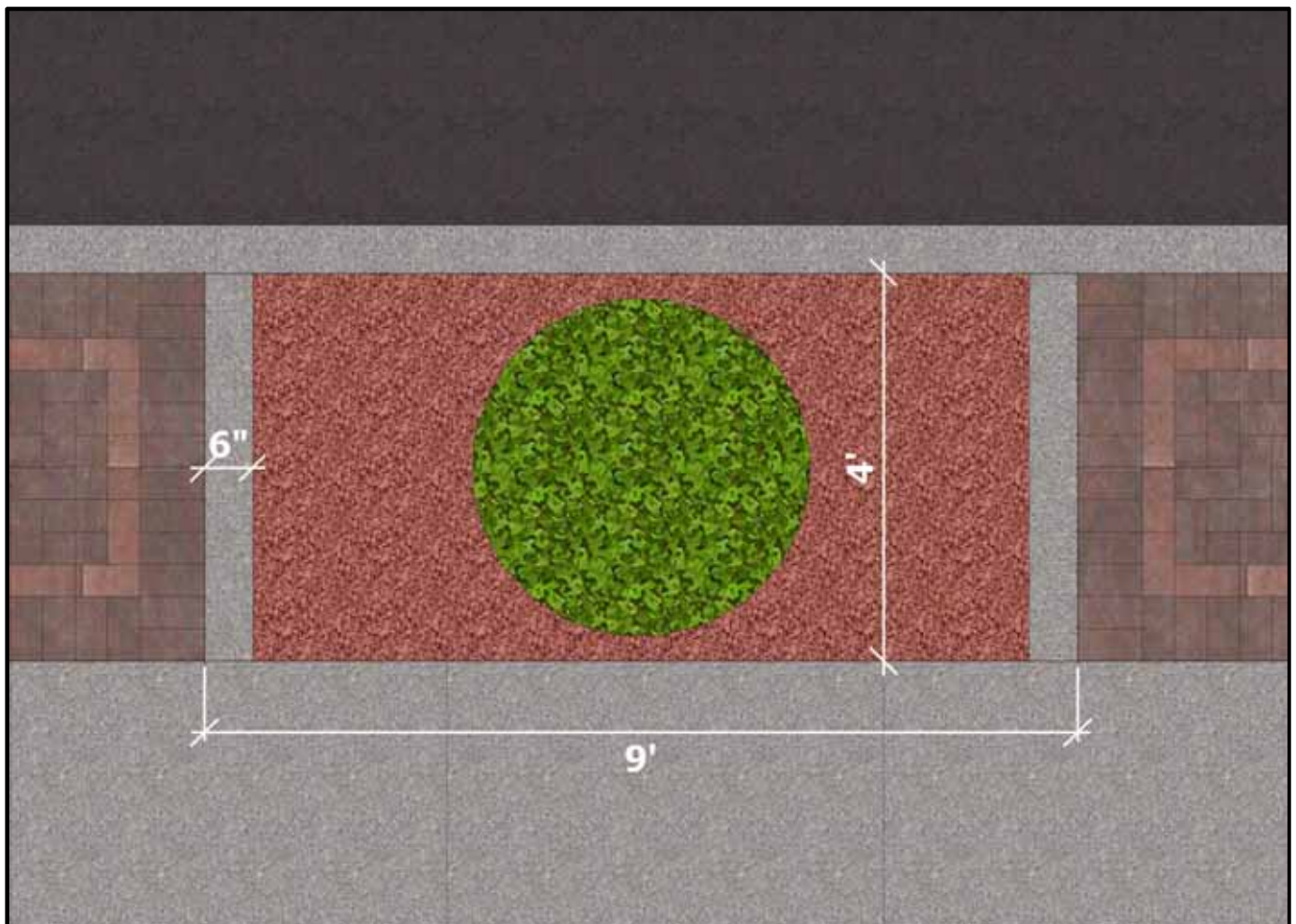


Figure 6. Tree Well Dimensions

2.3 Tree Wells and Street Trees (continued)

In certain locations, tree wells can function as a stormwater management feature.



Figure 7. Tree well with Stormwater Management Feature

Due to the change in elevation from the sidewalk to the bed of the tree well, a trip hazard barrier is necessary. Examples include fencing and tree grates. See figures 7 and 8. Where fencing is utilized, it shall achieve consistency with Section 3.0 entitled *Streetscape Furniture*.



Figure 8. Tree well with Stormwater Inlet and Tree Grate

2.4 On Street Parking Spaces

On street parallel parking spaces shall be 8 feet wide by 22 feet long. See figure 4. Diagonal parking spaces should be replaced with parallel parking spaces if feasible, which would allow for the sidewalk to be expanded and/or on street bicycle lanes.



Figure 9. Diagonal Parking on East 2nd Street

Accessible on street parking spaces shall be provided in accordance with Public Right of Way Accessibility Guidelines.



Figure 10. Accessible Parking Space

2.5 Vehicle Travel Lane Width

Existing vehicle travel lanes in the Downtown are generally 11 feet wide with a 3 foot wide area adjacent to parallel parking spaces.

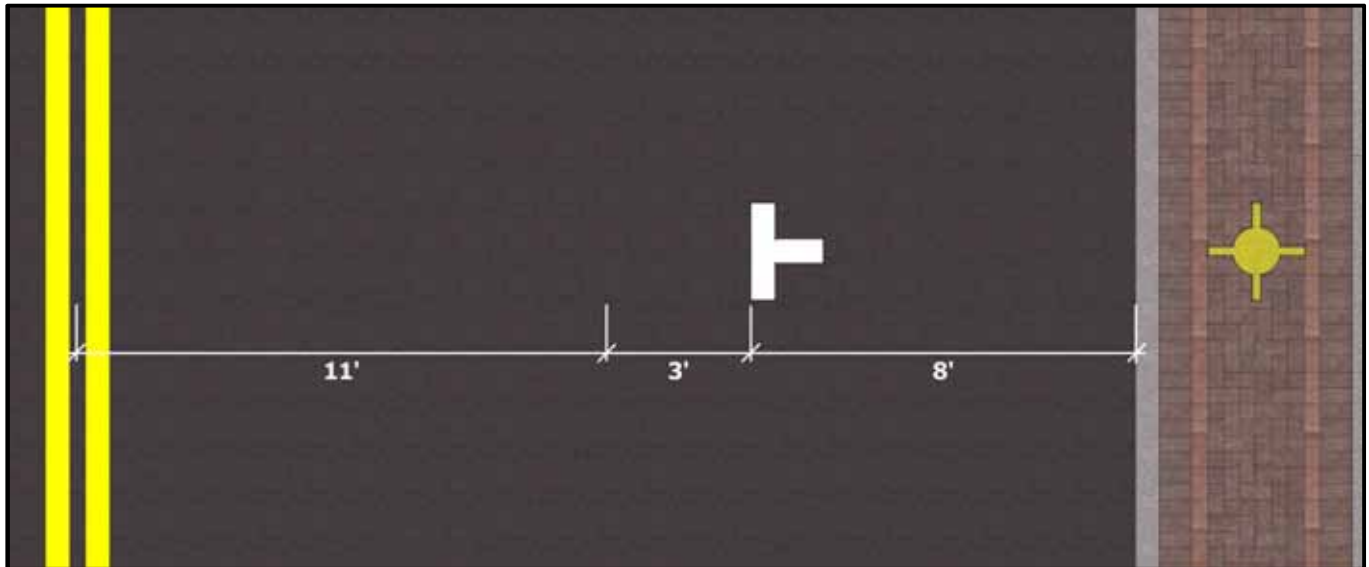


Figure 11. Travel Lane with On Street Parallel Parking

Historically, wider travel lanes have been implemented to create a more comfortable environment for motorists. However, wider travel lanes are correlated with higher vehicle speeds. Lane widths of 10 feet are appropriate in the Downtown considering the speed limit is predominantly 25 miles per hour. For designated truck routes, 11 foot wide travel lanes are appropriate.

As an illustration, removing turn lanes at intersections and narrowing the travel lane width would allow for the implementation of a protected bicycle lane.

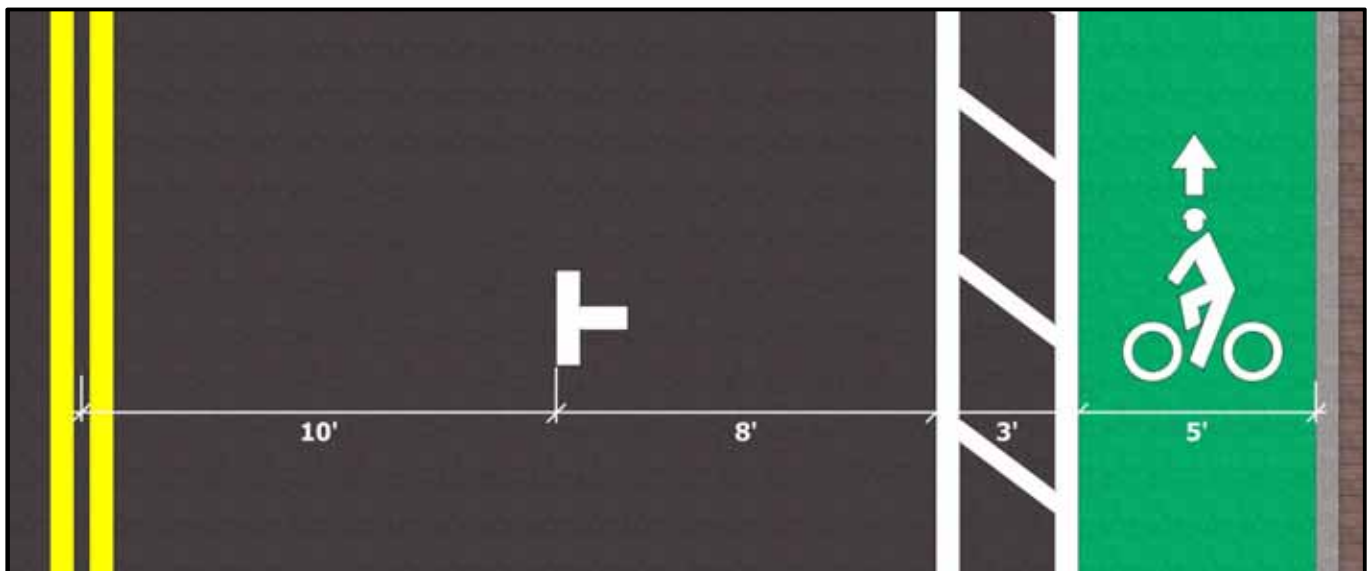


Figure 12. Reduced Travel Lane Width with a Protected Bicycle Lane

2.6 Crosswalk Design

Pedestrian crosswalks in the downtown should be consistent in layout and design. Crosswalks should be painted and be 10 feet in width. It is generally desirable to align the outer limits of crosswalks with the building facades of the two intersecting streets. This approach allows the streetscape to continue visually across the road. However, this method does not always work due to misaligned building facades, curb extensions, curvilinear streets or streets that are misaligned. Crossing widths should be maximized wherever possible to increase their visibility from automobiles.



Figure 13. Recommended Crosswalk Design

Corner ramps should be avoided. Additionally, special paving within the crosswalk should be avoided due to long term maintenance concerns.



Figure 14. Misaligned Crosswalk due to Corner Ramp.

2.7 Accessibility to Off Street Areas

Providing access to off street areas (businesses, apartments, parks, etc.) shall be the responsibility the tenant or property owner. Design alternatives from most desirable to least desirable are as follows:

1. Raising the sidewalk along the entire block. This is a comprehensive approach of addressing accessibility to individual businesses along an entire block face.



Figure 15. Sidewalk along West 3rd Street

Design challenges:

- Expensive.
- Maintaining a maximum curb height of 6 inches while achieving maximum pavement slope.

2.7 Accessibility to Off Street Areas (continued)

2. Constructing a concrete accessible ramp with hand rails. Accessible ramps shall not cross side property lines as extended into the right of way. Hand rails should achieve consistency with Section 3.0 entitled *Streetscape Furniture*.



Figure 16. Accessible entrance to 402 East 4th Street

Design challenges:

- Maintaining an adequate clear path on the outside of the accessible ramp.
- Higher first floor elevations require longer accessible ramps.

2.7 Accessibility to Off Street Areas (continued)

3. Constructing a raised concrete ramp, which also provides an accessible clear path.



Figure 17. Accessible entrance to 211 East 2nd Street

Design challenges:

- Maintaining an adequate clear path on the outside of the accessible ramp.
 - The location of streetscape elements, which preclude extending the ramp to the curb.
4. Constructing a temporary wooden or wood composite ramp. A temporary ramp may be constructed while a more comprehensive solution can be implemented. Naturally weather resistant wood, painted wood and wood composites are preferred. Pressure treated wood should be avoided on exposed portions of the ramp.

2.7 Accessibility to Off Street Areas (continued)

There are instances where an accessible route into a building is technically infeasible.



Figure 18. 100 block of West 3rd Street

2.8 Utility Vaults and Basements Extending into the Right-Of-Way

Abandoned utility vaults and underutilized basements extending into the right-of-way should be condemned and filled by the adjacent property owner. For example, a stem wall could be placed at the edge of the proposed streetscape and filled with a flowable material.



Figure 19. Utility vaults interrupting Streetscape on Harrison Street

2.9 Primary Design Streets

Primary design streets shall contain the brick accent panels, poured concrete panels, streetlights and tree wells. Within the Primary Street Impact Zone, 8 foot curb extensions should be installed at the intersections. Figure 20 illustrates the elimination of turn lanes on Main Street, which would allow sidewalk widths to be increased. Please note that the purpose of this concept is to only depict how the existing 80 foot right-of-way in the Downtown could be utilized. The challenge with increasing sidewalk widths is the location of existing stormwater infrastructure, such as curb inlets.

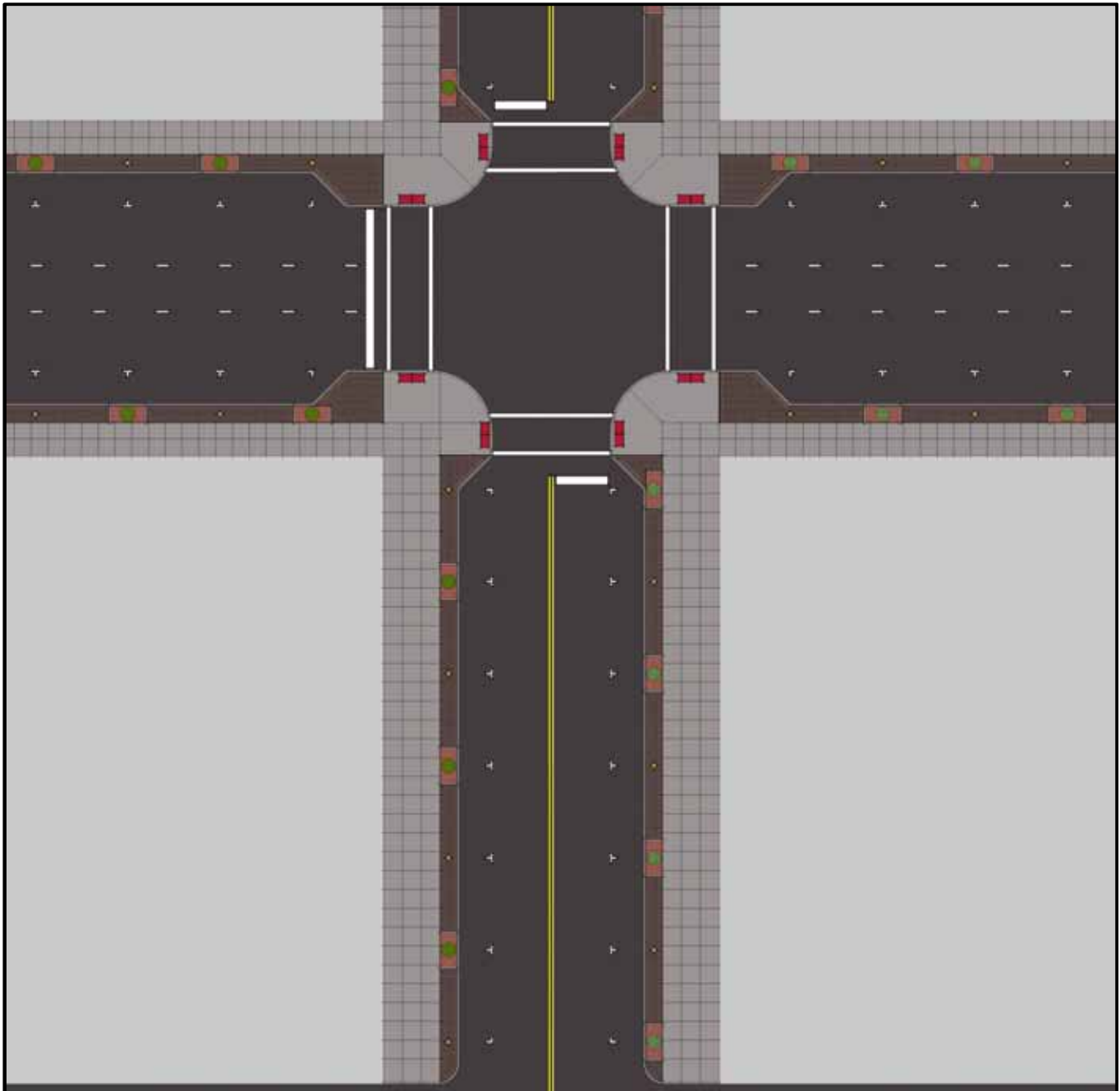


Figure 20. Main Street and West 3rd Street Concept

2.9 Primary Design Streets (Continued)

Figure 21 illustrates maintaining the existing curb locations on Main Street and the elimination of turn lanes, which would allow the installation of a protected bicycle lane. Please note that the purpose of this concept is to only depict how the existing 80 foot right-of-way in the Downtown could be utilized.

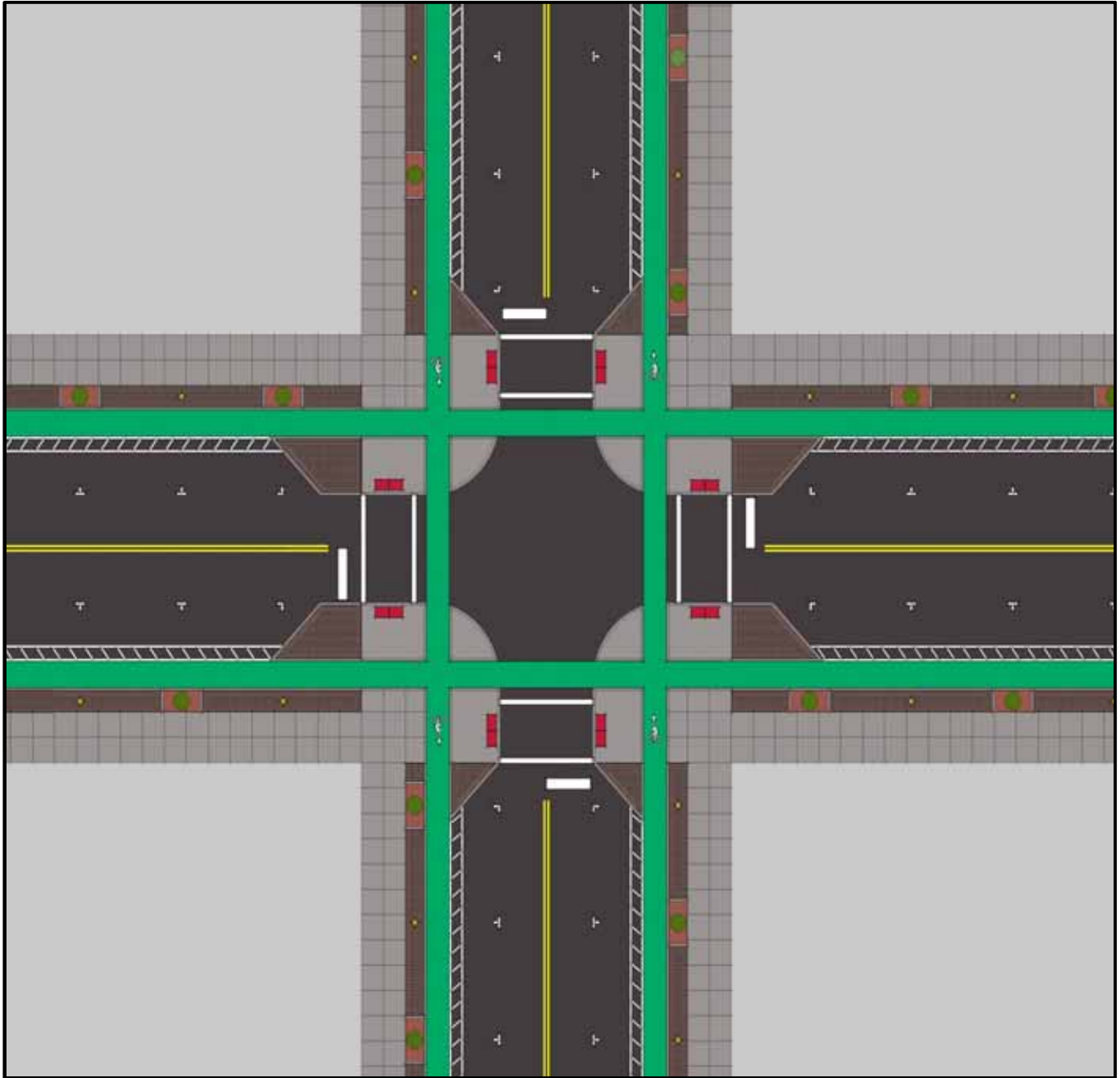


Figure 21. Main Street and West 3rd Street Concept

2.10 Secondary Design Streets

Secondary design streets shall contain poured concrete panels, streetlights and tree wells. Turn lanes could be removed and the sidewalk widths increased.

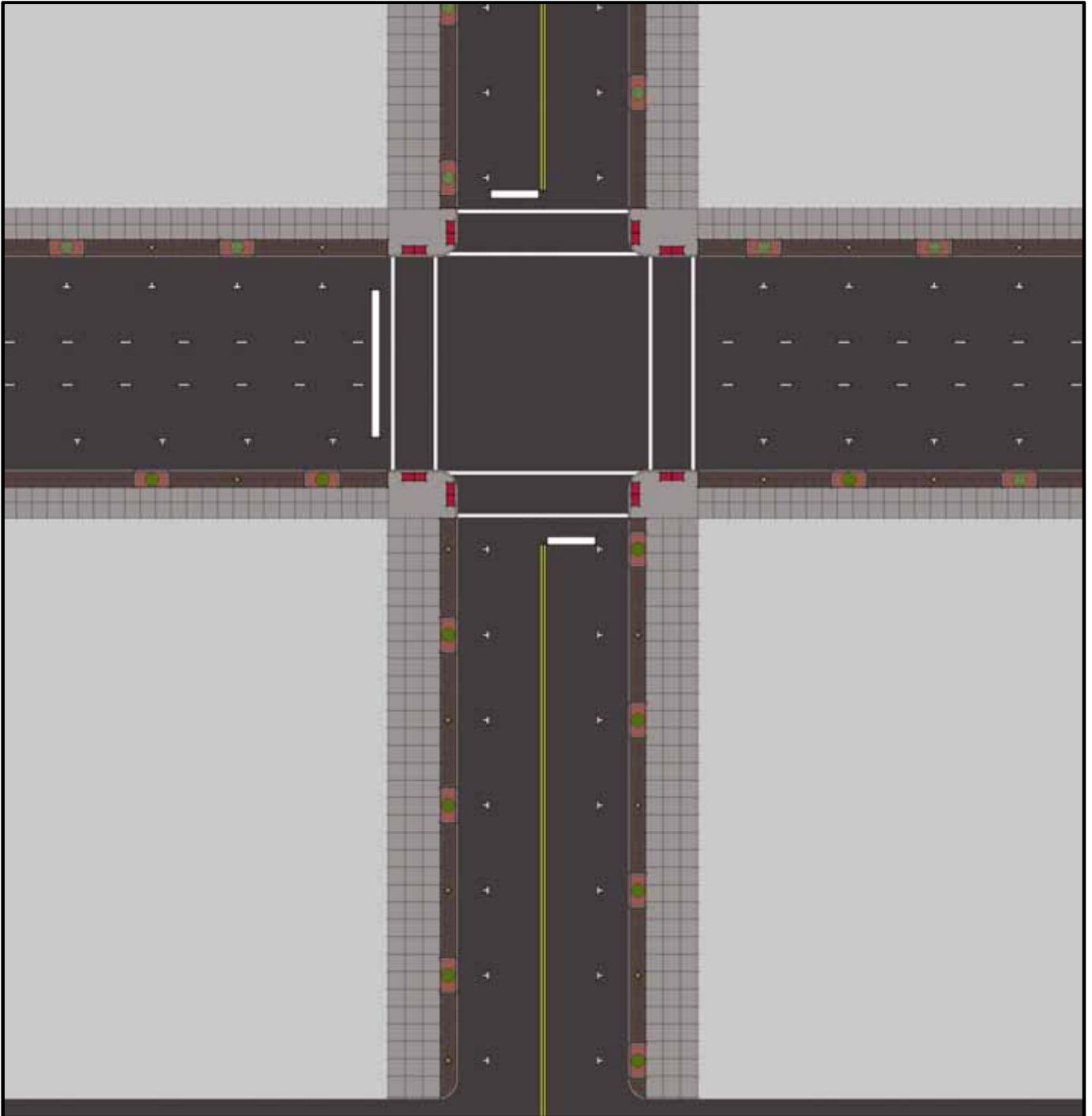


Figure 22. Secondary Street Concept

2.11 River Drive

River Drive shall contain poured concrete panels and streetlights. Due to the vehicles speeds and use, decorative streetlights should be placed at the back of the sidewalk.



Figure 23. Decorative Street Light Location on East River Drive

3.0 Streetscape Furniture

Streetscape furniture plays a vital role in creating a desired theme or sense of place in the downtown environment. The elements to be considered include permanent and temporary encroachments, benches, trash receptacles, seasonal landscape planters, bicycle racks, pedestrian lights, shelters and bollards.

General Recommendations

- Streetscape furniture should be limited to a single "palette" and apply to the entire downtown.
- Only strong and durable elements should be selected.
- Furniture should have an adequate setback from the curb to avoid damage from motor vehicles.
- The family of streetscape furniture should be adapted for use in downtown parks and open spaces.
- The selected color for all furniture will be black with a matte finish. Black is the most effective color to use in a traditional streetscape environment.



Figure 24. Streetscape Furniture Surrounding Dillon Fountain

3.1 Permanent and Temporary Encroachments

An encroachment means an object or part of a structure or building secured to, affixed to or extending over, upon or under the surface of the public property. Encroachments require a license and/or permit from the City of Davenport.

Permanent encroachments include, but are not limited to, marquees, canopies, awnings, signs, fire escapes and outdoor seating areas. Permanent encroachments which are affixed to a building but are not upon the surface of the public property shall be reviewed in accordance with the Downtown Design Guidelines.

Permanent encroachments affixed to the surface of the public property shall be given special consideration. Permanent encroachments shall achieve consistency with Section 3.0 entitled *Streetscape Furniture*. An alternative to black may be considered if the object is compatible with the design and color of the building. In order to maintain a comfortable pedestrian environment, there should be a sufficient pedestrian clear path of 7 feet, which does not include the brick paver accent panels. Figure 25 depicts of clear path of 4 feet, which can create a crowded pedestrian environment when there is a lot of pedestrian activity.



Figure 25. Permanent encroachment on Main Street

3.1 Permanent and Temporary Encroachments (continued)

Temporary encroachments are objects placed upon the surface of the public property which are not affixed to the ground. Temporary encroachments include, but are not limited to, tables and chairs, privately owned landscape planters and a-frame signs. Temporary encroachments shall achieve consistency with Section 3.0 entitled *Streetscape Furniture*. An alternative to black may be considered if the object is compatible with the design and color of the building. In order maintain a comfortable pedestrian environment, there shall be a sufficient pedestrian clear path of 7 feet, which does not include the brick paver accent panels.



Figure 26. Temporary Encroachment on East 2nd Street.

3.2 Benches

Placement should depend on need and not interfere with pedestrian movement.

Benches shall be constructed with contoured metal strapping and metal seats. The frame or end members shall be heavy metal for quality and durability. A specific bench model is not specified, since there are a variety of benches which are compatible with the design criteria. Purchase and installation shall be the responsibility of the City of Davenport and/or Downtown Davenport Partnership.



Figure 27. Bench on Main Street

3.3 Trash Receptacles

Placement should depend on need and not interfere with pedestrian movement.

Receptacles shall be constructed with metal straps or rods containing a basket or liner and lid. As an alternative smaller receptacles may be placed on utility poles at street intersections.

A specific receptacle model is not specified, since there are a variety of receptacles which are compatible with the design criteria. Purchase and installation shall be the responsibility of the City of Davenport and/or Downtown Davenport Partnership.



Figure 28. Trash Receptacle on Utility Pole.



Figure 29. Trash Receptacle on Main Street

3.4 Seasonal Landscape Planters

Seasonal landscape planters include hanging baskets and planter pots or boxes.

Seasonal landscape planters shall be placed on decorative street lights. Purchase and installation of hardware and plants and installation shall be the responsibility of the Downtown Davenport Partnership.



Figure 30. Hanging baskets on Harrison Street.

3.4 Seasonal Landscape Planters (continued)

Planter pots or boxes shall be placed in locations without street trees. Placement should depend on need and not interfere with pedestrian movement. Purchase and installation of plants shall be the responsibility of the Downtown Davenport Partnership.



Figure 31. Planter Box at the John Deere Pavilion, Moline, Illinois

3.5 Bicycle Racks

Bicycle racks should be placed at various locations in the downtown. Placement should not interfere with pedestrian movement.

Bicycle racks shall be heavy metal for quality and durability. A specific bicycle rack is not specified. Purchase and installation shall be the responsibility of the City of Davenport and/or Downtown Davenport Partnership.



Figure 32. Bicycle rack on West 3rd Street

3.6 Pedestrian Lights

Properly placed decorative streetlights will adequately broadcast light on the street and sidewalk. In locations where decorative streetlights are not feasible, pedestrian lights may be installed. These lights shall be simply designed and be approximately 3 feet in height.

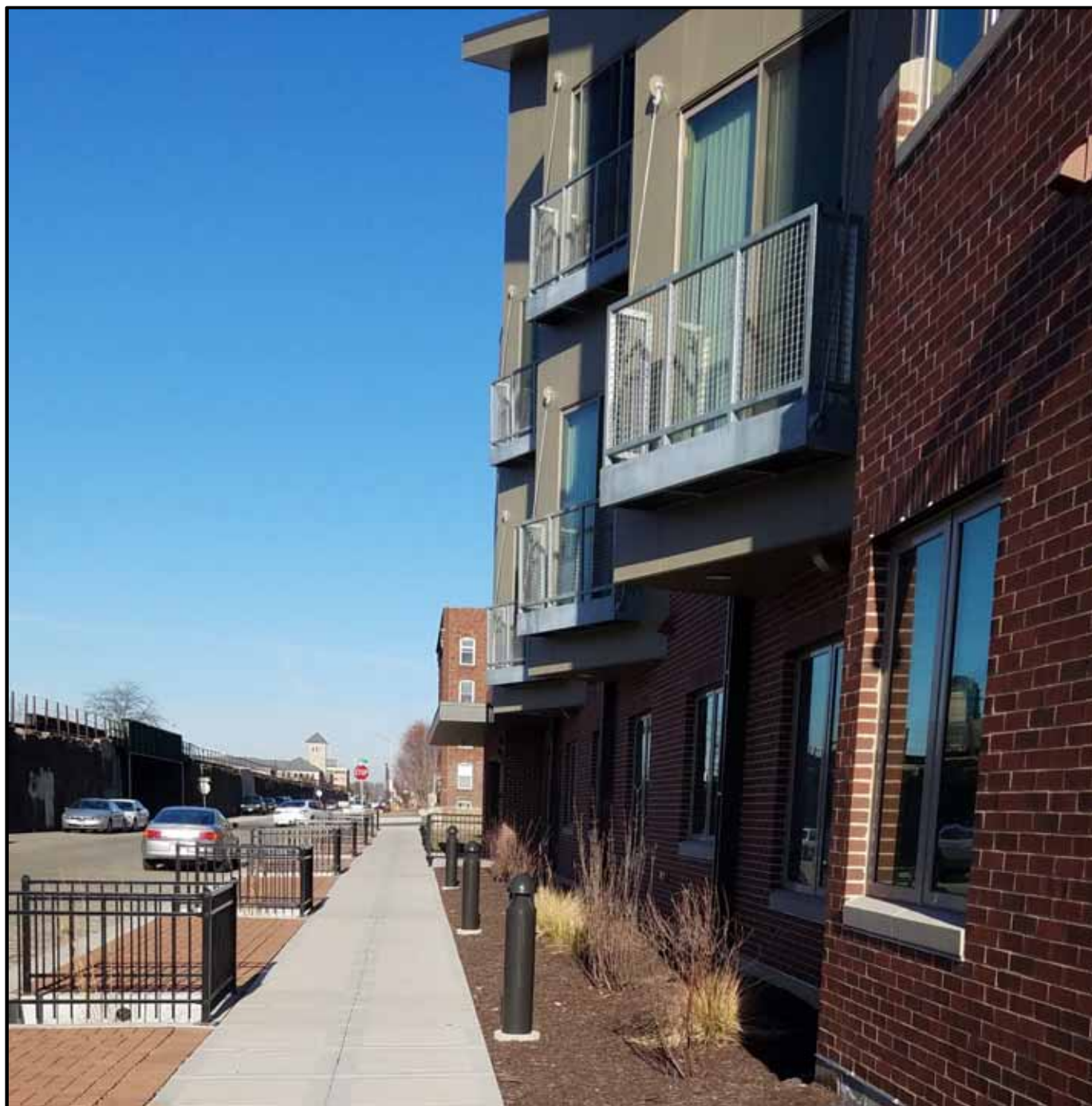


Figure 33. Pedestrian Light on East 5th Street

3.7 Bollards and Barriers

Bollards and barriers are a permanent encroachment which are placed in locations to prevent conflicts with motor vehicles. Bollards shall be simply designed and be approximately 3 feet in height. Permanent barriers may be considered if compatible with the design and color of the building. In order maintain a comfortable pedestrian environment, there should be a sufficient pedestrian clear path of 7 feet, which does not include the brick paver accent panels. However, considering Placement should not interfere with pedestrian movement.



Figure 34. Barriers on East 4th Street

4.0 Gateways

Gateways represent the transition between the Downtown and Riverfront (riverfront gateways) and Downtown and adjacent areas (urban gateways).

Gateways provide an opportunity for a higher design treatment, which signals to pedestrians, bicyclists, transit users and motorists that they are entering a mixed-use district with a strong sense of history and architectural heritage.

Riverfront gateways should facilitate safe pedestrian access to the riverfront while maintaining views to the Mississippi River.



Figure 35. New Lady of Germania Statue at the corner of Gaines Street and West 2nd Street.

5.0 Design Consideration Adjacent to Public Urban Spaces

Public urban spaces should incorporate streetscape elements in accordance with standards for primary design streets (brick accent panels, poured concrete panels, streetlights and tree wells) within the street right-of-way. Figure 35 depicts this treatment at Bechtel Park.



Figure 36. Bechtel Park

Notably, the design of the riverfront requires special consideration. Riverfront plans for specific area of the riverfront shall be developed and adopted by City Council.

City of Davenport

Agenda Group:
Department: Community Planning & Economic Development
Contact Info: Brian 326-7735
Wards: 5

Action / Date
5/16/2018

Subject:
Resolution setting a public hearing on the proposed conveyance of former rights of way, those being, parts of College, Lombard, Denison and a public alley abutting the Genesis campus. Genesis Health System, Petitioner. [Ward 5]

Recommendation:
Approve the setting of the public hearing.

Relationship to Goals:
Revitalize neighborhoods.

Background:
In 2015 and 2017 the Council vacated the public rights of way that are the subject of this conveyance process (2015-194, 2017-292 and 293). Genesis Health System petitioned for the vacation and would like to incorporate the vacated public rights of way into its campus in order to better secure its campus. Some of the vacated right of way serves the recent expansion of Genesis East.

ATTACHMENTS:

Type	Description
▣ Cover Memo	Resolution Setting PH

REVIEWERS:

Department	Reviewer	Action	Date
Legal	Warner, Tom	Approved	5/8/2018 - 3:34 PM
Finance Committee	Admin, Default	Approved	5/10/2018 - 2:46 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 2:47 PM

Resolution No. _____

Resolution offered by Alderman _____

RESOLVED by the City Council of the City of Davenport.

RESOLUTION SETTING A PUBLIC HEARING CONCERNING THE PROPOSED CONVEYANCE OF VACATED PUBLIC RIGHTS OF WAY, THOSE BEING, PARTS OF COLLEGE, LOMBARD, DENISON AND AN ALLEY ABUTTING THE GENESIS CAMPUS. GENESIS HEALTH SYSTEM, PETITIONER.

WHEREAS, the City of Davenport currently owns the recently vacated public rights of way:

Part of a public alley located in Block 2 of Ferndale's Addition, in the City of Davenport, Scott County, State of Iowa, more particularly described as:

Beginning at the northwest corner of Lot 4 in Block 2 of Ferndale Addition; thence North a distance of twenty (20) feet to the north right of way line of said public alley; thence East along the north right of way line of said public alley a distance of forty-three (43) feet; thence South, a distance of twenty (20) feet to the northeast corner of said Lot 4; thence West along the south right of way line of said public alley a distance of forty-three (43) feet to the point of beginning. Said tract containing 860 square feet, more or less.

And,

Part of Denison Avenue in the southeast quarter of Section 24, Township 78 North, Range 3 East of the 5th P.M., in the City of Davenport, Scott County, State of Iowa, more particularly described as:

Beginning at the northeast corner of Lot 28 in Home Addition to the City of Davenport; thence North 00°18'19" West along the west right of way line of Adams Street a distance of fifty (50) feet to the north right of way line of Denison Avenue; thence North 88°58'01" East along said north right of way line a distance of 189.35 feet to the southwesterly right of way line of the Soo Line Railroad; thence southeasterly 72.33 feet along said southwesterly right of way line and the arc of a curve to the right with a radius of 3,770.00 feet, a chord bearing of South 47°17'58" East and a chord distance of 72.33 feet to the south right of way line of Denison Avenue; thence South 88°58'01" West along said south right of way line and it's westerly projection a distance of 254.84 feet to the point of beginning. Said tract containing 11,248 square feet or 0.26 acres, more or less. For the purpose of this description, the west right of way line of Adams Street is assumed to have a bearing of North 00°18'19" West.

And,

Part of Lombard Street in the southeast quarter of Section 24, Township 78 North, Range 3 East of the 5th P.M., in the City of Davenport, Scott County, State of Iowa, more particularly described as:

Beginning at the northwest corner of Lot 84 in Home Addition to the City of Davenport; thence North 02°18'04" West along the easterly line of previously vacated College Avenue a distance of 60.00 feet to the westerly projection of the north right of way line of Lombard Street; thence North 87°41'56" East along said westerly projection of the north right of way line of Lombard Street a distance of 272.68 feet to the southeast corner of Lot 58 in said Home Addition; thence South 01°31'20" East along the southerly projection of the east line of said Lot 58 a distance of 60.01 feet to the south right of way line of Lombard Street; thence South 87°41'56" West along said south right of way line a distance of 271.86 feet to the point of beginning. Said tract containing 16,336 square feet or 0.38 acres, more or less. For the purposes of this description bearings are based on the Iowa State Plane Coordinate System, South Zone, North American Datum of 1983 (2011 Adjustment).

And,

Part of the Southeast Quarter of Section 24, Township 78 North, Range 3 East of the 5th P.M., in the City of Davenport, Scott County, State of Iowa, more particularly described as follows:

Beginning at a point on the north line of Outlot C in Genesis East Campus Addition to the City of Davenport 21.16 feet west of the northeast corner of said Outlot C; thence southwesterly 88.98 feet along the westerly line of said Outlot C and the arc of a curve to the left having a radius of 60.00 feet, a chord bearing of South 46°26'07" West, a chord distance of 81.05 feet; thence southerly 36.68 feet along said westerly line and the arc of a curve to the right having a radius of 430.00 feet, a chord bearing of South 06°27'49" West, a chord distance of 36.67 feet; thence southeasterly 26.20 feet along said westerly line and the arc of a curve to the left having a radius of 15.00 feet, a chord bearing of South 41°07'42" East, a chord distance of 22.99 feet to the north right of way line of Lombard Street; thence 88°50'08" West a distance of 17.70 feet; thence South 01°09'52" East a distance of 60.00 feet to the south right of way line of Lombard Street and the northeast corner of Outlot B in Genesis East Campus Addition; thence South 88°50'08" West along the north line of said Outlot B a distance of 8.30 feet; thence southwesterly 17.76 feet along the westerly line of said Outlot B and the arc of a curve to the left having a radius of 15.00 feet, a chord bearing of South 54°54'49" West, a chord distance of 16.74; thence southwesterly 101.94 feet along said westerly line and the arc of a curve to the right having a radius of 430.00 feet, a chord bearing of South 27°47'00" West, a chord distance of 101.70 feet; thence South 34°34'30" West along said westerly line, a distance of 21.71 feet; thence southeasterly 21.94 feet along said westerly line and the arc of a curve to the left having a radius of 10.00 feet, a chord bearing South 28°17'10" East, a chord distance of 17.80 feet to the north right of way line of a public alley; thence North 88°51'11" East along said north right of way line a distance of 26.33; thence South 01°08'49" East a distance of 20.06 feet to the south right of way line of said public alley and the northeast corner of Lot 3 in Block 2 of Ferndale Addition; thence South 88°47'07" West along said south right of way line a distance of 55.20 feet; thence southwesterly 9.47 feet along the westerly line of

Outlot A in Genesis East Campus Addition and the arc of a curve to the left, having a radius of 10.00 feet, a chord bearing of South 61°41'45" West, a chord distance of 9.12 feet; thence South 34°34'30" West along said westerly line a distance of 61.88 feet; thence southwesterly 30.81 feet along said westerly line and the arc of a curve to the left, having a radius of 170.00 feet, a chord bearing of South 29°23'02" West, a chord distance of 30.77 feet; thence southwesterly 29.09 feet along said westerly line and the arc of a curve to the left, having a radius of 15.00 feet, a chord bearing of South 31°22'33" East, a chord distance of 24.74 feet to the north right of way line of Elm Street; thence South 86°56'53" East along said north right of way line a distance of 21.20 feet; thence South 03°03'07" West a distance of 60.00 feet to the south right of way line of Elm Street and the northeast corner of Lot 20 in Block 1 of Ferndale Addition; thence North 86°56'53" West along said south right of way line a distance of 45.57 feet to the easterly right of way line of College Avenue; thence South 02°33'18" East along said easterly right of way line a distance of 100.02 feet to the southwest corner of said Lot 20; thence South 87°26'42" West a distance of 60 feet to the westerly right of way line of College Avenue; thence North 02°33'18" West along said westerly right of way line a distance of 102.52 feet; thence northerly 63.63 feet along said westerly right of way line and the arc of a curve to the right, having a radius of 230.00 feet, a chord bearing of North 05°22'12" East, a chord distance of 63.43 feet; thence continuing northeasterly along said westerly right of way line and the arc of a curve to the right, having a radius of 230 feet; a chord bearing of North 23°56'09" East, a chord distance of 85.42 feet; thence North 34°34'30" East along said westerly right of way line a distance of 132.82 feet; thence northerly 178.37 feet along said westerly right of way line and the arc of a curve to the left having a radius of 370.00, a chord bearing of North 20°45'52" East, a chord distance of 176.65 feet; thence northwesterly 102.61 feet along said westerly right of way line and the arc of a curve to the left having a radius of 60.00 feet, a chord bearing of North 42°02'16" West, a chord distance of 90.55 feet to the south right of way line of Rusholme Street; thence North 86°58'13" East a distance of 181.06 feet to the point.

WHEREAS, the City of Davenport desires to sell its interest in the aforementioned real estate, and

WHEREAS, Genesis Health System would like to acquire said property, and

WHEREAS, Iowa law requires a city to hold a public hearing prior to conveying its interest in real property,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that a public hearing concerning the proposed conveyance of vacated public rights of way known as part of Lombard, Denison and an alley as above described, will be held on June 6, 2018 at 5:30 p.m., in the Council Chambers, Davenport City Hall, 226 West Fourth Street, Davenport, Iowa.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, City Clerk

City of Davenport

Agenda Group:
Department: Community Planning & Economic Development
Contact Info: Matt Flynn 563.888.2286
matt.flynn@ci.davenport.ia.us
Wards: All

Action / Date
5/16/2018

Subject:
Resolution supporting the grant application and committed match to fund Historic Preservation Commissioners to attend the National Alliance of Preservation Commissioners Forum 2018.
[Ward All]

Recommendation:
Adopt the resolution.

Relationship to Goals:
Welcoming Neighborhoods

Background:
This grant will partially fund attendance of the biannual National Alliance Preservation Commissioners Forum 2018, which will be held in Des Moines, Iowa. Forum 2018 includes dozens of educational sessions and discussion panels, mobile workshops and tours, and five days of non-stop networking for commission staff and volunteers representing local, state and national organizations and government agencies.

Attendance will fulfill the annual Certified Local Government training requirement. Additionally, it will allow Historic Preservation Commissioners and City staff to build capacity in the field of Historic Preservation. Further, it will allow Commissioners and staff to network with others in the field to learn about the challenges and opportunities they have faced.

The City cash match will paid with money fund raised for the 2016 Preserve Iowa Summit, which was held in Davenport, Iowa. Therefore, attendance of the Forum 2018 will not have a fiscal impact on the City.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Conference Budget

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	5/10/2018 - 9:00 AM
Community Development Committee	Berger, Bruce	Approved	5/10/2018 - 9:00 AM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:22 AM

Resolution No. _____

Resolution offered by Alderman Gripp

RESOLVED by the City Council of the City of Davenport.

RESOLUTION supporting the grant application and committed match to fund Historic Preservation Commissioners to attend the National Alliance of Preservation Commissioners Forum 2018.

WHEREAS, the City of Davenport contains 18 historic districts and numerous properties listed on the National Register of Historic Places; and

WHEREAS, Forum attendance will allow Historic Preservation Commissioners and City staff to build capacity in the field of Historic Preservation.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the grant application and committed match to fund Historic Preservation Commissioners to attend the National Alliance of Preservation Commissioners Forum 2018 is hereby supported by the City of Davenport.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, Deputy City Clerk

Item	Grant Request	Cash Match
NAPC Forum Membership	0	150
Conference Registration - Ryan Rusnak	0	200
Conference Registration - Kathleen Curoe	100	100
Conference Registration - Joe Wonio	100	100
Conference Registration - David Cordes	100	100
Conference Registration - Alyssa Kuehl	100	100
Conference Registration - Dian Franken	100	100
Hotel - Ryan Rusnak	0	534.24
Hotel - David Cordes	0	534.24
Hotel - Alyssa Kuehl	0	534.24
Hotel - Diane Franken	0	534.24

500

2986.96

City of Davenport

Agenda Group:
Department: Public Safety
Contact Info: Gary Statz (563) 326-7754
Wards: 6

Action / Date
5/16/2018

Subject:

Third Consideration: Ordinance amending Schedule XIV of Chapter 10.96 entitled "Intersection Traffic Signals" by adding Elmore Avenue at the Walmart entrance. [Ward 6]

Recommendation:
Adopt the ordinance.

Relationship to Goals:
Sustainable Infrastructure.

Background:

Traffic signal warrants have been met for the intersection of Elmore Avenue at the Walmart entrance. The signals will be installed at the middle entrance to this development and will be able to accommodate an entrance on the west side of Elmore. The developer has already paid the entire cost of this project. The signals should be operable by the beginning of June.

ATTACHMENTS:

Type	Description
▣ Ordinance	PS_ORD_Elmore at Walmart signal_pg 2

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Admin, Default	Approved	5/4/2018 - 5:32 PM

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SCHEDULES OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE XIV INTERSECTION TRAFFIC SIGNALS THERETO BY ADDING ELMORE AVENUE AT THE WALMART ENTRANCE.

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

Section 1. That Schedule XIV Intersection Traffic Signals of the Municipal Code of Davenport Iowa, be and the same is hereby amended by adding the following:

Elmore Avenue at the Walmart entrance.

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 _____

Frank Klipsch
Mayor

Attest: _____
Jackie Holecek, MMC
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Safety
Contact Info: Gary Statz (563) 326-7754
Wards: 8

Action / Date
5/16/2018

Subject:

First Consideration: Ordinance amending Schedule XIV of Chapter 10.96 entitled "Intersection Traffic Signals" by adding Division Street at 76th Street. [Ward 8]

Recommendation:

Approve the ordinance.

Relationship to Goals:

Sustainable Infrastructure.

Background:

Signalization at the intersection of 76th and Division is part of the 76th Street project. The work involves the extension of 76th Street so that it connects Northwest Boulevard to Division Street. Traffic signal warrants are expected to be met after the completion of this project. The signals will be especially helpful for the extra truck traffic that will cross there.

ATTACHMENTS:

Type	Description
▣ Ordinance	PS_ORD_Division at 76th_pg 2

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/9/2018 - 10:27 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 10:27 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:21 AM

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SCHEDULES OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE XIV INTERSECTION TRAFFIC SIGNALS THERETO BY ADDING DIVISION STREET AT 76TH STREET.

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

Section 1. That Schedule XIV Intersection Traffic Signals of the Municipal Code of Davenport Iowa, be and the same is hereby amended by adding the following:

Division Street at 76th 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 _____

Frank Klipsch
Mayor

Attest: _____
Jackie Holecek, MMC
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Safety
Contact Info: Jackie E Holecek
Wards: Various

Action / Date
5/16/2018

Subject:

Resolution closing various street(s), lane(s) or public grounds on the listed date(s) to hold outdoor event(s).

Bucktown Center for the Arts, ArtWorks Expo Pastel Competition, May 26, 2018; 8:00 a.m. to 6:00 p.m.; Closure Location: Pershing between 2nd Street and Emerson Place

River Music Experience, RME Anniversary Concert, June 8, 2018; 12:00 p.m. to 11:30 p.m.; Closure Location: 2nd Street between Main and Brady Streets [Ward 3]

Davenport Public Library, Bix Porch Party, August 2, 2018, 6:00 a.m. to 2:00 p.m.; Closure Location: Main Street between 4th Street and the alley south.

ABATE of Iowa District 15, Toys for Tots Motorcycle Parade, October 7, 2018; Closure Location: Starting at Walmart: Hillandale south to Hickory Grove Road and south to Divison Street, south to Third Street, East to Brady Street, north to Kimberly and east to former Hobby Lobby parking lot

Lagomarcino's, Lagomarcino Cocoa Beano 5K, October 27, 2018, 6:00 a.m. to 1:00 p.m.; Closure Location: Christy Street from 11th-12th Streets; 11th Street (closed 6:00 AM – 1:00 PM) to Hillcrest, River Street, McClellan Blvd, Wood Lane to Forest Road, crossing into Bettendorf, then Eastmere to Middle Road to Kenwood Avenue to McClellan Blvd to east 11th Street [Ward 5 and 6]

Scott County Family Y, Turkey Trot, November 22, 2018, 5:00 a.m. to 12:00 p.m., Closure Location: 2nd Street to Main Street, north on Main to Lombard, east on Lombard to Brady, north on Brady to Central Park, west on Central Park to VanderVeer Park Road, exiting the Park on to Lombard and west on Central Park to Harrison, south on Harrison to 2nd Street and returning to start/finish [Ward 3 and 5]

Recommendation:

Approve the resolution.

Relationship to Goals:

ATTACHMENTS:

Type	Description
□ Cover Memo	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/3/2018 - 3:21 PM

RESOLUTION NO. 2018-

Resolution offered by Alderman Rawson

Resolution closing various street(s), lane(s) or public grounds on the listed date(s) to hold outdoor event(s).

RESOLVED by the City Council of the City of Davenport.

Whereas, the City through its Special Events Policy has accepted the following application(s) to hold an outdoor event(s) on the following date(s), and

Whereas, upon review of the application(s) it has been determined that the street(s), lane(s) or public grounds listed below will need to be closed, and

NOW, THEREFORE, BE IT RESOLVED that the City Council approves and directs the staff to proceed with the temporary closure of the following street(s), lane(s) or public grounds on the following date(s) and time(s):

Entity: Bucktown Center for the Arts

Event: ArtWorks Expo Pastel Competition

Date: May 26th

Time: 8:00 a.m. to 6:00 p.m.

Closure Location: Pershing between 2nd Street and Emerson Place

Ward: 3

Entity: River Music Experience

Event: RME Anniversary Concert

Date: Friday, June 8th

Time: 12:00 p.m. to 11:30 p.m.

Closure Location: 2nd Street between Main and Brady Streets

Ward: 3

Entity: Davenport Public Library

Event: Bix Porch Party

Date: August 2

Time: 6:00 a.m. to 2:00 p.m.

Closure Location: Main Street between 4th Street and the alley south

Ward: 3

Entity: ABATE of Iowa District 15

Event: Toys for Tots Motorcycle Parade

Date: October 7th

Time: 1:00 to 3:00 p.m.

Closure Location: Starting at Walmart: Hillandale south to Hickory Grove Road and south to Divison Street, south to Third Street, East to Brady Street, north to Kimberly and east to former Hobby Lobby parking lot

Ward: 2, 3, 4, 5, 6, 7

Entity: Lagomarcino's

Event: Lagomarcino Cocoa Beano 5K

Date: October 27th

Time: 6:00 a.m. – 1:00 p.m. (Race course from 8:45 AM – 11:30 AM Only)

Closure Location: Christy Street from 11th-12th Streets; 11th Street (closed 6:00 AM – 1:00 PM) to Hillcrest, River Street, McClellan Blvd, Wood Lane to Forest Road, crossing into Bettendorf, then Eastmere to Middle Road to Kenwood Avenue to McClellan Blvd to east 11th Street.

Ward: 5, 6

Entity: Scott County Family Y

Event: Turkey Trot

Date: November 22nd

Time: 5:00 AM to 12:00 p.m.

Closure Location: 2nd Street to Main Street, north on Main to Lombard, east on Lombard to Brady, north on Brady to Central Park, west on Central Park to VanderVeer Park Road, exiting the Park on to Lombard and west on Central Park to Harrison, south on Harrison to 2nd Street and returning to start/finish

Ward: 3, 5

Approved this _____ day of _____, 2018.

Approved:

Attest:



Frank Klipsch, Mayor

Jackie E. Holecek, MMC, Deputy City Clerk

City of Davenport

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

Action / Date
5/16/2018

Subject:
Motion approving beer and liquor license applications.

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

Ward 3

Chuck's Tap (White T. Corporation) - 1731 W 6th St. - Outdoor Area June 2, 2018 'Golf Outing', July 21, 2018, August 18, 2018, & September 15, 2018 'Bags Tournaments' - License Type: C Liquor

Dam View Inn (VanDam QC LLC) - 410 E 2nd St. - Outdoor Area July 27-29, 2018 'Bix Event' - License Type: C Liquor

Half Nelson (Bucktown Restaurant Company, LLC) - 321 E 2nd St. - Outdoor Area - New License - License Type: C Liquor

Mantra Indian Restaurant (Madan LLC) - 220 N Harrison St. - Owner Update - License Type: Beer / Wine

RME Courtyard (River Music Experience) - 121 W 2nd St. - Outdoor Area Premise Update (extending outdoor area to 2nd St. between Main & Brady St.) June 8, 2018 'Anniversary Event' - License Type: C Liquor

Ward 4

The Meat Market (Weetbruch Enterprises, Inc.) - 1629 Washington St. - Adding Outdoor Area - License Type: C Liquor

Sun Mart LLC (Sun Mart LLC) - 2920 W Locust St. - Owner Update - License Type: E Liquor / C Beer

Ward 5

Baked on Tap (Big Dill, Inc.) - Outdoor Area June 1-2, 2018 - 11th St. between Mound & Christie St. 'Streetfest 2018' - License Type: Beer / Wine

Ward 6

Buffalo Wild Wings (Blazin Wings, Inc.) - 4860 Utica Ridge Rd. - Ownership Update - License Type: C Liquor

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

Ward 2

Pilot Travel Center #636 (Pilot Travel Centers LLC) – 8200 Northwest Blvd. – License Type: C Beer

Ward 3

Artisan Grain Distillery (Artisan Grain Distillery, LLC) – 318 E 2nd St. – Outdoor Area – License Type: A Native Distilled Spirits

Daytrotter (Daytrotter Media LLC) – 324 Brady St. – License Type: Beer / Wine

Duck City Delicatessen & Bistro (Moskowitz Llewellyn Restaurant Systems, Inc.) – 115 E 3rd St. – Outdoor Area - License Type: C Liquor

Front Street Brewery, Inc. (Front Street Brewery, Inc.) – 421 W River Dr., Ste. 3 & 4 – Outdoor Area / Brew Pub – License Type: C Liquor

Ward 4

Cedar Street Inn (Fleetfood Incorporated) – 810 Cedar St. – License Type: C Liquor

SC Mini Mart (SC Minimart LLC) – 1511 W Locust St. – License Type: C Beer

Ward 6

Aldi Inc. #80 (Aldi Inc. Corporation) – 5262 Elmore Ave. – License Type: C Beer / B Wine

Fresh Thyme Farmers Market (Lake Ventures, LLC) – 2130 E Kimberly Rd. – Renewal & Ownership Update – License Type: C Beer / B Wine

Recommendation:

Consider the license applications.

Relationship to Goals:

Welcoming neighborhoods.

Background:

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

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Watson-Arnould, Kathe	Approved	5/10/2018 - 1:46 PM
Finance Committee	Watson-Arnould, Kathe	Approved	5/10/2018 - 1:46 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 2:39 PM

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Amy Kay (563) 327-5160
Wards: All Wards

Action / Date
5/16/2018

Subject:

Second Consideration: Ordinance amending Chapter 13.34 entitled "Stormwater Management" by updating stormwater detention and water quality treatment requirements, increasing stream buffer distances in new developments, clarifying drainage easement language, adopting the Unified Sizing Criteria, removing the use of orifice restrictor plates on outlet pipes and restructuring subsections for clarity. [All Wards]

Recommendation:

Amend the ordinance.

Relationship to Goals:

Sustainable Infrastructure

Background:

Both public and private property can be damaged by increases in stormwater runoff. Restricting the volume and velocity of runoff from development and redevelopment is paramount in the City's efforts toward improving and stabilizing our watersheds and protecting property.

Confusing language was identified in the Stormwater Management Ordinance and the Davenport Stormwater Manual. Clarification and consistency were needed between the two guiding documents.

ATTACHMENTS:

Type	Description
▣ Ordinance	PW_ORD_Ordinance13.34
▣ Exhibit	Summary of Changes

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Admin, Default	Approved	5/4/2018 - 5:32 PM

ORDINANCE NO. _____

ORDINANCE amending Chapter 13.34 entitled "Stormwater Management" by updating stormwater detention and water quality treatment requirements, increasing stream buffer distances in new developments, clarifying drainage easement language, adopting the Unified Sizing Criteria, removing the use of orifice restrictor plates on outlet pipes and restructuring subsections for clarity.

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

Section 1. That Chapter 13.34 is hereby modified and reads as follows:

Chapter 13.34 STORMWATER MANAGEMENT

Sections:

I. General

- 13.34.010 Purpose.**
- 13.34.015 Scope.**
- 13.34.020 Incorporation by ordinance.**
- 13.34.030 Definitions.**
- 13.34.040 Design criteria.**
- 13.34.050 Compatibility with other permit and ordinance requirements.**
- 13.34.060 Requirements for stormwater management plans.**
- 13.34.065 Maintenance.**
- 13.34.070 Easements.**
- 13.34.080 Inspections.**
- 13.34.090 Enforcement.**

II. Storm Sewers and Stormwater Routing

- 13.34.110 Applicability.**
- 13.34.120 Runoff calculation.**
- 13.34.130 Storm sewers.**
- 13.34.140 Excess stormwater passage-way.**
- 13.34.150 Open channels.**

III. Stormwater Detention Facilities

- 13.34.210 Applicability.**
- 13.34.220 Release rate.**
- 13.34.230 Detention requirements.**
- 13.34.240 Construction.**
- 13.34.250 Procedure.**

IV. Stormwater Quality Management

- 13.34.300 Applicability.**
- 13.34.310 Waivers.**
- 13.34.320 General Performance Criteria for Stormwater Quality Management**
- 13.34.330 Soil Quality Restoration.**

V. Reserved

1. GENERAL

13.34.010 Purpose.

The purpose of this chapter is to establish minimum stormwater management requirements and controls to protect and safeguard the general health, safety, and welfare of the public. This ordinance seeks to meet that purpose through the following objectives:

- A. Minimize increases in stormwater runoff from any development in order to reduce flooding, siltation, and streambank erosion and maintain the integrity of stream channels;
- B. Minimize increases in nonpoint source pollution caused by stormwater runoff from development which would otherwise degrade local water quality;
- C. Minimize the total volume of surface water runoff which flows from any specific site during and following development to not exceed the defined predevelopment site conditions to the maximum extent practicable;
- D. Reduce stormwater runoff rates and volumes, soil erosion and nonpoint source pollution, wherever possible, through stormwater management practices and facilities and to ensure that these management practices and facilities are properly maintained and pose no threat to public safety.

13.34.015 Scope.

This chapter sets forth rules and regulations to control excavation, grading and earthwork construction, including fills and embankments; establishes the administrative procedure for issuance of permits; provides for the approval of plans and inspection of grading construction; and provides for the enforcement of this chapter. (Ord. 2002-63 § 1).

13.34.020 Incorporation by Reference

Except as hereinafter amended, the Davenport Stormwater Manual, including all appendixes thereto, is adopted by reference and made a part of this chapter. Failure to comply with or meet the criteria outlined in the manual may be considered a violation of this ordinance and subject to enforcement actions as indicated in Section 13.34.370. The Davenport Stormwater Manual may be updated by staff from time to time to reflect the most recent industry standards for water quality requirements. Prior to amending or updating the manual, proposed changes will be generally publicized and made available for review and comment.

13.34.030 Definitions.

When used in this chapter, unless the context clearly indicates otherwise, the following words and phrases shall have the meanings respectively ascribed to them in this section.

- A. "BMP" means best management practice for stormwater infiltration or rate reduction.
- B. "Control structure" means a structure designed to control the flow of stormwater runoff that passes through it during a specific length of time.
- C. "Davenport Stormwater Manual" means the supplemental specifications and checklist documents for detention/retention and stormwater quality practices to be used within City limits.
- D. "Detention facility" means an area designed to store excess stormwater.
- E. "Development" means land disturbing activities; structural development, including construction or installation of a building or structure, the creation of impervious surfaces; and land subdivision.

- F. "Dry bottom stormwater storage area" means a facility designed to be normally dry and contain water only when excess stormwater runoff occurs.
- G. "Erosion" means the loss of natural soils by the action of wind and/or water.
- H. "Excess stormwater" means that portion of stormwater which exceeds the transportation capacity of storm sewers or natural drainage channels serving a specific watershed.
- I. "Excess stormwater passageway" means a channel formed in the topography of the earth's surface to carry stormwater runoff through a specific area.
- J. "Maximum Extent Practicable" means a standard for implementation of stormwater management programs to reduce pollutants in stormwater. It is the maximum extent possible taking into account equitable consideration of competing factors, including, but not limited to the seriousness of the problem, public health risk, environmental benefits, pollutant removal effectiveness, regulatory compliance, ability to implement, cost and technical feasibility.
- K. "Native Vegetation" means plant species that are native to Eastern Iowa and made up the majority of ground cover in this area before settlement. A list of these plants can be found in the Davenport Stormwater Manual.
- L. "Natural drainage" means channels formed by the existing surface topography prior to changes made by unnatural causes.
- M. "Natural Waterway" means any creek, stream, pond, lake, wetland or other watercourse which occurs naturally on the existing landscape and is connected to other similar watercourses and functions as a stream, lake or wetland either partially or fully throughout the year.
- M. "Natural Resources Compliance Officer" means a person employed by the City who is authorized to enforce all the provisions of this chapter and to make reports thereon.
- N. "Natural Resources Manager" means a person employed by the City who is authorized to enforce all the provisions of this chapter and holds a position within the City to manage provisions outlined in the stormwater management ordinance, National Pollutant Discharge and Elimination System (NPDES) and/or the Municipal Separate Storm Sewer System (MS4) permits.
- N. "Redevelopment" means land-disturbing activity which results in the creation, addition or replacement of impervious surface area on an already developed site. Redevelopment includes, but is not limited to the following activities that meet the minimum standards set forth in this definition:
- (1) The expansion of a building footprint which creates additional impervious area not accounted for in previously approved stormwater designs;
 - (2) Addition or replacement of a structure;
 - (3) Land disturbing activities related to improvements, modifications or additions to structural or impervious surfaces.
- Redevelopment does not include routine maintenance activities that are conducted to maintain original line and grade, hydraulic capacity, original purpose of facility or emergency redevelopment activity required to protect public health and safety.
- O. "Safe storm drainage capacity" means the flow of stormwater runoff that can be transported by a channel or conduit without causing a rise of the water surface over the conduit or
- P. "Stormwater runoff" means the flow of water resulting from precipitation which is not absorbed by the soil or plant material.
- Q. "Stormwater runoff release rate" means the rate at which stormwater runoff is released from dominant to subservient land.
- R. "Topsoil" means the fertile, dark colored portion of the A-horizon containing a minimum of 5% organic matter, less than 30% clay content, granular structure, loose, friable texture, pH of 6-8, and devoid of debris and rocks.
- S. "Tributary watershed" means all of the area that contributes stormwater runoff to a given point.
- T. "Water Quality Volume" (WQv) is the volume needed to capture the runoff from 90% of the average annual rainfall events, which in Davenport is equal to 1.25 inches in twenty four hours.
- U. "Wet bottom stormwater storage area" means a facility designed to be maintained as a pond or free water surface, and which has the capacity to contain excess stormwater runoff.

V. "X-year storm" means the average recurrence intervals within which a rainfall of given intensity and duration will be equaled or exceeded only once. A one hundred-year storm would have an intensity of rainfall which would, on the average, be equaled or exceeded only once in one hundred years. This does not imply that it will occur once in one hundred years, or having occurred, will not happen again for one hundred years. (Ord. 2002-63 § 2: Ord. 92-353 § 1 (part)).

13.34.040 Design criteria.

The design of stormwater runoff systems, structures, and facilities shall be based on the following minimum standards which do not preclude the use of criteria which would result in reduced discharge rates or increased runoff quality.

13.34.050 Compatibility with Other Permit and Ordinance Requirements.

A. It is intended that this ordinance be construed to be consistent with previously adopted City Code CHAPTER 13.38, CONSTRUCTION SITE EROSION AND SEDIMENT CONTROL, and CHAPTER 13.36, ILLICIT DISCHARGE TO STORM SEWER SYSTEM".

B. The requirements of this ordinance should be considered minimum requirements, and where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, whichever provisions are more restrictive or impose higher protective standards for human health or the environment shall take precedence.

13.34.060 Requirements for Stormwater Management Plans

A. No application for development will be approved unless it includes a stormwater management plan detailing how runoff and associated water quality impacts resulting from the development will be controlled or managed. This plan must be prepared by an individual approved by the City of Davenport, typically the applicants engineer, and must indicate whether stormwater will be managed on-site or off-site and the location and type of practices.

B. The stormwater management plan(s) shall be referred for comment to all other interested agencies, and any comments must be addressed in a final stormwater management plan. This final plan must be signed by a professional engineer licensed in the state of Iowa, who will verify that the design of all stormwater management practices meet the submittal requirements outlined in the Davenport Stormwater Manual. No building, or COSESCO permits shall be issued until a satisfactory final stormwater management plan, or a waiver, shall have undergone a review and been approved by the City Engineer or their designee after determining that the plan or waiver is consistent with the requirements of this ordinance.

C. A stormwater management plan shall be required with all permit applications seeking approval under Chapter 13.34 of the Davenport Municipal Code and will include sufficient information (e.g. maps, hydrologic calculations, etc.) to evaluate the environmental characteristics of the project site, the potential impacts of all proposed development of the site, both present and future, on the water resources, and the effectiveness and acceptability of the measures proposed for managing stormwater runoff generated at the project site. The intent of this planning process is to determine the type of stormwater management measures necessary for the proposed project, and ensure adequate planning for management of stormwater runoff from future development. The information required in the plan can be found in the Davenport Stormwater Manual. For development or redevelopment occurring on a previously developed site, an applicant shall include within the stormwater plan measures for controlling existing stormwater runoff discharges from the site in accordance with the standards of this ordinance to the maximum extent practicable.

D. In addition to the requirements above, a landscaping plan must be submitted as part of the stormwater management concept plan to describe the vegetative stabilization and management techniques to be used at a site after construction is completed. This plan will explain not only how the site will be stabilized after construction, but who will be responsible for the maintenance of vegetation at the site and what practices will be employed to ensure that adequate vegetative cover is preserved. This plan must be approved prior to issuance of a permit for construction of the project

E. After review of and modifications to the stormwater management plan and the Maintenance & Repair Agreement, as deemed necessary by the City of Davenport, the final stormwater management plan must be submitted for approval. The final stormwater management plan shall include all of the information required in the

Final Stormwater Management Plan outline found in the Davenport Stormwater Design Manual. Two copies of the approved Maintenance & Repair Agreement shall be signed by the owner and notarized and submitted to the City for signature prior to recording at the Records Office of Scott County. One notarized copy shall be kept by the owner and one shall be returned to the City of Davenport prior to project closure or issuance of any temporary or final occupancy permit.

F. The City of Davenport may, at its discretion, require the submittal of a performance security or bond prior to issuance of a building or COSESCO permit in order to insure that the stormwater practices are installed by the permit holder as required by the approved stormwater management plan. The performance security shall contain forfeiture provisions for failure to complete work specified in the stormwater management plan. The installation performance security shall be released in full only upon submission of “as built plans” and written certification by a registered professional engineer licensed in the state of Iowa that the stormwater practice has been installed in accordance with the approved plan and other applicable provisions of this ordinance. The City of Davenport will make a final inspection of the stormwater practice to ensure that it is in compliance with the approved plan and the provision of this ordinance.

13.34.065 Maintenance.

A. All plans submitted for stormwater detention or water quality systems shall describe an adequate procedure of normal maintenance for the system in accordance with the requirements of the Davenport Stormwater Manual. Any failure of the stormwater system due to inadequate normal or capital maintenance shall be the responsibility of the owner of the property on which the system is located. It shall also be the property owner's responsibility to remedy any negligence in maintenance that resulted in the failure of the system. The submittal of plans for such a system or the purchase of property on which such system is located shall be deemed as acceptance of responsibility for normal and capital maintenance of the system. As part of the maintenance plan for the facility, at a minimum, BMPs shall be inspected or reviewed after completion certification within sixty (60) days and at least annually thereafter. A written record of inspection results and any maintenance work shall be maintained and available for review by the City. An updated “as-built” survey plan must be submitted to the City every five (5) years to ensure that the facility continues to meet design requirements. A request for a waiver of the five (5) year “as-built” submittal may be granted provided the requirements of the waiver procedure are met per the Davenport Stormwater Manual. In the event that maintenance is not provided, the Public Works Director, or their representative, shall notify the party responsible for maintenance to perform the work and set a reasonable time for its completion. If said party refuses or is unable to comply with said order, said party may be in violation of Section 13.34.090 and subject to penalties including but not limited to the Public Works Director, or their representative, causing the maintenance to be completed at the expense of said party.

B. Owners of all existing detention basins constructed before January 1, 2014 will have until December 31, 2016 to complete any necessary maintenance on such basins and submit the required “as-built” survey. Failure to comply with this section will result in enforcement actions as outlined in Section 13.34.090 (For reference only)

13.34.070 Easements.

A. Drainage easements shall be provided for all areas of the stormwater detention or quality systems including the outlet structures and emergency spillway.

B. Drainage easements shall be platted or otherwise recorded and provided for all conduits and those bypass channels where the one hundred-year runoff exceeds one cubic foot per second.

C. Whenever any stream or water course is located in an area that is being subdivided or otherwise improved, the subdivider shall dedicate a public right-of-way or drainage easement conforming substantially with the lines of such stream or water course and shall include such additional area adjoining both edges of such stream or water course that has been affected by damaging flood waters and/or inundated by the one hundred-year flood waters, as determined by the City Engineer. This easement area shall also contain a minimum fifty foot vegetated buffer area on both sides of the stream as measured landward horizontally on a line perpendicular to a vertical line marking the top of the existing banks of the stream or drainage way for single family residential areas. For multi-family, Commercial and Industrial areas this easement area shall also contain a minimum fifty foot vegetated buffer area on both sides of the stream as measured per the single family residential buffer. This buffer shall be planted with vegetation native to the midwest region of the United States and maintained as a prairie as outlined in the Davenport Stormwater Manual.

D. Unless deeded to the City of Davenport, maintenance of the stream, streambanks and easement areas described in section 13.34.070 shall be the responsibility of the landowners upon which the stream is located. This maintenance responsibility shall be clearly defined in a recorded document. The subdivider shall also provide reasonable public easements for access. Procedures for transfer request of the property described in 13.34.070.C to the City for maintenance or ownership are described in the Davenport Stormwater Manual.

E. It shall be noted on the final plat, "Owners of lots on which a drainage easement has been established as a stormwater passageway shall maintain said easement as a lawn, planted in grass and free of structures, swimming pools, fences, fill, bushes, trees, shrubs, or other landscaping that would impede the flow of water" and "Owners of lots on which a stream buffer is required shall maintain said buffer as a native planting area, not allowing vegetation to be cut to a height of less than nine-inches without authorization of the City of Davenport Natural Resources Division." In the event that the area established as a drainage easement is reshaped or otherwise restricted for use as a drainage easement, the City will cause the restrictions to be removed at the expense of the parties causing the restriction. Stream buffer signage is available via the City of Davenport Natural Resource Division upon request.

F. Upon the approval of the director of public works or his designee and directly affected property owners, drainage or stormwater easements on private property may be modified with a City approved design that allows the easement land to be planted with specifically approved native vegetation excluding weeds and invasive species. The planting plan may be enhanced with an infiltration based stormwater management practice and/or other appropriate structure. Maintenance will be in the form of a written agreement between the City and the property owner(s). Upon the approval of the director of public works or his designee, public lands may be planted with native vegetation or maintained in a manner that prohibits or reduces mowing so that the existing or planted vegetation can serve to enhance water quality.

(Ord. 2009-446 § 2: Ord. 92-353 § 1 (part)).

G. No structures shall be constructed in the stormwater detention or quality systems easement areas nor any filling, fencing or other obstacles which will impede its intended use or capacity and easements must comply with Section 13.34.160 Easements.

H. The developer shall provide reasonable public easements reserving the land for use as a stormwater facility providing the City with the right to inspect the facility and for ingress and egress.

13.34.080 Construction Inspections

A. The applicant must notify the City of Davenport Public Works Department twenty-four (24) hours in advance of the commencement of construction of stormwater systems. Regular inspections of the stormwater management system construction shall be conducted by City staff from the Engineering Division of Public Works and the Natural Resources Division of Public Works. If any construction is found to not comply with the plans, the contractor, and/or property owner shall be notified of the nature of the discrepancy and the actions required correcting the construction. No added work shall proceed until any corrective actions are completed and pass re-inspection.

B. All applicants are required to submit "as built" plans for any stormwater management practices constructed prior to a final inspection of the site. The plans must show all final construction and must be certified by a professional engineer licensed in the state of Iowa. A final inspection by the City of Davenport is required before the release of any performance securities or issuance of certificate of occupancy for the building(s) on the property for which the stormwater system was constructed.

13.34.090 Enforcement

Any action or inaction which violates the provisions of this ordinance or the requirements of an approved stormwater management plan or permit may be subject to the enforcement actions outlined in this Section.

A. Violation of any provision of this chapter may be enforced by civil action including an action for injunctive relief. In any civil enforcement action, administrative or judicial, the City shall be entitled to recover its attorneys' fees and costs from a person who is determined by a court of competent jurisdiction to have violated this chapter.

B. Violation of any provision of this chapter may also be enforced as a municipal infraction within Chapter 1.30, pursuant to the City's municipal infraction ordinance. The schedule of fines shall be as follows:

1. Schedule of violations

	Type I:	First offense	\$100
		Second offense	\$250
		Third offense	\$500
		Fourth and subsequent	\$750

2. Definition of offenses

Type I

- a. Failure to submit a stormwater management plan.
- b. Failure to install stormwater management practices as required.
- c. Failure to maintain stormwater management practices as described in the approved management plan.
- d. Failure to inspect or provide proof of inspection of stormwater management practices.
- e. Failure to provide as-built data on stormwater management practices as required.
- f. Failure to maintain or submit records on stormwater management practices.
- g. Failure to comply with a written directive issued by the City Engineer, Public Works Director, Natural Resources Manager, or the enforcement officer designated by the City.

C. In addition to the civil and municipal infractions outlined in Section 13.34.090B the City of Davenport may also take any one or more of the following actions:

a. **Stop Work Order:** The City of Davenport may issue a stop work order which shall be served on the contractor, owner, or other responsible person. The stop work order shall remain in effect until the contractor, owner or other responsible person has taken the necessary actions to cure the violation or violations described in a written notice of violation. The stop work order may be withdrawn or modified to enable the contractor, owner or other responsible person to take the necessary remedial measures to cure such violation or violations.

b. **Withhold Certificate of Occupancy:** The City of Davenport may refuse to issue a certificate of occupancy for the building or other improvements constructed or being constructed on the site until the contractor, owner or other responsible person has taken the remedial measures set forth in the notice of violation or has otherwise cured the violations described therein.

II. STORM SEWERS AND STORMWATER ROUTING

13.34.110 Applicability.

The provisions of Sections 13.34.120 through 13.34.160 shall apply to the following areas under development:

- A. All residential development of two acres or more and all commercial and industrial developments in excess of one acre;
 - B. Any development where the percentage of the impervious area of the lot is fifty percent or greater;
 - C. Any development which, in the opinion of the City Engineer, lacks an adequate internal or external passage of stormwaters as to not exceed the capacity of the receiving storm sewer system.
- (Ord. 92-353 § I (part)).

13.34.120 Runoff calculation.

A. Design flows shall normally be calculated using the procedures outlined in the Soil Conservation Services, Technical Release No. 55 "Urban Hydrology for Small Watersheds" and the "Iowa Users Guide and Supplement" for said Technical Release No. 55. For drainage basins of twenty acres or less, the Rational Method may be used.

B. In all cases, all areas are to be considered fully developed, in accordance with the City's current sanitary sewer master plan map which is available from the City Engineer.

(Ord. 92-353 § 1 (part)).

13.34.130 Storm sewers.

A. Storm sewers and intakes shall be designed for a ten year frequency storm in such a manner that the flooded street width shall not exceed:

<u>Street Width</u>	<u>Allowable Flooded Width Each Side</u>	<u>Required non Flood Lanes</u>

27 feet	8 feet	1-10' Lane
31 feet	10 feet	1-10' Lane
35 feet	9 feet	2- 8' Lanes
41 feet	10 feet	2-10' Lanes
45 feet	11 feet	2-11' Lanes
49 feet & wider	12 feet	2-12' Lanes

B. An acceptable method of determining the flooded width of the street shall be the use of width-discharge curves provided by the City.

C. An acceptable method of determining catch basin capacity for various conditions shall be the use of capacity charts provided by the City.

(Ord. 92-353 § 1 (part)).

D. Prior to acceptance of storm sewer installed by private contractor, the City of Davenport Sewer Division must televise the lines to ensure that they meet acceptable City standards. Fees for this service shall be set from time to time by City council resolution and will be billed to the developer or property owner and must be paid before the system will be accepted and released for further development.

13.34.140 Excess stormwater passageway.

A. An excess stormwater passageway shall be provided for all developments. Such passage shall have the capacity to convey through the proposed development the excess stormwater from the tributary watershed. The capacity of such excess stormwater passage shall be constructed in such a manner as to transport the peak rate of runoff from a one hundred-year return frequency storm, assuming all storm sewers are inoperative, all upstream areas are fully developed in accordance with the City's current land use plan, and that antecedent rainfall has saturated the tributary watershed.

B. No buildings or structures shall be constructed within such passage; however, streets, parking lots, playgrounds, park areas, pedestrian walkways, utility easements and other open space uses shall be considered compatible uses. In the event such passageway is reshaped or its capacity to transport excess stormwater otherwise restricted, the City engineer shall notify the agency, party or parties causing said restriction to remove the same and set a reasonable time for its removal. If said persons refuse to or are unable to comply with said order, the City engineer shall cause said restrictions to be removed at the expense of said persons.

C. Where specifically approved by the City Engineer, the excess stormwater passageway may consist of a conduit. In such cases, the inlet capacity shall be twice the capacity necessary to convey the one hundred-year stormwater flow.

D. Where a proposed development contains existing natural drainage, appropriate land planning shall be undertaken to preserve said natural drainage as part of the excess stormwater passage. E. Individual lot grading in a subdivision or other larger common plan of development must comply with the City approved final grading plan. Final grade shall match the final grades of the approved plat or construction plans no more than +/- one (1) foot in elevation while maintaining positive drainage away from structures; must not direct water directly toward any down-grade structure foundations; and must comply with Chapter 12.28 Driveway and Approaches, SUDAS Section 7030 and the City of Davenport SUDAS Supplemental Specifications;

F. Water entry levels for structures adjacent to the excess stormwater passageway shall be established one foot above the one hundred-year flood elevation. (Ord. 92-353 § 1 (part)).

13.34.150 Open channels.

A. The size and shape of open channels shall be designed to meet the requirements of runoff, depth, side slopes, gradient, and velocity limitations in accordance with the site conditions. Runoff shall be based on one hundred year storm frequency. Manning's Formula as cited in most civil engineering handbooks, shall be used in hydraulic design of open channels. Channel banks shall be protected by use of low vegetation, rip-rap, or paving as design velocity dictates subject to the approval of the City engineer. (Ord. 92-353 § 1 (part)).

III. STORMWATER DETENTION

FACILITIES

13.34.210 Applicability.

The provisions of Sections 13.34.220 through 13.34.250 inclusive shall apply to the following areas under development:

- A. All residential development of two acres or more and all commercial and industrial developments or redevelopment which cumulatively creates 5,000 square feet or more of impervious area located within the Davenport City limits.
- B. Any development which, in the opinion of the City Engineer, lacks an adequate external or internal system for the passage of stormwaters as to not exceed the capacity of the receiving storm sewer system.
- C. The following activities are exempt from this ordinance:
 - a. Development or redevelopment projects that do not create more than 5,000 square feet of impervious area provided they are not part of a larger common development plan that does create more than 5,000 square feet of impervious area, or that do not meet the requirement of Section 13.34.300.B.
- D. When a site development or redevelopment plan is submitted that qualifies as a development or redevelopment as defined in Section 13.34.030 E or N of this ordinance, appropriate on-site management practices will be required and shall be guided by the latest editions of The Iowa Stormwater Management Manual, The Iowa Rain Garden Manual, the Davenport Stormwater Manual, or approved equal. Final authorization of all development and redevelopment projects will be determined after review and approval by the City of Davenport.
City

(Ord. 92-353 § 1 (part)).

13.34.220 Release rate.

A. The release rate of stormwater from any detention basin required under this chapter shall not exceed the stormwater runoff rate from the drainage area from a pre-developed two-year frequency storm using a runoff coefficient "c" of 0.15, when using the rational method for areas under twenty acres or a curve number of sixty when using the S.C.S. TR-55 "Urban Hydrology for Small Watersheds" and the "Iowa Users Guide and Supplement" for said TR_55 for areas over twenty acres.

B. The City may require a lesser release rate when the downstream outlet is insufficient to safely convey the release rate as determined in subsection A above.

C. Restrictor (orifice) plates to control release rates will not be accepted.

(Ord. 92-353 § 1 (part)).

13.34.230 Detention requirements.

A. Utilize the Unified Sizing Criteria or the Water Quality Volume (WQv) up to Extreme Flood Protection (Qr) for the required volume of stormwater detention. The WQv shall provide 100% retention, infiltration, or abstraction of the 1.25 inch in 24 hour rainfall event per Section 13.34.310. Rainfall greater than the WQv up to the Qr, or 100 year event, shall be released at the two-year, undeveloped, state.

B. For sites greater than twenty acres, the method of sizing of the detention storage volume must be approved by the City engineer. The TR-55 method is an approved method.

C. Detention storage may be provided as a dry bottom or wet bottom storage area.

1. Dry bottom stormwater storage areas may be designed to serve a secondary purpose for recreation, open space, parking, or other types of uses that will not be adversely affected by intermittent flooding.

a. A method of carrying the low flow through these areas shall be provided in addition to a system of drains to prevent soggy areas.

b. Outlet control structures shall be designed as simply as possible and shall require little or no attention for proper operation. Utilize the Unified Sizing Criteria for staged outlet design. Each stormwater storage area shall be

provided with a method of emergency overflow in the event that a storm in excess of the one hundred-year frequency storm occurs. This emergency overflow facility shall be designed to function without attention and shall become part of the excess stormwater passageway described in Section 13.34.240. Hydraulic calculations shall be submitted to substantiate all design features.

c. Both outlet control structures and emergency overflow facilities shall be designed and constructed to fully protect the public health, safety and welfare. Stormwater runoff velocities shall be kept at a minimum and turbulent conditions at an outlet control structure will not be permitted without complete protection for the public safety. The use of fences shall be kept to a minimum and used only as a last resort when no other method of protection is feasible.

d. Paved surfaces that are to serve as stormwater storage areas and rooftop storage shall be designed with permanent-type control outlets. Emergency overflow areas shall be provided.

2. Wet bottom stormwater storage areas shall be designed with all of the items required for dry bottom stormwater storage areas, except that the provisions of subsection D,1,a. of this section shall not be required. Utilize the Iowa Storm Water Management Manual and the following additional conditions:

a. Water surface areas shall not exceed one-fifteenth of the tributary drainage area.

b. a 10:1 sloped safety bench centered on the Normal Water Level shall be constructed

c. a skimming device to remove floatable material shall be included within or in series with the outlet structure.

d. Facilities shall be provided to lower the pond elevation by gravity flow for cleaning purposes and shoreline maintenance. Shoreline protection shall be provided to prevent erosion from wave action.

e. Minimum normal water depth shall be four feet. If fish are to be maintained, some portion of the pond area should be a minimum of nine feet deep.

f. Control structures for stormwater release shall be designed to operate with only a minor increase in the water surface level when the design storage capacity has been exceeded. Hydraulic calculations shall be submitted to substantiate all design features.

g. Only that portion of the detention area above the normal water level shall be used in calculating the storage capacity.

h. Orifice plates shall not be utilized in outlet structures and pipes.
(Ord. 92-353 § 1 (part)).

13.34.240 Construction.

A. Detention facilities for stormwater runoff control shall be constructed as part of the first phase of construction of a project unless alternate construction phasing is agreed upon in writing by the Natural Resources Manager or City Engineer.

B. The construction of water quality BMPs shall not commence until upstream areas which discharge runoff to the proposed system(s) have been stabilized with suitable ground cover or suitable protection has been installed to prevent sediment laden water from entering the system.

C. The construction of the stormwater management systems shall be accomplished as part of the cost of land development. If the amount of storage capacity can be increased to provide benefit to the City, negotiations for public participation in the cost of development shall be initiated.

D. All flood control items such as earthen embankments, conduits, outlet structures, flood control structures, spillways, excess stormwater passageway channels, etc., shall be built as permanent facilities and all materials and their manner of construction shall be assembled to accomplish as much permanency as is possible.

F. Water quality practices may be constructed within detention areas to allow owners to conserve space. However, below grade volume for infiltration in a detention basin shall not be counted as required detention storage area unless detailed plans and calculations are submitted, reviewed and approved in writing by the Natural Resources Manager or City Engineer.

(Ord. 92-353 § 1 (part)).

13.34.250 Procedure.

A. Plans, specifications and all calculations for stormwater runoff control(s) shall be submitted in accordance with the Davenport Stormwater Manual for review and approval, prior to the approval of a final plat (in the case of a subdivision or planned unit development), approval of a final development plan, or issuance of a building permit (in the case of commercial or industrial construction).

B. Comply with **13.34.360 Construction Inspections**

C.. No certificate of occupancy for any building in the development will be issued until the stormwater facilities are constructed, inspected and approved.

(Ord. 92-353 § 1 (part)).

IV. STORMWATER QUALITY MANAGEMENT

13.34.300 Applicability.

The provisions of Sections 13.34.300 through 13.34.320 inclusive shall apply to the following areas under development:

A. Any development or redevelopment which cumulatively creates 5,000 square feet or more of impervious surface area, regardless of previous condition, unless granted a waiver under section 13.34.320 of this ordinance.

B. Development and redevelopment projects located within 50 feet of a natural waterway, modified natural waterway, or constructed channel or which include a new storm drain outfall to such waterway, regardless of project size or impervious surface. This requirement is intended to protect environmentally sensitive areas.

C. The following activities are exempt from this ordinance:

1. Additions or modifications to existing single family structures that do not meet the requirement of Section 13.34.300.B

2. Interior remodels and routine maintenance or repair, including roof or exterior surface replacement and resurfacing.

3. Development or redevelopment projects that do not create more than 5,000 square feet of impervious area provided they are not part of a larger common development plan that does create more than 5,000 square feet of impervious area, or that do not meet the requirement of Section 13.34.300.B

D. When a site development or redevelopment plan is submitted that qualifies as a development or redevelopment as defined in Section 13.34.020 E or N of this ordinance, appropriate on-site management practices will be required and shall be guided by the latest editions of The Iowa Stormwater Management Manual, The Iowa Rain garden Manual, the Davenport Stormwater Manual, or approved equal. Final authorization of all development and redevelopment projects will be determined after review and approval by the City of Davenport.

13.34.310 Waivers

A. Every development or redevelopment meeting the requirements of Section 13.34.300 shall provide for stormwater management as required by this ordinance, unless a waiver is granted. Requests to waive implementation of BMPs in whole or in part shall be submitted in writing to the Natural Resources Division of Public Works and include a non-feasibility study or combination of studies or reports presented as supporting documents along with the submitted engineering plans and specifications to be reviewed and approved by the City..

B. Partial Waivers:

1. A partial waiver of BMPs required by this ordinance may be granted provided that at least one of the following conditions is established by the applicant based on authoritative written evidence satisfactory to the City of Davenport Natural Resources Division.

a. Alternative on-site management of stormwater quality has been established in a stormwater management plan that has been approved by the City and fully implemented.

b. Provisions are made to manage stormwater quality by an off-site facility. The off-site facility is required to be in place, to be designed and adequately sized to provide a level of stormwater quality control that is equal to or greater than that which would be afforded by on-site practices and there is, in the City's sole judgment, a

responsible entity legally obligated to monitor the performance of and maintain the efficiency of stormwater BMPs in accordance with a written and recorded maintenance agreement.

2. In instances where one of the above conditions is established, the applicant must further establish by professional study and reports, written evidence satisfactory to the City that the partial waiver will not result in any of the following impacts to downstream waterways:

- a. Deterioration of existing culverts, bridges, dams, and other structures; or
- b. Degradation of biological functions or habitat; or
- c. Accelerated streambank or streambed erosion or siltation; or
- d. Increased threat of flood damage to public health, life, or property.

C. General Waivers

1. Where compliance with minimum requirements for stormwater quality management is not practical in the opinion of the Public Works Director or his designee, a general waiver may be granted. The applicant will then satisfy the minimum requirements by meeting one of the mitigation measures selected by the City of Davenport. Mitigation measures may include, but are not limited to, the following:

a. The creation of one or more stormwater BMPs on previously developed properties, public or private, in the same watershed as the proposed project, that currently lack stormwater BMPs, having a capacity to achieve City stormwater requirements with respect to a number of cubic feet of annual stormwater equivalent to the estimated cubic feet of annual stormwater that will not achieve City stormwater quality requirements as a consequence of the waiver.

b. Monetary contributions (Fee-in-Lieu) to fund stormwater quality management activities on lands strategically located in the watershed consistent with the purposes of this ordinance. The monetary contributions required shall be in accordance with a fee schedule (unless the developer and the City agree on a greater alternate contribution) established by the City based on the estimated cost savings to the developer resulting from the waiver and the estimated future costs to the City to achieve City stormwater requirements with respect to a number of cubic feet of annual stormwater equivalent to the estimated cubic feet of annual stormwater that will not achieve City stormwater requirements as a consequence of the waiver. All of the monetary contributions shall be credited to an appropriate capital improvements program project or program and shall be made by the developer prior to the issuance of any building permit for the development. The fee-in-lieu procedure has been established and is as follows:

The City and the property owner shall agree on the best stormwater management practice available for the proposed project site assuming no limitations to the site layout, soil conditions, topography, or any other conditions which are currently limiting installation of a practice. The City will make the final determination on what constitutes a limitation. Once the management practice has been agreed upon the property owner will provide a cost estimate to construct the practice assuming no limitations. The City shall also create a cost estimate based on past projects and cost estimates. These estimates shall be discussed and averaged based on input from the owner and City representatives. If no agreement can be reached between the City and the Owner the Owner must proceed with meeting the full requirements of Section 13.34.300 unless a partial waiver is granted by the City. At such a time as the estimate is agreed upon by both parties the City shall assess an additional twenty percent (20%) administration fee to cover costs associated with actual installation of practices in the watershed at a future time. In addition, three years of maintenance costs for the agreed upon fee-in-lieu practice shall also be included in the final fee amount. The maintenance costs shall be determined by using the current contract prices for maintenance of stormwater practices by the City's hired contractor. In the event that maintenance is done by the City in-house, the current labor and equipment rate to provide said maintenance shall be the cost used.

These amounts shall be totaled and the final amount shall be considered the fee-in-lieu for the proposed project. All fees shall be paid to the City of Davenport and funds received shall be placed in an account in the City Clean Water Fund for future stormwater projects in the affected watershed as delineated by the Natural Resources Division.

c. Construction of an off-site stormwater quality management facility sufficient to achieve City stormwater quality requirements with respect to a number of cubic feet of annual stormwater equivalent to the estimated cubic feet of annual stormwater that will not achieve City stormwater quality requirements as a consequence of the waiver. The agreement shall be entered into by the applicant and the City prior to the recording

of plats or, if no record plat is required, prior to approval of a final development plan, or if no plat or final development plan is required, prior to the issuance of any building permit.

13.34.320 General Performance Criteria for Stormwater Quality Management

Unless judged by the City of Davenport to be exempt or granted a waiver, the following performance criteria shall be addressed for stormwater management at all sites:

A. All site designs shall establish stormwater management practices to control the peak flow rates of stormwater discharge associated with specified design storms and reduce the generation of stormwater runoff.

B. The City of Davenport reserves the right to require superseding and additional treatment criteria or objectives for specific pollutant(s) as necessary to meet overall stormwater quality management program objectives or directives under a watershed improvement or Total Maximum Daily Load (TMDL) program, as may be directed by the State of Iowa, or United States Environmental Protection Agency.

C. For new development and redevelopment, structural best management practices shall be designed to provide 80% bacteria reduction, based on current research accepted by the Natural Resources Division of Public Works, and 100% retention, infiltration, or abstraction of the 1.25 inch in 24 hour rainfall event. A best management practice complies with this standard if it is:

1. Sized to capture the prescribed water quality volume (WQv).
2. Designed according to the specific performance criteria outlined in the Iowa Stormwater Management Manual, Iowa Rain Garden Manual, or approved equal,
3. Constructed properly, and
4. Maintained regularly.

D. Stormwater discharges from land uses or activities with higher potential pollutant loadings may require the use of specific structural treatment and pollution prevention practices.

E. Prior to design, applicants are encouraged to consult with the Natural Resources Division of Public Works to determine if they are subject to additional stormwater design requirements.

F. The calculations for determining peak flows as found in the Iowa Stormwater Management Manual shall be used for sizing all stormwater quality management practices.

13.34.330 Soil Quality Restoration

Healthy soil provides important stormwater management functions including efficient water infiltration and storage, adsorption of excess nutrients, filtration of sediments, biological decomposition of pollutants, and moderation of peak stream flows and temperatures. In addition, healthy soils support vigorous plant growth which intercepts rainfall, reducing runoff by increasing evaporation and transpiration. Urbanization and development severely diminish a soil's capacity to absorb, filter and store rainwater. Common development practices including clearing and removal of topsoil during grading, compaction of remaining soil, and planting into unimproved soil or poor quality imported topsoil, produce unhealthy plants and lawns that require excessive fertilizers and pesticides which can lead to polluted stormwater runoff. All areas subject to clearing and grading that have not been covered by impervious surfaces, incorporated into a stormwater management practice, or engineered as structural fill or slopes shall, at project completion, use one or more of the following practices to improve soil structure and water quality.

A. Soil retention. Native topsoil shall be retained in an undisturbed state to the maximum extent practicable. In any areas requiring grading, remove and stockpile the topsoil on-site in a designated controlled area where it will not be compacted, and not adjacent to stormwater management areas. Before stockpiled topsoil can be reapplied to other portions of the site it must be tested, and amended if needed, to meet the organic matter or depth requirements specified in the Davenport Stormwater Manual. When topsoil is replaced it shall be un-compacted to a depth of four inches. Subsoils below the topsoil layer should be scarified with some incorporation of the upper material to avoid stratified layers

B. Soil quality restoration. Amend existing site topsoil or subsoil to a minimum rate of 5% organic matter content and a pH from 6.0 to 8.0 or matching the pH of the original undisturbed soil using methods specified in the Davenport Stormwater Manual. Soil that already meets the depth and organic matter quality standards, and is not compacted, does not need to be amended. The waiver for amending soil can be found in the Davenport Stormwater Manual. Upon completion of the project the topsoil layer shall have a minimum depth of four inches except where tree roots limit the depth of incorporation of amendments needed to meet the criteria. Subsoils below the topsoil layer should be scarified at least four inches with some incorporation of the upper material to avoid stratified layers.

C. Maintenance. Soil quality and depth should be established toward the end of construction, and once established shall be protected from compaction and erosion. The Davenport Stormwater Manual and Iowa Storm Water Management Manual contain additional recommendations for maintenance of soil quality restoration areas.

D. Inspection. Areas where soil retention or soil quality restoration are implemented must meet the inspection requirements of Section 13.34.080 and the Davenport Stormwater Manual and be inspected prior to seeding or turf placement.

E. The City Engineer or their designee will approve the source of off-site topsoil. Surface soils from ditch bottoms, drained ponds, and eroded areas, or soils that are supporting growth of noxious weeds or other undesirable vegetation, will not be accepted. The Engineer will determine if testing is necessary. The Contractor will be responsible for payment of the testing if the off-site topsoil does not meet the above requirements, regardless of testing outcome.

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. The requirements of this ordinance do not supersede conditions on plats previously approved by council.

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 _____,

Third Consideration _____,

Frank Klipsch
Mayor

Attest: _____

Jackie E. Holecek, CMC
Deputy City Clerk

Published in the Quad-City Times on _____.

1200 East 46th Street • Davenport, Iowa 52807

Proposed 2018 Stormwater Manual and Ordinance Revisions

Proposed Changes	Justification
<ul style="list-style-type: none">• Detention and water quality applicability – change from 10,000 SF to 5,000 SF for development and redevelopment.• Restructuring subsections for clarity.• Correlating definitions of applicability for redevelopment in the Manual and Ordinance for clarity.• Increasing the easement buffer area for new commercial sites in which a tributary runs through a development from 30' to 50'.• Addition of swimming pools as structures that cannot be constructed within drainage easements.• Increasing the design frequency for storm sewers and intakes from a 5 to 10 year.• Updating detention release rates to be staged to detain a variety of storm intensities by adopting the Unified Sizing Criteria.• Removing the use of orifice restrictor plates from outlet pipes.• Clarifying when inspections of stormwater management practices are required during construction projects.• Addition of clarity to expectations on grading during individual lot grading in subdivisions.	<ul style="list-style-type: none">• To more readily meet the purpose of our stormwater ordinance; to protect and safeguard safety and welfare of the public.• The structure of subsections in our stormwater ordinance caused confusion.• The Manual and Ordinance had conflicting information. This will provide uniformity.• To preserve stabilizing vegetation in stream corridors.• Several swimming pools have been found to be constructed within drainage easements. Adding specific language to help with enforcement.• To assist with temporary/localized street flooding issues.• To reduce runoff rates from storms greater than the common 1.25" rain and less than the 100 year release rate = stream bank protection.• Plates attached with bolts on outlet pipes to reduce outlet flows are often removed. This will ensure that detention practices are functioning properly.• To help contractors avoid having to remove and reinstall practices that were constructed without inspection.• To avoid drainage problems created during single-family home construction and grading.

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Amy Kay (563) 327-5160
Wards: All Wards

Action / Date
5/16/2018

Subject:

Second Consideration: Ordinance amending Chapter 13.38 entitled "Construction Site Erosion and Sediment Control" by updating definitions of redevelopment and topsoil and correlating application procedure information with Chapter 13.34 Stormwater Management. [All Wards]

Recommendation:

Amend the ordinance.

Relationship to Goals:

Sustainable Infrastructure

Background:

Providing consistent messaging for our Stormwater Management program requirements is important across ordinance chapters. Updates to definitions and procedures in Chapter 13.38 will provide consistency and clarification for staff and customers.

ATTACHMENTS:

Type	Description
▣ Ordinance	PW_ORD_ConstructionSiteOrdinance13.38
▣ Exhibit	Summary of Changes

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Admin, Default	Approved	5/4/2018 - 5:32 PM

ORDINANCE NO. _____

ORDINANCE amending Chapter 13.38 entitled "Construction Site Erosion and Sediment Control" by updating definitions of redevelopment and topsoil and correlating application procedure information with Chapter 13.34 Stormwater Management.

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

Section 1. That Chapter 13.38 is hereby modified and reads as follows:

Chapter 13.38 CONSTRUCTION SITE EROSION AND SEDIMENT CONTROL

Sections:

- 13.38.010 Purpose.**
- 13.38.020 Findings.**
- 13.38.030 Definitions.**
- 13.38.040 Application procedures.**
- 13.38.050 Permit exemptions.**
- 13.38.060 Permit term.**
- 13.38.070 Inspection procedures.**
- 13.38.080 Monitoring procedures.**
- 13.38.090 Termination of COSESCO permits.**
- 13.38.100 Enforcement.**
- 13.38.110 Stop work order.**
- 13.38.120 Appeal of notice of violation.**

13.38.010 Purpose.

The purpose of this chapter is to regulate and control the erosion of soil and other debris, including but not limited to Discharge prohibitions as noted in Section 13.36.060, from any development or redevelopment and sets forth the procedures required to prevent erosion and provides recourse for affected parties, so as to care and protect the quality of our soil and water resources and to promote and preserve the rights, privileges, property, safety, health and well-being of the public. (Ord. 2007-16 § 3).

13.38.020 Findings.

A. The U.S. EPA's National Pollutant Discharge Elimination System ("NPDES") permit program (program) administered by the Iowa Department of Natural Resources ("IDNR") requires that cities meeting certain demographic and environmental impact criteria obtain from the IDNR an NPDES permit for the discharge of storm water from a municipal separate storm sewer system (MS4) (MRS permit). The city of Davenport (city) is subject to the program and is required to obtain, and has obtained, an MS4 permit; the city's MS4 permit is on file at the office of the city clerk and is available for public inspection during regular office hours.

B. The program requires certain individuals engaged in construction activities (applicant or applicants) to submit an application to the IDNR for a state NPDES General Permit #2. Notwithstanding any provision of this chapter, every applicant bears final and complete responsibility for compliance with a state NPDES General Permit #2 and any other requirement of state or federal law or administrative rule.

C. As a condition of the city's MS4 permit, the city is obliged to undertake responsibility for administration and enforcement of the program by adopting a CONSTRUCTION SITE EROSION AND SEDIMENT CONTROL (COSESCO) ORDINANCE designed to achieve the following objectives:

1. Any person, firm, sole proprietorship, partnership, corporation, state agency or political subdivision ("applicant") required by law or administrative rule to obtain coverage under the IDNR for a state NPDES General Permit #2 shall also be required to obtain from the city a COSESCO permit in addition to and not in lieu of the state NPDES General Permit #2.

2. The city shall have responsibility for periodic compliance inspections, monitoring and enforcement procedures to promote applicants' compliance with state NPDES General Permits #2 and COSESCO permits.

D. No state or federal funds have been made available to assist the city in administering and enforcing the program. Accordingly, the city shall fund its application, inspection, monitoring and enforcement responsibilities entirely by fees imposed as adopted by resolution of the city council.

E. Terms used in this chapter shall have the meanings specified in the program. (Ord. 2007-167 § 3).

13.38.030 Definitions.

When used in this chapter, the following words and phrases shall have the meanings as defined in this section.

A. "Access" or "site access" means any physical entry to a construction site or fill site and shall include any means of entry by pedestrian or vehicle.

B. "Construction" means any improvement to a structure including additions or new buildings and retaining walls or landscape, resulting in an improvement of a property within an existing subdivision.

C. "Development" means the improvement of land from its natural state and providing for future construction and includes the installation of a subdivision and related utilities and public improvements.

D. "Debris" means concrete, rubble, grubbed plant material, construction material and equipment.

E. "Disturbed area" means the actual size of an area from which protective cover and established vegetation has been removed.

F. "Erosion" means the depositing or relocation of soil or debris by natural drainage, wind, dumping, construction activity, transportation or other means.

G. "Excavate" or "excavation" means any land disturbing activity, by which organic matter, earth, sand, gravel, rock, trees, vegetation, or other ground cover is cleared, graded, cut, dug, uncovered, removed, displaced, relocated or moved and shall include the conditions resulting therefrom.

H. "Fill" or "filling" means any land disturbing activity by which earth, sand, gravel, rock or other material is deposited, placed, replaced, pushed, dumped, pulled, transported or moved to a new location and shall include the conditions resulting therefrom.

I. "Grade" or "grading" means any excavating, filling or combination thereof.

J. "Land disturbing activities" means the act of clearing, grading, excavating, filling or other construction activities which involve the removal of protective cover and established vegetation on a lot, tract, or parcel of land.

K. "Person" means any individual, firm, sole proprietorship, partnership or corporation.

L. "Redevelopment" means land-disturbing activity which results in the creation, addition or replacement of impervious surface area on an already developed site. Re-development includes, but is not limited to the following activities that meet the minimum standards set forth in this definition:

(1) The expansion of a building footprint which creates additional impervious area not accounted for in previously approved stormwater designs;

(2) Addition or replacement of a structure;

(3) Land disturbing activities related to improvements, modifications or additions to structural or impervious surfaces such as parking lots, streets, sidewalks, driveways and buildings.

Redevelopment does not include routine maintenance activities that are conducted to maintain original line and grade, hydraulic capacity, original purpose of facility or emergency redevelopment activity required to protect public health and safety.

M. "Sediment" is any particulate matter that can be transported by fluid flow, wind, glaciers or gravity.

N. "Soil" means earth or rock that is naturally occurring or deposited by excavation from the ground.

O. "Topsoil" means the fertile, dark colored portion of the A-horizon containing a minimum of 3% organic matter, less than 30% clay content, granular structure, loose, friable texture, pH of 6-8, and devoid of debris and rocks. (Ord. 2007-167 § 3).

13.38.040 Application procedures.

A. The following persons are required to obtain a city COSESCO permit.

1. All persons required by law or administrative rule to obtain and comply with the requirements of a state NPDES General Permit #2 from the IDNR, and persons who will be conducting land disturbing activities on a site less than one acre in size that are part of a larger common plan of development.

2. All persons creating land disturbing activities less than one acre but more than five thousand square feet in size for development or redevelopment of property or for the purpose of filling a site where a state NPDES General Permit #2 is not required.

3. Land disturbing activities less than five thousand square feet will be evaluated individually by the Natural Resources Division of Public Works and may be exempted based on disturbance size, topography, location, construction type or other criteria that would eliminate or limit the threat of erosion or sediment deposition.

B. Applications for COSESCO permits shall be made on forms approved by the city and are available from the natural resources division of public works.

C. An applicant applying for a COSESCO permit shall pay fees in the amount set from time to time by city council resolution as follows:

1. Before any COSESCO permit application is issued by the natural resources division, a plan review fee shall be paid by the applicant. If required materials are incomplete or changed so as to require additional review, an additional review fee shall be charged to the applicant for each review necessary.

2. A permit fee shall be due upon acceptance of an application based upon estimated amount of land disturbance, including areas to be dedicated to the city.

3. For each inspection required by this chapter, the applicant shall pay an inspection fee.

4. An annual permit renewal fee.

Failure of the applicant to pay an inspection fee within thirty days of billing shall constitute a violation of this chapter.

D. An applicant in possession of a state NPDES General Permit #2 issued by the IDNR shall submit to the city through their online E-Plan review system the materials described below as a basis for the city to determine whether to issue a COSESCO permit:

1. Applicant's plans which show best management practices (BMP) control measures, specifications, notice of intent (NOI) and supporting materials submitted to the IDNR in support of applicant's application for the state NPDES General Permit #2.

2. Storm water pollution prevention plan (SWPPP) in accordance with this chapter.

3. Evidence of authorizations issued pursuant to applicant's state NPDES General Permit #2.

E. Every SWPPP submitted to the city in support of an application for a COSESCO permit shall have the following:

1. A written document separate from engineered plans that comply with all current minimum mandatory requirements for SWPPP's promulgated by the IDNR in connection with issuance of a state NPDES General Permit #2.

2. A Joint Application Form, PROTECTING IOWA WATERS, IOWA DEPARTMENT OF NATURAL RESOURCES AND U.S. ARMY CORPS OF ENGINEERS, if the applicant is required by law to file and comply with all mandatory minimum requirements pertaining to such applications.

3. Compliance with all other applicable state or federal permit requirements in existence at the time of application including, but not limited to, waste at construction sites that may cause adverse impacts to water quality such as building materials, concrete truck washout, geothermal exploration and drilling, chemicals, solid waste and sanitary waste.

4. Within the SWPPP a signed and dated certification by the person preparing the SWPPP that the SWPPP complies with all requirements of this chapter and the applicant's NPDES General Permit #2.

F. Issuance by the city of a COSESCO permit shall be a condition precedent for the issuance of a City building permit.

G. For the duration of time that the construction site is subject to a state NPDES General Permit #2 and/or a COSESCO permit, the applicant shall provide the city with current information as follows:

1. The name, address and telephone number of the person on site designated by the owner who is knowledgeable and experienced in erosion and sediment control and who will oversee compliance with the state NPDES General Permit #2 and the COSESCO permit.

2. The name(s), address(es) and telephone number(s) of the contractor(s) and/or subcontractors(s) responsible for the installation and maintenance of each erosion and sediment control measure identified in the SWPPP.

H. An applicant creating land disturbing activities less than one (1) acre in size for development or redevelopment of commercial property or for the purpose of filling a site where a state NPDES General Permit #2 is not required, shall submit a grading, erosion and sediment control plan for review. The grading, erosion and sediment control plan shall be prepared by a licensed professional civil engineer or a certified professional in erosion and sediment control (CPESC), or credentialed in a manner acceptable to the city. As a minimum, the following information shall be included;

1. A location map and pertinent surrounding features.
 2. An overall site plan (minimum scale 1"=50') clearly indicating the area of the site and the type of land disturbing activities which will take place.
 3. Existing and proposed topography shown in one foot intervals.
 4. The location and description of proposed stormwater management facilities.
 5. The limits of the land disturbing activities including clearing and grubbing.
 6. Drainage features including open channels, ponds, streams, or rivers
 7. Existing and proposed structures and utilities which may impact the plan.
 8. Erosion and sediment control methods to be implemented as part of the land disturbing activities on the site:
- a. Location, size, maintenance requirements, and design calculations for best management practices.
 - b. Detail drawings or references to details.
 - c. Type and quantity of seeding, fertilizing, mulching and other plantings.
 9. The soil types affected by the land disturbing activities, and location of highly erodible or unstable soils as determined by the most current NRCS soil survey.

10. The schedule and staging of grading, erosion and sediment control practices, and restoration.

I. Upon receipt of an application for a COSESCO permit, the city shall either find that the application complies with this chapter and issue a City COSESCO Permit in accordance with this chapter, or that the application fails to comply with this chapter, in which case the city shall include a written report identifying noncompliant elements of the application.

J. By submission of a COSESCO permit application, the applicant agrees to defend, indemnify and hold the city harmless from any and all claims, damages or suits arising directly or indirectly out of any act of commission or omission by the applicant, or any employee, agent, assign or contractor or subcontractor of the applicant, in connection with the applicant's state NPDES General Permit #2 and/or COSESCO permit.

K. All persons creating land disturbing activities, regardless of size, shall adhere to the following regulations:

a. A silt containment system using best management practices must be installed on site prior to and/or during land disturbing activities as construction scheduling allows. Silt containment shall also be maintained throughout the course of construction to prevent erosion and sediment from accumulating on adjoining public and private properties or waters of the United States.

b. Eroded soil or debris from construction or fill sites shall be cleared from public right-of-way within twenty-four hours of each occurrence and eroded soil or debris shall be cleared immediately from adjoining property owners. Clearing and removal of deposited or eroded soil or debris shall be the responsibility of the owner or permittee of the site. Failure to take corrective action shall constitute a violation of this chapter and may include the city performing, or cause to be performed, the necessary work to clear public right-of-way and assess the cost to do so against the property.

L. Homebuilders, new lot owners, contractors and subcontractors which are co-permittees under an existing SWPPP shall provide written documentation indicating they are co-permittees including signatures by the co-permittee and developer/property owner.

M. For fill sites, substantial site access control shall be installed as necessary in order to prevent depositing of fill by unauthorized persons.

N. All construction sites, regardless of size, shall be furnished with a stabilized construction entrance to handle the type and frequency of the traffic entering and exiting the site or make use of some other method designed to prevent offsite tracking. Any soils tracked off-site shall be cleaned up by the permittee or co-permittee at the end of each day or when directed by the City Engineer or their designee to prevent sediment from entering the municipal storm sewers or waters of the states. Any soils entering municipal storm sewers or waters of the United States will be considered a violation of this chapter. (Ord. 2013-335 § 1; Ord. 2007-167 § 3).

13.38.050 Permit exemptions.

The following land disturbing activities shall be exempt from this chapter:

- A. In the furtherance of farming, horticultural or gardening.
- B. Minor utility excavations.
- C. Street resurfacing or patching.
- D. Streambank stabilization projects disturbing less than one acre.
- E. Sites exempted under Section 13.38.040 A, 3. (Ord. 2013-335 § 2; Ord. 2007-167 § 3).

13.38.060 Permit term.

A. A COSESCO permit shall be valid for three hundred sixty-five calendar days from its date of issuance and must be renewed annually.

B. A COSESCO permit shall be considered expired one hundred eighty calendar days after the date of issuance if permitted work has not commenced. (Ord. 2007-167 § 3).

13.38.070 Inspection procedures.

A. All Inspections required under this chapter shall be conducted by the soil erosion inspector or other representative of the city, hereinafter referred to as the "enforcement officer." Inspections by the enforcement officer may be scheduled or unannounced.

B. Any permittee that is subject to the terms of the COSESCO permit shall allow the city or an authorized representative of the city, upon the presentation of proper identification, to enter upon applicant's private property for inspection purposes.

C. The permittee shall notify the enforcement officer when all measures required by the SWPPP have been accomplished on site prior to earth moving activities, whereupon the enforcement officer shall conduct an initial inspection for the purpose of determining compliance with this chapter, and shall within a reasonable time thereafter report to the permittee either that compliance appears to have been achieved, or that compliance has not been achieved, in which case the city shall provide a report identifying the conditions of noncompliance. The permittee shall immediately commence corrective action and shall complete such corrective action before construction begins. For good cause shown, the city may extend the deadline for taking corrective action. Failure to take corrective action in a timely manner shall constitute a violation of this chapter.

D. After initial inspection compliance has been achieved, the enforcement officer will perform quarterly inspections and upon receipt of a complaint (not to exceed one time per thirty calendar days) and the city shall charge the permittee an inspection fee in the amount set from time to time by city council resolution. The quarterly inspections will be performed until the city accepts the notice of termination as outlined in Section 13.38.090.

E. In addition to the scheduled site inspections outlined immediately above, the enforcement officer may conduct additional compliance inspections at the city's expense.

F. The city shall not be responsible for the direct or indirect consequences to the applicant or to third parties for noncompliant conditions undetected by inspection. (Ord. 2007-167 § 3).

13.38.080 Monitoring procedures.

A. Upon issuance of a COSESCO permit, a permittee has an absolute duty to inspect and monitor site conditions and to document any change in circumstances or site conditions the permittee knows, or should know, that pose a risk of any stormwater discharge in a manner inconsistent with the permittee's SWPPP, state NPDES General Permit #2 or COSESCO permit.

1. Such documentation shall be made by the permittee on SWPPP inspection forms.

2. Failure to provide proper documentation shall constitute a violation of this chapter.

B. Any third party may also report to the city site conditions which the third party reasonably believes pose a risk of stormwater discharge in a manner inconsistent with the permittee's SWPPP, General Permit #2 and/or COSESCO permit.

C. Upon receiving a report pursuant to this section, the enforcement officer shall conduct an inspection of the site as soon as reasonably possible and thereafter shall provide the permittee with a notice identifying the conditions of non-compliance. The permittee shall immediately commence corrective action. Failure to take corrective action in a timely manner shall constitute a violation of this chapter, whereupon the enforcement officer shall immediately commence enforcement actions as identified within this chapter.

D. The city shall not be responsible for the direct or indirect consequences to the permittee or to third-parties for noncompliant conditions undetected by inspection or monitoring. (Ord. 2007-167 § 3).

13.38.090 Termination of a COSESCO permits.

A. Within thirty days after final stabilization at the construction site, as defined by the IDNR in its General Permit #2, the permittee shall submit a notice of termination to the natural resources division of public works. The notice shall contain the following information:

1. The name and address of the permittee to whom the permit was issued.

2. The permit authorization number.

3. The date the construction site reached final stabilization.

4. A certificate stating that the disturbed soils have been finally stabilized and temporary sediment control devices will be removed at an appropriate time. The permittee shall also acknowledge that they are no longer authorized to discharge stormwater associated with construction at this site.

B. Upon receipt of the notice of termination, the enforcement officer shall conduct a final inspection of the site for the purpose of verifying final stabilization. Within a reasonable time thereafter, the enforcement officer will report to the permittee that either final stabilization is achieved, or that final stabilization has not been achieved before COSESCO termination is accepted. (Ord. 2007-167 § 3).

13.38.100 Enforcement.

A. Violation of any provision of this chapter may be enforced by civil action including an action for injunctive relief. In any civil enforcement action, administrative or judicial, the city shall be entitled to recover its attorneys' fees and costs from a person who is determined by a court of competent jurisdiction to have violated this chapter.

B. Violation of any provision of this chapter may also be enforced as a municipal infraction within Chapter 1.30, pursuant to the city's municipal infraction ordinance. The schedule of fines shall be as follows:

1. Schedule of violations

Type 1: First offense	\$100
Second offense	\$250
Third offense	\$500
Fourth and subsequent	\$750
Type 2: First offense	\$500
Second and subsequent	\$750

2. Definition of offenses

Type 1

- a. Failure to control off-site tracking of silt, sediment, or mud.
- b. Failure to implement stormwater pollution prevention controls as designated in SWPPP or grading, erosion and sediment control plan.
- c. Failure to maintain stormwater pollution prevention controls.
- d. Failure to document any stormwater discharge that is a violation of water quality standards, or in a manner inconsistent with the permittee's SWPPP, General Permit #2 and/or COSESCO permit.

Type 2

- a. Operating without a COSESCO permit.
- b. Discharging silt/sediment to the city of Davenport's storm or sanitary sewers.
- c. Failure to comply with a written directive issued by the City Engineer, Public Works Director or the enforcement officer designated by the city. (Ord. 2007-167 § 3).

13.38.110 Stop work order.

A. In the event any person holding a COSESCO permit pursuant to this chapter violates the requirements of the permit as is described herein or carries on site development in such a manner so as to materially adversely affect the health, welfare, environment, or safety of persons residing or working in the neighborhood of the development site or so as to be materially detrimental to the public welfare or injurious to property or improvements in the neighborhood, the enforcement officer shall suspend or revoke the COSESCO permit.

B. The suspension of a COSESCO permit shall be a written stop work order issued by the enforcement officer to the permittee or his agent or the person performing the work. The stop work order shall be effective immediately, shall state the specific violations cited, and the conditions under which the work may be resumed. A stop work order shall remain in effect until the enforcement officer has approved corrective measures.

C. Any person who shall continue any work after having been served with a stop work order, except such work as the person is directed to perform to remove a violation, shall be subject to penalties as stated in this chapter. (Ord. 2007-167 § 3).

13.38.120 Appeal of notice of violation.

Any person receiving a notice of violation may appeal the determination of the public works department. The notice of appeal must be received within three calendar days from the date of the notice of violation. Hearing on the appeal before the appropriate authority or his/her designee shall take place within fourteen calendar days from the date of receipt of the notice of appeal. The decision of the hearing officer or designees shall be final. (Ord. 2007-167 § 3).

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. The requirements of this ordinance do not supersede conditions on plats previously approved by council.

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 _____,
Third Consideration _____,

Frank Klipsch
Mayor

Attest: _____
Jackie E. Holecek, CMC
Deputy City Clerk

Published in the Quad-City Times on _____.

1200 East 46th Street • Davenport, Iowa 52807

Proposed 2018 Stormwater Manual and Ordinance Revisions

Proposed Changes	Justification
<ul style="list-style-type: none">• Detention and water quality applicability – change from 10,000 SF to 5,000 SF for development and redevelopment.• Restructuring subsections for clarity.• Correlating definitions of applicability for redevelopment in the Manual and Ordinance for clarity.• Increasing the easement buffer area for new commercial sites in which a tributary runs through a development from 30' to 50'.• Addition of swimming pools as structures that cannot be constructed within drainage easements.• Increasing the design frequency for storm sewers and intakes from a 5 to 10 year.• Updating detention release rates to be staged to detain a variety of storm intensities by adopting the Unified Sizing Criteria.• Removing the use of orifice restrictor plates from outlet pipes.• Clarifying when inspections of stormwater management practices are required during construction projects.• Addition of clarity to expectations on grading during individual lot grading in subdivisions.	<ul style="list-style-type: none">• To more readily meet the purpose of our stormwater ordinance; to protect and safeguard safety and welfare of the public.• The structure of subsections in our stormwater ordinance caused confusion.• The Manual and Ordinance had conflicting information. This will provide uniformity.• To preserve stabilizing vegetation in stream corridors.• Several swimming pools have been found to be constructed within drainage easements. Adding specific language to help with enforcement.• To assist with temporary/localized street flooding issues.• To reduce runoff rates from storms greater than the common 1.25" rain and less than the 100 year release rate = stream bank protection.• Plates attached with bolts on outlet pipes to reduce outlet flows are often removed. This will ensure that detention practices are functioning properly.• To help contractors avoid having to remove and reinstall practices that were constructed without inspection.• To avoid drainage problems created during single-family home construction and grading.

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Nicole Gleason 327-5150
Wards: 3

Action / Date
5/16/2018

Subject:
Resolution approving the contract for the RiverCenter Adler Theatre HVAC Infrastructure Upgrade Phase I to Hometown Plumbing & Heating Co., Inc. of Davenport, in the amount of \$1,243,850 CIP #69014. [Ward 3]

Recommendation:
Adopt the Resolution.

Relationship to Goals:
Sustainable Infrastructure.

Background:
On April 13, 2018, an Invitation to Bid was issued and sent to contractors. On May 4, 2018, the Purchasing Division opened and read four (4) responsive and responsible bids. Hometown Plumbing & Heating Co., Inc. of Davenport was the lowest bidder. See attached bid tab.

The current equipment at the RiverCenter Adler Theatre is failing and needs to be replaced. This work will be bid in phases. Phase 1 includes the North Building Boiler System, the North Building Hot Water Heaters, the South Building Rooftop Units, the South Building Boiler System, and the South Building Dock Area.

Funding for this project is from the CIP #69014 RiverCenter Renovations. These funds are from the sale of General Obligation Bonds. The majority of this project is funded from FY19 CIP funds. Equipment needs to be ordered before work can begin.

ATTACHMENTS:

Type	Description
▣ Cover Memo	PW_RES_RiverCenter Adler Theatre HVAC Infrastructure Upgrade Phase I
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/10/2018 - 12:45 PM
Public Works Committee	Lechvar, Gina	Approved	5/10/2018 - 12:45 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 12:46 PM

Resolution No. _____

Resolution offered by Alderman Ambrose.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the RiverCenter Adler Theatre HVAC Infrastructure Upgrade Phase I to Hometown Plumbing & Heating Co., Inc. of Davenport, in the amount of \$1,243,850, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to upgrade the HVAC Infrastructure at the RiverCenter Adler Theatre;

WHEREAS, Hometown Plumbing & Heating Co., Inc. was the lowest responsive and responsible bidder;

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

1. the signing of the contract by Hometown Plumbing & Heating Co., Inc. of Davenport in the amount of \$1,243,850; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Jackie E. Holecek, CMC
Deputy City Clerk

Frank Klipsch
Mayor

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: RIVERCENTER ADLER THEATRE HVAC INFRASTRUCTURE
REPLACEMENT – PHASE I

BID NUMBER: 18-95

OPENING DATE: MAY 4, 2018

GL ACCOUNT: 76024698 530350 69014 RIVERCENTER RENOVATION

RECOMMENDATION: AWARD THE CONTRACT TO HOMETOWN PLUMBING &
HEATING CO., INC. OF DAVENPORT

<u>VENDOR NAME</u>	<u>TOTAL</u>
Hometown Plumbing & Heating Co., Inc of Davenport	\$1,243,850
Northwest Mechanical Inc. of Davenport	\$1,268,000
J L Brady Co. LLC of Moline IL	\$1,283,673
Modern Piping of the Quad Cities LLC of Eldridge, IA	\$1,475,540

Prepared By Kristi Keller 5/9/18
Purchasing Date

Approved By Nicole Gleason 5/9/18
Department Director Date

Approved By Brandi Coyn 5-9-18
Budget/CIP Date

Approved By BZ 5-9-2018
Chief Financial Officer Date

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Eric Gravert (563) 327-5125
Wards: 6

Action / Date
5/16/2018

Subject:
Resolution amending change order #8 to McCarthy Improvement Company in the amount of \$187,000 for the Forest Grove Road Paving Project from Utica Ridge to the east tie-in to Bettendorf City Limits, CIP #01145. This amendment is to account for unforeseen conditions and finalization of construction quantities. The City of Davenport will be responsible for \$59,200 while the State of Iowa will cover \$127,800 [Ward 6].

Recommendation:
Pass the resolution.

Relationship to Goals:
Upgraded City Infrastructure & Public Facilities.

Background:
Change Order #8 approves the amount to be added.

This project is being managed by the City of Davenport and is partially funded by a Federal Surface Transportation Program grant. The project is funded through CIP #01145.

This change order approves the additional contract amount to be used for construction installation services requested and performed by McCarthy Improvement Company. Please see attached change order for detailed breakdown of line item information.

SUMMARY OF CONTRACT AMOUNT:

Original Contract	\$5,544,773.14
Previous Change Orders	\$727,827.79
<u>Change Order #8</u>	<u>\$187,000.00</u>

Amended Contract Amount \$6,459,600.93

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution Letter
▣ Backup Material	Change Order 8

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Rejected	5/9/2018 - 10:33 PM
Public Works - Engineering	Gravert, Eric	Approved	5/10/2018 - 10:32 AM
Public Works -	Lechvar, Gina	Approved	5/10/2018 - 1:26 PM

Engineering

Public Works Committee

City Clerk

Lechvar, Gina

Admin, Default

Approved

Approved

5/10/2018 - 1:26 PM

5/10/2018 - 2:40 PM

Resolution No. _____

RESOLUTION offered by Alderman Ambrose

RESOLUTION amending change order #8 to McCarthy Improvement Company in the amount of \$187,000 for the Forest Grove Road Paving Project from Utica Ridge to the east tie-in to Bettendorf City Limits, CIP #01145.

WHEREAS, City of Davenport, Iowa entered into a contract with McCarthy Improvement Company for the Forest Grove Road; and

WHEREAS, changes to the project plans have become necessary; and

WHEREAS, the contractor will incur additional costs beyond his original bid due to these changes; and

WHEREAS, pricing has been reviewed and approved by the Public Works Department;

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Davenport, Iowa, that change order #8 in the amount of \$187,000.00 for the Forest Grove Road from Utica Ridge to Bettendorf City Limits is hereby approved.

Passed and approved this 23rd day of May, 2018

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, Deputy City Clerk



City of Davenport

Public Works Department

1200 East 46th Street • Davenport, Iowa 52807
Telephone: 563-326-7923 Fax: 563-327-5182

APPROVALS

ENGINEERING ADMIN MNG _____
(Work is Needed)

CAPITAL MANAGER _____
(Funds are Available)

CHIEF OF DESIGN/CONSTR _____
(Work is Necessary)

DEPUTY PW DIRECTOR/CITY ENGINEER _____
(Approval)

McCarthy Improvement Co
5401 Victoria Avenue
Davenport, IA 52807
Mr. Scott Ritchie

RE: Utica Ridge Road/Forest Grove Road/IDOT Project #STP-U-1827(665)—70-82 – Change Order #8
CIP #01145

Dear Mr. Ritchie,

McCarthy improvement Co. is providing construction services associated with the construction of a new road known as Forest Grove Road from Utica Ridge Road to the Davenport/Bettendorf city line. The project is further referenced by the IDOT Project #STP-U-1827(665)—70-82 and correlating change #8. The IDOT unit price line item #s, unit costs and change item #s are referenced in the below detail. The IDOT change order that corresponds with this is also attached.

Item #1/IDOT ID#0110

The quantity on the Estimated Project Quantities on Sheet C.1 does not include the shoulder finishing behind the roads with integral curbs on Forest Grove Drive, Forest Grove Road, Somerset Road, Golf Course Road and Eagle Ridge Road. The approximate stations for this material is 102.5 stations. Unit cost is \$650.00/station and equates to \$66,625.00. Note that the total quantity for line item #11 increases to 134.3 stations with this change order.

Item #2/IDOT ID#8019

Unsuitable/unstable soils at the subgrade were encountered at the road elevation for the Forest Grove Rd roadway located between approximate Stations 6+00 to 6+52. The one of two options and/or recommendations per our geo-technical soils consultant (i.e. Terracon report 0716105B.0050) was to core out 24" of the existing unsuitable soils and replace it with stable subbase on top of geo-grid for remediation of the said area. The total cost for equipment, labor and materials is \$3,689.61.

Item #3/IDOT ID#8020

Additional survey services were requested of McClure Engineering through McCarthy Improvement to provide additional staking for the utility companies as the City survey crew was dissolved. The additional staking was required by CenturyLink and Iowa American Water to mark the new right-of-way. The total cost for the work performed by this change order was \$1,816.10.

Item #4/IDOT ID#8021

Upon completion of the new roadway, the temporary road on the Kuehl residence (see Item 8012) was removed and restored to pre-construction conditions. The total cost for equipment, labor and materials is \$5,064.16. Note: this price does not include removing the temporary road on the south side of Forest Grove Drive.

Item #5/IDOT ID#8022

During the first phase punch list walk-thru, it was discovered that the head wall of the 8' x 10' box culvert provided a potential drop-off situation for pedestrians using the adjacent sidewalk. It was decided that extending the head wall and side walls 90" above the current grade would provide the best safety for pedestrians. The grade was also reconfigured around the culvert to provide a gentle slope for maintenance. The total cost for equipment, labor and materials is \$22,609.44.

Item #6/IDOT ID#8023

PCC pavement smoothness incentive was earned per Standard Specification 2316.05.H.2. Two (2) segments of the roadway had an initial profile index less than 4.0, seven (7) segments had an initial profile index between 4.1 and 8.0, and five (5) segments had an initial profile index between 8.1 and 12.0. The remainder roadway segments had an initial profile index between 12.1 and 22.0. The total incentive equates to \$6,700.00.



City of Davenport
Public Works Department

1200 East 46th Street • Davenport, Iowa 52807
Telephone: 563-326-7923 Fax: 563-327-5182

Item #7/IDOT ID#8024

PCC pavement thickness incentive was earned per Standard Specification 2301.05.A. Seventeen (17) PCC cores were randomly selected and tested. The design thickness is 10.00". The average thickness of all cores is 10.59". The thickness index range of 0.00" or more equates to a 103% incentive pay. Total square yards of PCC pavement equals 34,105.22. Unit cost is \$1.4055/square yard per Standard Specification 2301.05.A and equates to \$48,088.36.

Item #8/IDOT ID#8025

The resident at 4825 Forest Grove Rd was concerned with water drainage across his driveway once the new road was installed. A CMP culvert with aprons was decided to solve his concern. Once installed, the resident was again concerned with water drainage down his driveway from the street towards his house. A CMP culvert with a drainage slot was decided to solve this new concern. Prior to the PCC driveway installation, the resident decided the CMP culvert was not required as a heavy rain storm put his concerns at ease as the water did not cross the driveway nor come over the curb and run down the driveway. The total cost for equipment, labor and materials is \$6,605.60.

Item #9/IDOT ID#8026

The Kuehl owner agreement stipulated that a new sewer lateral be installed in return for granting temporary easements. The design engineer did not include drawings nor specifications to reflect this agreement. The sewer lateral was installed and the existing septic system was abandoned per local regulations. The total cost for equipment, labor and materials is \$22,976.05.

Item #10/IDOT ID#8027

The additional traffic control was required due to the delay of the Utica Ridge unsuitable subgrade material situation. The total cost for equipment, labor and materials is \$2,475.00

CHANGE ORDER DESCRIPTION:

1. The increase involves the required additional units for the above identified project line items. Work to be completed at the price shown below:

Cost: \$186,649.32 (NTE) Not To Exceed AMOUNT (increase)
Working Days Adjustment: 0

SUMMARY OF CONTRACT AMOUNT:

Original Contract:	\$5,544,773.14
Previous Additions to Contract	\$ 727,827.79
<u>This Change Order</u>	<u>\$ 186,649.32</u>
 Amended Contract Amount:	 \$6,459,250.25

Recommend/Approved: _____
(Up to \$5,000) Project Manager

Date: _____

Recommend/Approved: _____
Contractor

Date: _____

Recommend/Approved: _____
(Up to \$15,000) Nicole Gleason, Public Works Director

Date: _____

Recommend/Approved: _____
(Up to \$50,000) Corrin Spiegel, City Administrator

Date: _____

Recommend/Approved: _____
(Over \$50,000) City Clerk, City of Davenport

Date: _____

Required: Green Sheet Motion to Approve

Council Meeting Date: _____

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Thomas Vesalga; (563) 326-7783
Wards: 8

Action / Date
5/16/2018

Subject:
Resolution approving the plans, specifications, form of contract, and estimated cost for the Reconstruction of Runway 15/33 at the Davenport Municipal Airport, CIP #20010. [Ward 8]

Recommendation:
Pass the Resolution

Relationship to Goals:
Sustainable Infrastructure

Background:
The Runway 15/33 pavement dates back to 1947 and is beyond its useful life. A comprehensive pavement reconstruction is recommended as the most cost effective solution.

In addition, the existing Runway 15/33 edge lighting system needs to be replaced as it no longer meets Federal Aviation Standards and regular outages occur. This project will replace the Runway 15/33 edge lighting system in conjunction with the pavement reconstruction.

McClure Engineering Company is the current 5-year contract holder for FAA approved airport engineering and construction consultations.

Funds for this project have been budgeted in CIP #20010. The estimated cost for this reconstruction project is \$7,796,648. The source of funding is through the FAA Airport Improvement Program grant of \$6,602,435 (85%) with a city match of \$1,194,213 (15%).

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution Letter_Reconstruct Runway 15/33

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/9/2018 - 10:33 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 10:35 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:21 AM

Resolution No. _____

Resolution offered by Alderman Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the plans, specifications, form of contract and estimate of cost for the Reconstruction of Runway 15/33 at the Davenport Municipal Airport, CIP #20010.
[Ward 8]

WHEREAS, plans, specifications, form of contract and an estimate of cost were filed with the City Clerk of Davenport, Iowa, for the Reconstruction of Runway 15/33 at the Davenport Municipal Airport, Iowa; and

WHEREAS, Notice of Public Hearing on plans, specifications and form of contract was published as required by law:

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that said plans, specifications, form of contract and estimate of cost are hereby approved as the plans, specifications, form of contract and estimate of cost for the Reconstruction of Runway 15/33 at the Davenport Municipal Airport.

Passed and Approved this 23th day of May, 2018.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Schadt 326-7786
Wards: All

Action / Date
5/16/2018

Subject:
Resolution awarding the FY19 Sidewalk Program contract to Kelly Construction of Davenport, IA in the amount of \$397,475.80 CIP #28020 [All Wards]

Recommendation:
Adopt the Resolution.

Relationship to Goals:
Sustainable Infrastructure

Background:
On April 6, 2018 an Invitation to Bid was issued and sent to contractors. On May 4, 2018, the Purchasing Division received and opened two responsive and responsible bids. Kelly Construction of Davenport, IA was the lowest bidder. See attached bid tabulation.

This sidewalk program will be used to repair existing sidewalk throughout the city. Locations are based on citizens that have elected to utilize the 50/50 cost share program, areas where city tree roots have caused problems, and Cartegraph requests. A small increase for year two was acceptable. If for some reason there is no budget for the second year, the city will cancel the contract and not extend it.

Kelly Construction of Davenport, IA. has performed this contract in the past successfully. Their bid was reasonably balanced. This contract is for the first year, with a possible second year renewal, if both the city and the contractor are happy with the work performed and their is funding available.

Funding for this contract is from the FY19 CIP #28020 from the sale of general obligation bonds.

ATTACHMENTS:

Type	Description
▣ Cover Memo	PW_RES_FY19 & FY20 Sidewalk Program
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/10/2018 - 3:25 PM
Public Works Committee	Lechvar, Gina	Approved	5/10/2018 - 3:25 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 3:26 PM

Resolution No. _____

Resolution offered by Alderman Ambrose.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the FY19 & FY20 Sidewalk Program to Kelly Construction of Davenport Inc., in the amount of \$814,870.40 and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the FY19 & FY20 Sidewalk Program;

WHEREAS, Kelly Construction of Davenport Inc. submitted a bid and was awarded as lowest responsive and responsible vendor;

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

1. the approving of the contract for FY19 & FY20 Sidewalk Program to Kelly Construction of Davenport Inc.;
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Jackie E. Holecek, CMC
Deputy City Clerk

Frank Klipsch
Mayor

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: FY19 SIDEWALK PROGRAM CONTRACT

BID NUMBER: 18-93

OPENING DATE: MAY 4, 2018

RECOMMENDATION: AWARD THE CONTRACT TO KELLY CONSTRUCTION OF
DAVENPORT INC. OF DAVENPORT

<u>VENDOR NAME</u>	<u>AMOUNT FY19</u>
Kelly Construction of Davenport Inc.	\$397475.80
Hawkeye Paving Corp. of Bettendorf	\$429,100

Prepared By Kristi Keller 5/7/18
Purchasing Date

Approved By Nicole McLean 5/7/18
Department Director Date

Approved By Brandi Long 5-9-18
Budget/CIP Date

Approved By BR 5-9-2018
Chief Financial Officer Date

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Art Bartleson - 327-5114
Wards: All

Action / Date
5/16/2018

Subject:
Resolution approving the blanket contract for the purchase of hot mix asphalt from McCarthy Improvement Company of Davenport, IA in the amount of \$50.00 per ton and a back-up contractor Tri-City Blacktop of Bettendorf, IA in the amount of \$53.00 per ton CIP #35034. [All Wards]

Recommendation:
Pass the Resolution.

Relationship to Goals:
Improve Infrastructure.

Background:
A Request for Bid was issued on April 9, 2018 and was sent to 122 vendors. On April 30, 2018 the Purchasing Division opened and received three responsive and responsible bids.

The City of Davenport will purchase a minimum Five Thousand (5,000) tons of Hot Mix Asphalt (HMA) from a certified Iowa D.O.T. HMA supplier. This contract will terminate June 30, 2020 or until the supplier has produced and the City has picked up the minimum tonnage specified. It is expected that the contract will exceed the minimum.

A back-up contract is needed when the main producer can not meet the demand of the City.

Funding for this purchase is from CIP #35034.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution Letter

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/10/2018 - 12:42 PM
Public Works Committee	Lechvar, Gina	Approved	5/10/2018 - 12:42 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 12:43 PM

Resolution No. _____

Resolution offered by Alderman Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the blanket contract for the purchase of hot asphalt mix from McCarthy Improvement Company of Davenport, IA in the amount of \$50.00 per ton and a back-up contractor Tri-City Blacktop of Bettendorf, IA in the amount of \$53.00 per ton.

WHEREAS, the City needs to purchase hot asphalt mix and

WHEREAS, the applicable purchasing process was followed resulting in a recommendation to award to McCarthy Improvement Company and Tri-City Blacktop as a back-up;

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 McCarthy Improvement Company and Tri-City Blacktop as a back-up is hereby approved.

Attest:

Approved:

Jackie E. Holecek, CMC
Deputy City Clerk

Frank Klipsch
Mayor

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Art Bartleson - 327-5114
Wards: All

Action / Date
5/16/2018

Subject:
Resolution approving the blanket contract for the purchase of asphalt oils from Tri-State Asphalt, LLC of Morris, IA in the estimated amount of \$250,600.00. [All Wards]

Recommendation:
Pass the Resolution.

Relationship to Goals:
Sustainable Infrastructure

Background:
A Request for Bid was issued on April 12, 2018 and was sent to 53 vendors. On May 8, 2018 the Purchasing Division received and opened one responsive and responsible bid Tri-State Asphalt, LLC and they are recommended for the blanket contract.

It is estimated that 10,000 Gallons of CSSH1 Emulsion Oil, 250 Tons of PG-58-28, and 250 Tons of PG-64-22 will be purchased under this agreement resulting in approximately \$250,600 spent for the purpose of street repairs.

Funding for this purchase is from account 54702031-520201. The source of funding is from Road Use Tax.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution Letter

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/10/2018 - 3:27 PM
Public Works Committee	Lechvar, Gina	Approved	5/10/2018 - 3:28 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 3:30 PM

Resolution No. _____

Resolution offered by Alderman Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the blanket contract for the purchase of asphalt oils from Tri-State Asphalt, LLC of Morris, IA in the estimated amount of \$250,600.00.

WHEREAS, the City needs to purchase asphalt oils and

WHEREAS, the applicable purchasing process was followed resulting in a recommendation to award to Tri-State Asphalt, LLC;

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

1. the contract for asphalt oils from Tri-State Asphalt, LLC is hereby approved.

Attest:

Approved:

Jackie E. Holecek, CMC
Deputy City Clerk

Frank Klipsch
Mayor

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Art Bartleson - 327-5114
Wards: All

Action / Date
5/16/2018

Subject:
Resolution approving the blanket contract for the purchase of road salt for the 2018-19 Winter season from Compass Minerals America, Inc. of Overland Park, KS in the estimated amount of \$1,952,430. [All Wards]

Recommendation:
Pass the Resolution.

Relationship to Goals:
Sustainable Infrastructure

Background:
A Request for Bid was issued on April 12, 2018 and was sent to 43 vendors. On May 3, 2018 the Purchasing Division received and opened three responsive and responsible bids.

Compass Minerals America, Inc. was the low bidder for both the bulk order and supplemental order and is recommended for the contract.

The City of Davenport is the lead for the multi-jurisdictional cooperative bid. The total salt being purchased will depend on the need of the supplemental order. The City of Davenport will invoice the other participating entities their salt orders at cost when delivery is made.

Funding for the purchase is from 54702031-520201. The source of funding is from Road Use Tax.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution Letter

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/10/2018 - 3:27 PM
Public Works Committee	Lechvar, Gina	Approved	5/10/2018 - 3:28 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 3:30 PM

Resolution No. _____

Resolution offered by Alderman Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the blanket contract for the purchase of road salt for the 2018-19 Winter season from Compass Minerals America, Inc. of Overland Park, KS in the estimated amount of \$1,952,430.

WHEREAS, the City needs to purchase road salt and

WHEREAS, the applicable purchasing process was followed resulting in a recommendation to award to Compass Minerals America, Inc.;

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

1. the contract for road salt from Compass Minerals America, Inc. is hereby approved.

Attest:

Approved:

Jackie E. Holecek, CMC
Deputy City Clerk

Frank Klipsch
Mayor

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Krup
Wards: All

Action / Date
5/16/2018

Subject:
Resolution assessing the cost of boarding up building at various lots and tracts of real estate. [All Wards]

Recommendation:
Consider the resolution.

Relationship to Goals:
Welcoming neighborhoods.

Background:
The buildings were boarded up at the following locations and billed to the property owners. The bills have not been paid and now are to be levied against the properties.

ATTACHMENTS:

Type	Description
▣ Cover Memo	PW RES - BOARD UP BUILDING

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/9/2018 - 4:13 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 4:17 PM
City Clerk	Admin, Default	Approved	5/9/2018 - 5:42 PM

Resolution No. _____

Resolution offered by Alderman Ray Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION assessing the cost of boarding up building at various lots and tracts of real estate.

WHEREAS, that the following lots or tracts of real estate situated in the City of Davenport, and the owners, thereof, be hereby assessed the amounts set forth, and the same being the cost of boarding up building on said lots or tracts.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the City treasurer be and is hereby ordered to collect the same as ordinary taxes to-wit.

BE IT FURTHER RESOLVED: If any amount assessed against property herein does not exceed \$500.00, such assessment must be made in 1 annual payment; if amount assessed exceeds \$500.00, such assessment may be in 10 annual installments; in the manner and with the same interest rate provided for assessment against benefited property under the State Code of Iowa as amended with the current interest rate of 9%. All assessments bear interest at the current rate of 9%.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, MMC, Deputy City Clerk

Board Up Building Invoices for Levy

<u>CUST ACCT</u>	<u>NAME</u>	<u>PARCELID</u>	<u>INVOICE</u>	<u>BALANCE</u>
000019818	MAY, THIRI	H0054-01	80019136	295.83
000036225	TAYLOR, SANDY	G0046-42	80019211	484.22
000078282	FLIPPING CAPTIAL LLC	G0047-19	80019215	93.65
<hr/>				
Number of Accounts to Levy		3	Total Balance Outstanding:	\$873.70

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Krup
Wards: All

Action / Date
5/16/2018

Subject:
Resolution assessing the cost of snow removal at various lots and tracts of real estate. [All Wards]

Recommendation:
Consider the resolution.

Relationship to Goals:
Welcoming neighborhoods.

Background:
The snow was removed from sidewalks at various lots and tracts of real estate and was billed to the property owners. The bills have not been paid and now are to be levied against the properties.

ATTACHMENTS:

Type	Description
□ Cover Memo	PW RES - SNOW REMOVAL

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/9/2018 - 4:16 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 4:17 PM
City Clerk	Admin, Default	Approved	5/9/2018 - 5:43 PM

Resolution No. _____

Resolution offered by Alderman Ray Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION assessing the cost of snow removal from sidewalks at various lots and tracts of real estate.

WHEREAS, that the following lots or tracts of real estate situated in the City of Davenport, and the owners, thereof, be hereby assessed the amounts set forth, and the same being the cost of snow removal from sidewalk at various lots and tracts of real estate.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the City treasurer be and is hereby ordered to collect the same as ordinary taxes to-wit.

BE IT FURTHER RESOLVED: If any amount assessed against property herein does not exceed \$500.00, such assessment must be made in 1 annual payment; if amount assessed exceeds \$500.00, such assessment may be in 10 annual installments; in the manner and with the same interest rate provided for assessment against benefited property under the State Code of Iowa as amended with the current interest rate of 9%. All assessments bear interest at the current rate of 9%.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, MMC, Deputy City Clerk

Snow Invoices for Levy

<u>CUST ACCT</u>	<u>NAME</u>	<u>PARCELID</u>	<u>INVOICE</u>	<u>BALANCE</u>
000068987	PENNYMAC LOAN SERVICE	G0001-37	80019040	77.56
000077931	PHAN TU THI	H0009-36	80019055	69.76
<hr/>				
Number of Accounts to Levy		2	Total Balance Outstanding:	\$147.32

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Krup
Wards: All

Action / Date
5/16/2018

Subject:
Resolution assessing the cost of brush and debris removal at various lots and tracts of real estate.
[All Wards]

Recommendation:
Consider the resolution.

Relationship to Goals:
Welcoming neighborhoods.

Background:
The brush and debris was removed at the following locations and were billed to the property owners. The bills have not been paid and now are to be levied against the properties.

ATTACHMENTS:

Type	Description
□ Cover Memo	PW RES - BRUSH & DEBRIS

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/9/2018 - 4:15 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 4:17 PM
City Clerk	Admin, Default	Approved	5/9/2018 - 5:42 PM

Resolution No. _____

Resolution offered by Alderman Ray Ambrose

RESOLVED by the City Council of the City of Davenport.

RESOLUTION assessing the cost of brush and debris removal at various lots and tracts of real estate.

WHEREAS, that the following lots or tracts of real estate situated in the City of Davenport, and the owners, thereof, be hereby assessed the amounts set forth, and the same being the cost of brush and debris removal on said lots or tracts.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the City treasurer be and is hereby ordered to collect the same as ordinary taxes to-wit.

BE IT FURTHER RESOLVED: If any amount assessed against property herein does not exceed \$500.00, such assessment must be made in 1 annual payment; if amount assessed exceeds \$500.00, such assessment may be in 10 annual installments; in the manner and with the same interest rate provided for assessment against benefited property under the State Code of Iowa as amended with the current interest rate of 9%. All assessments bear interest at the current rate of 9%.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, MMC, Deputy City Clerk

Brush and Debris Invoices for Levy

<u>CUST ACCT</u>	<u>NAME</u>	<u>PARCELID</u>	<u>INVOICE</u>	<u>BALANCE</u>
300196899	ROE, KRISTI L	B0005-38	80018895	169.00
300020095	RECK, WM	C0063-23	80018904	161.50
810003498	S & H RENAL PROPERTIES	F0019-40	80018916	161.50
000010869	JUDIE, CRYSTAL	F0019-51	80018918	153.25
300253124	BIERMAN, MARK	F0020-35	80018920	153.25
000055927	RHODEN, BRYAN EUGENE	G0013-03	80018926	169.75
000076518	SANDRA SCRIBNER	G0013-04	80018928	202.50
000151288	CINNAMYL LADY'S VENTURES LLC	H0007-37	80018931	153.25
000065977	HOME OPPORTUNITY LLC	H0056-27	80018934	203.00
300009522	SIMMONS, JAN D	K0001-24	80018942	219.00
000073965	BASSETT, DIANE	K0007-32	80018944	161.50
300198472	CASTEL, ALELANDRA	K0007-37	80018946	153.25
300130250	BLACK, LORETTA	M1509A02	80018952	154.50
300262000	LIVIN OUR DREAMS LLC	O1651B01	80018960	58.25
300002172	POWERS, JULIE S	A0036-27	80019005	169.75
000075022	DIANA TANK	C0021-37	80019021	58.00
300183914	RIECK, LARRY	F0004-18	80019028	169.50
400000734	WEDIG, KENNETH B	F0020-14	80019033	153.25
000078247	JOSE GONZALES	F0022-35	80019037	153.25
000054535	FARRAJ, RAMADAN	G0035-36	80019047	154.50
120236261	MILLER, WALTER J	G0047-10A	80019050	188.00
000076176	LW CAPITAL MANAGEMENT LLC	G0049-20	80019052	161.50
400000905	SIEFERS, JAMES P	I0004A23A	80019061	161.50
300168298	LE, HOA	K0006-40	80019066	58.25
000061940	HART, ALISON E	B0011-33	80019100	205.75
300020095	RECK, WM	C0063-23	80019110	161.50
000016837	DIAZ, GERARDO	F0018-35	80019118	178.00
300205473	MILLER, CHRIS B	F0021-06	80019120	245.00
300253124	BIERMAN, MARK	F0021-11	80019122	158.25
300247980	HANSON, RONALD	F0021-30	80019124	153.25
300238653	AGUSTIN, HERNANDEZ	F0022-12	80019126	169.75
810001866	JESUS PEREZ	F0027-27	80019129	161.50
000058683	DAVIS, AUDREY OLIVIA	F0034-03	80019134	161.50
000073400	SUSAN PEROUTKA	I0004A15	80019140	169.75
000068752	LLTJ	K0018-46	80019147	178.00

000074397	LLC, OHP 184	K0032-49	80019151	66.50
000070956	ANTHONY DIPPEL	R0507-13	80019157	153.00
810002594	MAYLONE WILLIAM	C0046-08	80019181	58.25
300259229	GRACE BROTHERS PROPERTIES	E0020-39	80019185	169.75
810004044	US BANK NATIONAL ASSOCIATION	F0019-49	80019192	74.75
300252876	RIEDESEL, DARRELL	F0043-19	80019195	177.25
300118262	BROWN, W L	G0027-38	80019205	161.50
000015549	HIBBS, MICHAEL A	G0035-11	80019207	153.25
000056721	CAHILL, JAMES T	G0036-18	80019209	270.00
120236261	MILLER, WALTER J	G0047-10A	80019213	186.25
300139187	LOPEZ, J AUGUSTINE	H0054-02	80019220	194.50
000051990	CND PROPERTY MGT LLC	L0012-01	80019226	171.00

Number of Accounts to Levy	47	Total Balance Outstanding:	\$7,479.25
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City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Gary Statz (563) 326-7754
Wards: 2 & 4

Action / Date
5/16/2018

Subject:

Motion approving the plans, specifications and form of contract for the upgrade of traffic signals at the intersection of Central Park Avenue and Hickory Grove Road, CIP #38005. [Wards 2 & 4]

Recommendation:

Adopt the motion.

Relationship to Goals:

Sustainable Infrastructure

Background:

This project involves the replacement of the existing traffic signal poles and signal heads at the intersection of Central Park Avenue and Hickory Grove Road. The left turn arrows on Central Park will still be protected only (left turns allowed on green arrow only), but the turn arrows on Hickory Grove will use flashing yellow arrows to allow left turns after the green left turn arrow phase ends. Plans and specifications were prepared by City of Davenport staff. Construction is expected to begin this summer.

Funding for this project will be from Local Option Sales Tax and the budget is \$75,000.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/9/2018 - 10:29 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 10:29 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:21 AM

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Art Bartleson - 327-5114
Wards: All

Action / Date
5/16/2018

Subject:
Motion to award the lowest responsive and responsible vendors for the provision of street materials for the 2018 construction season. [All Wards]

Recommendation:
Approve the Motion.

Relationship to Goals:
Sustainable Infrastructure.

Background:
An Invitation to Bid was issued on April 2, 2018 and was sent to 269 vendors. On April 20, 2018 the Purchasing Division received and opened ten bids.

The concrete blanket agreements have potential to exceed \$50,000. Currently new pricing has begun for this season. Please see attached bid tabulations. The lowest price vendor is always used first unless they are unable to fulfill the order at the time; then the second lowest vendor is used. This process has been used in the past to ensure materials are accessible to keep crews working on improving streets and other Public Works projects.

Funding for this project is from various departmental accounts. The source of funding is either from Local Sales Tax or Road Use Tax.

ATTACHMENTS:

Type	Description
▢ Backup Material	Bid Tabulation-Award/Backup Information
▢ Backup Material	Bid Tabulation

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/11/2018 - 10:02 AM
Public Works Committee	Lechvar, Gina	Approved	5/11/2018 - 10:02 AM
City Clerk	Admin, Default	Approved	5/11/2018 - 10:37 AM

Event Number	Bid 18-92 Addendum 1	Organization	City of Davenport IA
Event Title	Street Materials - 2018	Workgroup	The City of Davenport, Iowa
Event Description	The City of Davenport is requesting bids for blank	Event Owner	Cindy Whitaker
Event Type	ITB	Email	cwhitaker@ci.davenport.ia.us
Issue Date	4/2/2018 04:53:53 PM (CT)	Phone	(563) 888-2267
Close Date	4/20/2018 10:00:00 AM (CT)	Fax	(563) 888-2079

1	72 Hour Mix - Delivered							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	500	CY	No Bid				
	RiverStone Group, Inc.	500	CY	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	500	CY	No Bid				
	Manatt's, Inc.	500	CY	\$112.30	\$56,150.00	Award		
	Hahn Ready Mix Company	500	CY	\$128.00	\$64,000.00	Backup		
2	72 Hour Mix - City Truck							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	500	CY	No Bid				
	RiverStone Group, Inc.	500	CY	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	500	CY	No Bid				
	Manatt's, Inc.	500	CY	\$93.22	\$46,610.00	Award		
	Hahn Ready Mix Company	500	CY	\$104.00	\$52,000.00	Backup		
3	24 Hour Mix - Delivered							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	100	CY	No Bid				
	RiverStone Group, Inc.	100	CY	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	100	CY	No Bid				
	Manatt's, Inc.	100	CY	\$136.50	\$13,650.00	Award		
	Hahn Ready Mix Company	100	CY	\$139.00	\$13,900.00	Backup		
4	24 Hour Mix - City Truck							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	100	CY	No Bid				
	RiverStone Group, Inc.	100	CY	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	100	CY	No Bid				
	Manatt's, Inc.	100	CY	\$104.75	\$10,475.00	Award		
	Hahn Ready Mix Company	100	CY	\$113.00	\$11,300.00	Backup		
5	Bulk Portland - by City Truck							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	150	TONS	No Bid				
	RiverStone Group, Inc.	150	TONS	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	150	TONS	No Bid				
	Hahn Ready Mix Company	150	TONS	\$170.00	\$25,500.00	Only Available from Eldridge Plz	Award	
	Manatt's, Inc.	150	TONS	\$176.00	\$26,400.00		Backup	
6	Flowable "B" - Delivered							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	50	CY	No Bid				
	RiverStone Group, Inc.	50	CY	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	50	CY	No Bid				
	Manatt's, Inc.	50	CY	\$81.50	\$4,075.00	Award		
	Hahn Ready Mix Company	50	CY	\$92.00	\$4,600.00	Backup		
7	Flowable "B" - City Truck							

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	50	CY	No Bid				
RiverStone Group, Inc.	50	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	50	CY	No Bid				
Manatt's, Inc.	50	CY	\$68.00	\$3,400.00	Award		
Hahn Ready Mix Company	50	CY	\$79.00	\$3,950.00	Backup		

8	Flowable "D" - Delivered						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	50	CY	No Bid				
RiverStone Group, Inc.	50	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	50	CY	No Bid				
Manatt's, Inc.	50	CY	\$86.50	\$4,325.00	Award		
Hahn Ready Mix Company	50	CY	\$98.00	\$4,900.00	Backup		

9	Flowable "D" - City Truck						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	50	CY	No Bid				
RiverStone Group, Inc.	50	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	50	CY	No Bid				
Manatt's, Inc.	50	CY	\$74.00	\$3,700.00	Award		
Hahn Ready Mix Company	50	CY	\$85.00	\$4,250.00	Backup		

10	Winter Additive - 1/2%						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1	CY	No Bid				
RiverStone Group, Inc.	1	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1	CY	No Bid				
Manatt's, Inc.	1	CY	\$2.50	\$2.50	Award		
Hahn Ready Mix Company	1	CY	\$2.50	\$2.50	Award		

11	Winter Additive - 1%						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1	CY	No Bid				
RiverStone Group, Inc.	1	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1	CY	No Bid				
Manatt's, Inc.	1	CY	\$5.00	\$5.00	Award		
Hahn Ready Mix Company	1	CY	\$5.00	\$5.00	Award		

12	Winter Additive - 2%						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1	CY	No Bid				
RiverStone Group, Inc.	1	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1	CY	No Bid				
Manatt's, Inc.	1	CY	\$10.00	\$10.00	Award		
Hahn Ready Mix Company	1	CY	\$10.00	\$10.00	Award		

13	Winter Service						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1	CY	No Bid				
RiverStone Group, Inc.	1	CY	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1	CY	No Bid				
Manatt's, Inc.	1	CY	\$6.00	\$6.00	Award		
Hahn Ready Mix Company	1	CY	\$6.00	\$6.00	Award		

14	State approved sand for the Asphalt plant, Iowa gradation 1 or Illinois FM1a. It should be as free from mud and clay as possible to provide the best mix.	State whether Iowa gradation 1 or Illinois FM1a
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Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	1000	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1000	TON	No Bid				
Valley Construction Company	1000	TON	No Bid				
RiverStone Group, Inc.	1000	TON	\$11.75	\$11,750.00	FM1A Moline Yard = \$11.75/Ton	Award	

FM1A Moline Yard = \$11.75/Ton, GR1 Bettendorf Sand Terminal & Moline Yard = \$ 13.75/Ton

15 Fill sand for filling sandbags, comparable to Iowa DOT gradation 35 or 36, and/or bank/river sand

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	2000	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	2000	TON	No Bid				
RiverStone Group, Inc.	2000	TON	\$6.50	\$13,000.00	FA6 Cordova Sand Yard = \$6.50	Award	
Hahn Ready Mix Company	2000	TON	\$10.00	\$20,000.00		Backup	

16 ½" chips - Class 3 or 3i Durability - Illinois DOT Gradation CA-13

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	500	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	500	TON	No Bid				
Valley Construction Company	500	TON	No Bid				
RiverStone Group, Inc.	500	TON	\$13.75	\$6,875.00	CM13 Allied Quarry	Award	

17 3/8" Chips - limestone chips are to be washed, with a Class 3 or 3i Durability rating and shall conform to Iowa DOT Specifications 4131, Gradation Number 29

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	1000	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1000	TON	No Bid				
Valley Construction Company	1000	TON	No Bid				
RiverStone Group, Inc.	1000	TON	\$13.75	\$13,750.00	GR29 McCausland Quarry, LeCl	Award	

18 3/4" Down - stone shall conform to Iowa DOT Specifications Section 4120.04 Class A Crushed Stone, Gradation Number 11

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	5000	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	5000	TON	No Bid				
Valley Construction Company	5000	TON	No Bid				
RiverStone Group, Inc.	5000	TON	\$9.50	\$47,500.00	GR11 McCausland Quarry, LeCl	Award	

19 Special Backfill - 1" concrete aggregate, washed, Gradation 4

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	200	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	200	TON	No Bid				
Valley Construction Company	200	TON	No Bid				
RiverStone Group, Inc.	200	TON	\$12.65	\$2,530.00	GR3 McCausland Quarry, LeCl	Award	

20 Special Backfill - 1-1/2" down, Gradation 30

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	2000	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	2000	TON	No Bid				
Valley Construction Company	2000	TON	No Bid				
RiverStone Group, Inc.	2000	TON	\$9.05	\$18,100.00	GR30 McCausland Quarry, LeCl	Award	

21 Special Backfill - 2" down

Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Hahn Ready Mix Company	200	TON	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	200	TON	No Bid				
Valley Construction Company	200	TON	No Bid				
RiverStone Group, Inc.	200	TON	\$9.05	\$1,810.00	CM2D Cleveland Quarry, Midw	Award	

22	Special Backfill - 2" Macadam							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Hahn Ready Mix Company	2000	TON	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply)	2000	TON	No Bid				
	Valley Construction Company	2000	TON	No Bid				
	RiverStone Group, Inc.	2000	TON	\$12.50	\$25,000.00	GR13 McCausland Quarry, LeCl	Award	
23	Special Backfill - 3" down							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Hahn Ready Mix Company	200	TON	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply)	200	TON	No Bid				
	Valley Construction Company	200	TON	No Bid				
	RiverStone Group, Inc.	200	TON	\$9.05	\$1,810.00	CTYMAC 4" down MCCausland	Award	
24	Special Backfill - 6" down							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Hahn Ready Mix Company	200	TON	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply)	200	TON	No Bid				
	Valley Construction Company	200	TON	No Bid				
	RiverStone Group, Inc.	200	TON	\$8.70	\$1,740.00	CR (Crusher Run) Midway Quar	Award	
25	Lime Screenings							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Hahn Ready Mix Company	250	Tons	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply)	250	Tons	No Bid				
	Valley Construction Company	250	Tons	No Bid				
	RiverStone Group, Inc.	250	Tons	\$1.00	\$250.00	SCR (Screenings) McCausland Q	Award	
26	Class A Rip Rap - RR4-150 lbs - 6" to 10" variety							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Hahn Ready Mix Company	500	TON	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply)	500	TON	No Bid				
	Valley Construction Company	500	TON	No Bid				
	RiverStone Group, Inc.	500	TON	\$20.50	\$10,250.00	Midway Quarry, Allied Quarry	Award	
27	Class A Rip Rap - RR5-400 lbs - 6" to 10" variety							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Hahn Ready Mix Company	200	TON	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply)	200	TON	No Bid				
	Valley Construction Company	200	TON	No Bid				
	RiverStone Group, Inc.	200	TON	\$20.50	\$4,100.00	Midway Quarry, Allied Quarry	Award	
28	4" asphalt impregnated fiber							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	HD Supply Whitecap Construction Supply (HD Supply)	1000	LF	No Bid				
	RiverStone Group, Inc.	1000	LF	No Bid				
	Valley Construction Company	1000	LF	No Bid				
	Hahn Ready Mix Company	1000	LF	No Bid				
	Gierke Robinson Company, inc.	1000	LF	\$0.18	\$180.00	Award		
	Logan Contractors Supply	1000	LF	\$0.19	\$190.00	Backup		
29	6"x1/2" asphalt impregnated fiber							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	HD Supply Whitecap Construction Supply (HD Supply)	1000	LF	No Bid				
	RiverStone Group, Inc.	1000	LF	No Bid				
	Valley Construction Company	1000	LF	No Bid				

Hahn Ready Mix Company	1000	LF	No Bid				
Gierke Robinson Company, inc.	1000	LF	\$0.27	\$270.00	Award		
Logan Contractors Supply	1000	LF	\$0.29	\$290.00	Backup		

30	Concrete Block - 3' x 3' LEGO type						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1	EA	No Bid				
RiverStone Group, Inc.	1	EA	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1	EA	No Bid				
Hahn Ready Mix Company	1	EA	No Bid			Award	
Manatt's, Inc.	1	EA	\$150.00	\$150.00	Block is approx. 3'x3'x6'	Backup	

31	Concrete Block - Full Size LEGO blocks						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
RiverStone Group, Inc.	100	EA	No Bid				
Valley Construction Company	100	EA	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	100	EA	No Bid				
Hahn Ready Mix Company	100	EA	\$120.00	\$12,000.00		Award	

32	Concrete Block - 1/2 size LEGO blocks						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
RiverStone Group, Inc.	1	EA	No Bid				
Valley Construction Company	1	EA	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1	EA	No Bid				
Hahn Ready Mix Company	1	EA	\$100.00	\$100.00		Award	

33	Concrete Sealer - 55 Gallon Drums						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
HD Supply Whitecap Construction Supply (HD Supply	225	GAL	No Bid				
RiverStone Group, Inc.	225	GAL	No Bid				
Valley Construction Company	225	GAL	No Bid				
Hahn Ready Mix Company	225	GAL	No Bid				
Logan Contractors Supply	225	GAL	\$3.25	\$731.25		Award	
Gierke Robinson Company, inc.	225	GAL	\$3.67	\$825.75	Dayton J8 55 gal drums cost per	Backup	

34	Narrow Keyway without legs (7" thick paving) is 1000 LF (approximately 10' sections) They shall be sized to accept #4 Double Bend Deformed Bars						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	500	LF	No Bid				
RiverStone Group, Inc.	500	LF	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	500	LF	No Bid				
Hahn Ready Mix Company	500	LF	No Bid				
Logan Contractors Supply	500	LF	\$0.33	\$165.00		Award	

35	4x30 Double Bend Epoxy Coated "L" Bars						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1000	EA	No Bid				
RiverStone Group, Inc.	1000	EA	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1000	EA	No Bid				
Hahn Ready Mix Company	1000	EA	No Bid				
Logan Contractors Supply	1000	EA	\$1.45	\$1,450.00		Award	

36	6 x 24" Epoxy Coated Deformed Rebar						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
Valley Construction Company	1000	EA	No Bid				
RiverStone Group, Inc.	1000	EA	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1000	EA	No Bid				

Hahn Ready Mix Company	1000	EA	No Bid				
Logan Contractors Supply	1000	EA	\$1.86	\$1,860.00		Award	

37	6 x 18" Epoxy Coated Smooth Dowel Pins						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
HD Supply Whitecap Construction Supply (HD Supply	500	EA	No Bid				
RiverStone Group, Inc.	500	EA	No Bid				
Valley Construction Company	500	EA	No Bid				
Hahn Ready Mix Company	500	EA	No Bid				
Logan Contractors Supply	500	EA	\$1.44	\$720.00		Award	
Gierke Robinson Company, inc.	500	EA	\$1.48	\$740.00		Backup	

38	10 x 18" Epoxy Coated Smooth Dowel Pins						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
HD Supply Whitecap Construction Supply (HD Supply	200	EA	No Bid				
RiverStone Group, Inc.	200	EA	No Bid				
Valley Construction Company	200	EA	No Bid				
Hahn Ready Mix Company	200	EA	No Bid				
Logan Contractors Supply	200	EA	\$3.55	\$710.00		Award	
Gierke Robinson Company, inc.	200	EA	\$3.64	\$728.00		Backup	

39	#4 Rebar not to exceed 10' in length, epoxy coated						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
RiverStone Group, Inc.	1000	LB	No Bid				
Valley Construction Company	1000	LB	No Bid				
Gierke Robinson Company, inc.	1000	LB	No Bid				
HD Supply Whitecap Construction Supply (HD Supply	1000	LB	No Bid				
Hahn Ready Mix Company	1000	LB	No Bid				
Logan Contractors Supply	1000	LB	\$0.63	\$630.00		Award	

40	Handicap Ramp Panels						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
RiverStone Group, Inc.	20	EA	No Bid				
Valley Construction Company	20	EA	No Bid				
Hahn Ready Mix Company	20	EA	No Bid				
Logan Contractors Supply	20	EA	\$96.00	\$1,920.00		Award	
Gierke Robinson Company, inc.	20	EA	\$109.00	\$2,180.00		Backup	
HD Supply Whitecap Construction Supply (HD Supply	20	EA	\$109.64	\$2,192.80			

41	Wood Stakes - 2'x2'x24" Pine Stakes						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
HD Supply Whitecap Construction Supply (HD Supply	4000	EA	No Bid				
RiverStone Group, Inc.	4000	EA	No Bid				
Valley Construction Company	4000	EA	No Bid				
Hahn Ready Mix Company	4000	EA	No Bid				
Logan Contractors Supply	4000	EA	\$0.46	\$1,840.00		Award	
Gierke Robinson Company, inc.	4000	EA	\$0.52	\$2,080.00		Backup	

42	Wood Stakes - 2'x2'x36" Pine Stakes						
Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
HD Supply Whitecap Construction Supply (HD Supply	2000	EA	No Bid				
RiverStone Group, Inc.	2000	EA	No Bid				
Valley Construction Company	2000	EA	No Bid				
Hahn Ready Mix Company	2000	EA	No Bid				
Logan Contractors Supply	2000	EA	\$0.80	\$1,600.00		Award	
Gierke Robinson Company, inc.	2000	EA	\$0.83	\$1,660.00		Backup	

43	Crafco Crack Sealant 34221- no alternates							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	50000	LB	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	50000	LB	No Bid				
	RiverStone Group, Inc.	50000	LB	No Bid				
	Hahn Ready Mix Company	50000	LB	No Bid				
	Midstates Equipment & Supply	50000	LB	\$0.45	\$22,500.00	These are semi load prices and	Award	
	Logan Contractors Supply	50000	LB	\$0.49	\$24,500.00		Backup	
	Gierke Robinson Company, inc.	50000	LB	\$0.51	\$25,500.00	Right Pointe D3405 State		

44	Cold Mix Asphalt (for winter use) must be UPM mix or equivalent							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	HD Supply Whitecap Construction Supply (HD Supply	350	TON	No Bid				
	RiverStone Group, Inc.	350	TON	No Bid				
	Hahn Ready Mix Company	350	TON	No Bid				
	Valley Construction Company	350	TON	\$97.40	\$34,090.00		Award	
	General Asphalt Construction Company	350	TON	\$114.95	\$40,232.50	This price will be honored till Dec	Backup	
	Tri City Blacktop Inc.	350	TON	\$118.00	\$41,300.00			

45	Portland Cement Type 1 - 92 to 94 lb. bags, and to meet ASTM-150 Standards							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	700	EA BAG	No Bid				
	Hahn Ready Mix Company	700	EA BAG	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	700	EA BAG	No Bid				
	RiverStone Group, Inc.	700	EA BAG	No Bid				

46	Bara-Kade Bentonite - Sodium Bentonite must be compatible with cement and other construction additives - 50 lb. bags							
	Supplier	QTY	UOM	Unit Price	Extended	Supplier Notes	Manufacturer	Manuf Num
	Valley Construction Company	150	EACH	No Bid				
	Hahn Ready Mix Company	150	EACH	No Bid				
	HD Supply Whitecap Construction Supply (HD Supply	150	EACH	No Bid				
	RiverStone Group, Inc.	150	EACH	No Bid				

CITY OF DAVENPORT, IOWA
REQUEST FOR BID TABULATION

DESCRIPTION: STREET MATERIALS - 2018

BID NUMBER: 18-92

OPENING DATE: APRIL 20, 2018

RECOMMENDATION: AWARD THE BLANKET CONTRACT TO ALL RESPONSIVE
AND RESPONSIBLE BIDDERS; STARTING WITH LOW
BIDDER THEN THE SECOND LOW BIDDER

<u>VENDOR NAME</u>	<u>LOCATION</u>
GENERAL ASPHALT CONSTRUCTION CO.	DAVENPORT, IA
GIERKE ROBINSON COMPANY, INC.	DAVENPORT, IA
HAHN READY MIX COMPANY	DAVENPORT, IA
HD SUPPLY CONSTRUCION SUPPLY LTD	DAVENPORT, IA
LOGAN CONTRACTORS SUPPLY	BETTENDORF, IA
MANATT'S INC.	DAVENPORT, IA
MIDSTATES EQUIPMENT SUPPLY	MOUNTAIN LAKE, MN
RIVERSTONE GROUP, INC.	MOLINE, IL
TRI-CITY BLACKTOP, INC.	BETTENDORF, IA
VALLEY CONSTRUCTION COMPANY	ROCK ISLAND, IL

Prepared By Cindy Whitaker
Purchasing

Approved By Nicole Gleason 5/11/18
Department Director

Approved By BW
Budget/CIP

Approved By BW
Finance Director

City of Davenport

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

Action / Date
4/18/2018

Subject:
Second Consideration: Ordinance amending various sections in Chapter 2.86 entitled
“Administrative Hearing Procedures.” [All Wards]

Recommendation:
Approve the ordinance.

Relationship to Goals:
High Performing Government

Background:
Changes to the appeals process will provide opportunity for indigent individuals to request an appeal hearing fee waiver by allowing them to submit proof of inability to pay the hearing fee. Inability to pay is based on 125% of the federal poverty level, which, for a single person in 2018, is \$15,175 per year. Further, citizens will be given an opportunity to request a hearing with a city representative at no cost.

ATTACHMENTS:

Type	Description
▣ Cover Memo	ORD Admin Appeal Process

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Admin, Default	Approved	5/4/2018 - 5:32 PM

ORDINANCE NO.

AN ORDINANCE AMENDING TITLE 2 ENTITLED “ADMINISTRATION AND PERSONNEL” BY AMENDING AND ADDING VARIOUS SECTIONS THERETO OF THE MUNICIPAL CODE OF DAVENPORT, IOWA.

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

SECTION 1. That Section 2.86.020 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.86.020 Procedure to initiate an administrative hearing.

A. Any person who has received notice from any authorized department of the city may have an administrative appeal before a hearing officer to determine whether the evidence presented establishes the validity of the code violation alleged in the notice, whether the costs or fees imposed should be upheld or reduced, whether a nuisance exists, or similar adjudicatory findings. Such written request shall be submitted to the City of Davenport legal department within fourteen days or as otherwise provided in the notice from the date of service of the notice and order or notice of violation. The written request shall state the name and address of the person requesting the hearing to which all further notices shall be mailed or served and shall state the basis for the appeal.

B. The person requesting an appeal may have their appeal heard at an external adjudication hearing or at a city representative adjudication hearing. The fee for an external adjudication hearing is \$100 (one hundred dollars) and must be paid at the time of filing the written request for an appeal. No fee shall be collected for a city representative adjudication hearing, but the right to a later external adjudication hearing on the same matter is waived.

C. Any authorized department of the city may initiate an external adjudication hearing by forwarding a copy of a notice of violation, notice and order or notice of hearing, which has been properly served, to the city clerk. Initiation of an administrative hearing in this manner shall not require an administrative hearing fee to be paid at the time of the request.

D. Failure to request a hearing within fourteen days from the date of the mailing of the notice and order, notice of violation, notice of costs or billing for costs shall be deemed to constitute waiver of the right to a hearing and it will be thereafter judged that the allegation(s) contained in the notice and order or similar notice shall be considered to be factually true, and binding and enforceable upon all parties henceforth.

SECTION 2. That Section 2.86.025 of the Municipal Code of Davenport, Iowa, is created and the same is hereby amended to read as follows:

2.86.025 Administrative hearing fee waiver.

A. A person may request and receive waiver of the administrative hearing fee established in 2.86.020A if the person has an income level at or below one hundred twenty-five percent of the United States poverty level as defined by the most recently revised poverty income guidelines published by the United States Department of Health and Human Services.

B. A determination of whether a person is granted a waiver of administrative hearing fee shall be made on the basis of an affidavit of financial status and supporting documentation submitted at the time of the person's request for the hearing. The affidavit shall be signed under the penalty of perjury and shall contain sufficient information and be attached with sufficient supporting documentation to allow the determination to be made of whether the person should be granted a waiver of administrative hearing fee. Sufficiency shall be determined in the sole discretion of the reviewing party. For purposes of the determination of income, a person's spouse's income shall be included in the calculation.

C. If the person is entitled to an appeal based on their ownership rights in a particular piece of property, the person must provide proof of ownership. Any other person with an ownership interest shall also comply with the requirements of this section.

D. In making the determination of a person's ability to pay for the administrative hearing fee, the person's income is considered and the reviewing party may also consider the availability of any assets subject to execution, including but not limited to cash, personal property, stocks, bonds, real property, and any other property which may be applied to the satisfaction of judgments and the seriousness of the charge or nature of the case.

E. The determination of the waiver of administrative hearing fee should be in writing sent to the person requesting such waiver by regular mail, hand delivery, or as mutually agreed upon in advance within ten days after the request is received.

F. If the hearing fee waiver is denied, the time period within which the person may request an administrative hearing shall be the time period set forth in 2.86.020A or ten days from the date the notice of denial was sent, whichever is later.

G. The External Hearing Officer may apply the hearing fee to the appellant if the appellant is unsuccessful in their appeal and may apply the costs to the appellant if the appellant defaults as defined in 2.86.050.

SECTION 3. That Section 2.86.030 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.86.030 Scheduling the hearing.

A. The hearing should be held as soon as practicable, striving to set the hearing within the timeframe encompassing five days after the date of the request for hearing and sixty days after the date of the request for hearing. The person requesting the hearing should be notified in writing of the date and place of the hearing at least three days in advance thereof. Notice of the date and place of the hearing shall be mailed to the person requesting the hearing by first class mail to the address provided on the request to appeal or as mutually agreed upon in advance.

B. In an emergency situation or in a situation involving the impoundment of an animal or a vehicle, the hearing shall be scheduled as soon as practicable without being subject to the minimum five day scheduling limitations imposed by the prior section. For purposes of this section, "emergency situation" means any situation that could reasonably constitute a threat to the public health, safety or welfare.

SECTION 4. That Section 2.86.035 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.86.035 Notice.

A. Before any administrative hearing may be conducted as provided for in this chapter, the parties shall be afforded notice as provided for in this section or in 2.86.030.

B. Unless otherwise provided by a specific provision of the code, the authorized department issuing a notice and order or notice of violation shall specify therein the following information:

1. The name of the department and the name of the enforcement officer from said department involved in the enforcement action for which the notice was sent;
2. The name and address of the person charged with the violation;
3. The date, time, and place of the violation;
4. The section(s) of the code which are alleged to be violated;
5. A statement that the recipient of the notice may request a hearing by submitting a written request for administrative appeal hearing to the city clerk within fourteen days of the date of the mailing of the notice or as otherwise provided in the notice.

C. In the event the city abated a nuisance or removed solid waste, abandoned or other similarly offensive or dangerous property due to an emergency situation, a notice shall be given of the right to a hearing regarding the necessity of the emergency abatement and/or the costs incurred in resolving the emergency situation. Such notice shall contain the following information:

1. A description, to the extent possible, of the conditions which constituted the nuisance or emergency situation;
2. A description of the location of the nuisance or emergency situation;
3. A statement that the city entered onto said real estate or public right-of-way and caused the nuisance or emergency situation to be abated by the removal of it or by other remedial act, and that the costs of the removal or remediation will be assessed against the real estate from which the removal or remediation occurred or against the real estate abutting the public right-of-way where the nuisance or emergency situation existed, for collection in the same manner as a property tax or as a personal judgment.
4. An itemization of the costs incurred in the removal or remediation;
5. That the person notified or the person's duly authorized agent may file a written request for hearing as set forth in this chapter.
6. That failure to request a hearing within fourteen days of the mailing of the notice or within the time frame as otherwise stated in the notice shall be considered a waiver of the right to a hearing and it will be thereafter conclusively presumed that the nuisance existed and the costs incurred by the city are valid and will be assessed against the property or abutting property without further notice.

D. Unless otherwise provided, whenever a notice of abatement or notice and order to correct a violation is required to be given under the municipal code the notice shall be served by one of the following methods: (1) by personal service, (2) by certified mail, postage prepaid, return receipt requested, or (3) as mutually agreed upon in advance. Notice shall be mailed to the last known address of the person to be notified according to the records of the city of Davenport. If the notice concerns real property, the notice shall be mailed to the last address shown on the Scott County Treasurer's records. If service cannot be made by personal service or mailing, service may be made by posting the notice conspicuously on or in front of the property. For posting to be

effective the enforcement department must be able to demonstrate three failed attempts to effect service by personal service within the three days for an emergency or fifteen days for a nonemergency case.

E. Posting notice or duplicate service by regular mail shall be deemed effective on the third day after posting or mailing; service by certified mail shall be deemed effective as of the date of the signed receipt. Personal service is effective on the date of service.

F. The failure of any party or person with an interest in the property or proceeding to acknowledge notice that has been duly served, sent or posted in accordance with this section shall not affect the validity of any proceedings taken under this chapter.

G. Proof of service of any notice required may be made by certificate or affidavit of an officer or employee of the city or by affidavit of any person over the age of eighteen (18) years. The proof of service shall show that service was done in conformity with this code or Iowa Court rules for service of process.

SECTION 5. That Section 2.86.040 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.86.040 Notice of hearing.

- A. The notice of hearing shall contain, but not be limited to, the following information:
 - 1. The date, time and location of the adjudication hearing.
 - 2. The consequence for failing to appear at the hearing.
 - 3. The remedy sought by the city at the hearing.
- B. Nonemergency. Service of notice of hearing shall be as provided in the previous section.
- C. Emergency. For any matter that poses an immediate threat of danger to the health, safety or general welfare of persons or persons within the city one (1) copy of the notice of hearing shall be posted at the property address of the violation and one (1) copy shall be mailed as provided in the previous section; or one (1) copy of the notice may be personally served.

SECTION 6. That Subsection 2.86.045A of the Municipal Code of Davenport, Iowa, be created and the same is hereby amended to read as follows:

2.86.045 Administrative adjudication hearing procedures.

- A. Where the person requesting an appeal has requested an external adjudication hearing, the hearing officer shall be an attorney who has been licensed to practice law for at least five years and who is licensed to practice law in the state of Iowa and in good standing; or an attorney who was licensed to practice law in the state of Iowa but has recently retired as a member in good standing; or a judge recently retired from the judicial branch of the state of Iowa in good standing. Where the person requesting an appeal has requested a city representative adjudication hearing, the hearing officer shall be the city administrator or their designee. The appellant that may be affected by the decision rendered at the conclusion of the hearing shall be allowed to select the administrative hearing officer from a list of possible administrative hearing officers. If the person or entity elects not to select the administrative hearing officer from the list or if a hearing is

requested pursuant to 2.86.020C, the hearing officer who shall preside over the hearing shall be the hearing officer on the list who has not heard an appeal for the longest length of time and who is otherwise available within the scheduling limitations established by this chapter. No hearing officer shall preside over any hearing for which the hearing officer has a conflict of interest.

SECTION 7. That Section 2.86.050 of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.86.050 Default and effect on fee waiver.

If at the time set for hearing the appellant, or his or her attorney of record in the absence of the appellant, fails to appear, the administrative hearing officer may find the appellant in default and proceed with the hearing and accept evidence relevant to the matter and conclude with a finding, decision and order. A copy of a default order shall be served in any manner permitted in Section 2.86.030.

An appellant who is found to be in default may petition the administrative hearing officer to set aside an order entered by default and request that the administrative hearing officer set a new hearing date. Such request shall only be granted upon the appellant's presentation of information sufficient to establish good cause for the appellant's failure to appear at the time of the hearing. Good cause is a sound, effective and truthful reason; it is something more than an excuse, a plea or apology; something beyond the appellant's control. Omission of proper attention, disregard, indifference, negligence shall not constitute good cause. Failure to effect service of notice of a hearing on an appellant who has moved without notifying the administrative hearing officer of the change of address does not constitute good cause upon which a default order may be set aside. Such petition must be filed within ten days after the date of the issuance of the order of default unless the administrative hearing officer determines that the appellant's failure to appear at the hearing was because the appellant was not provided with proper service of notice of said hearing. A person will not be entitled to a waiver of an administrative hearing fee if they have been found in default at administrative hearings two or more times in the past when the person has received a waiver of fee for those two hearings at which they defaulted.

SECTION 8. That Subsection 2.86.060A of the Municipal Code of Davenport, Iowa, be and the same is hereby amended to read as follows:

2.86.060 Violation of administrative hearing decision.

A. A person violates this chapter if he or she knowingly failed to comply with an order issued by an administrative hearing officer under this chapter which has become a final order by law.

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 _____

Frank Klipsch

Mayor

Attest: _____

Jackie Holecek, MMC

Deputy City Clerk

Published in the *Quad City Times* on _____

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Brandon Wright 326-7750
Wards: All

Action / Date
5/16/2018

Subject:
Resolution amending the FY 2018 Operating and Capital Improvement Budgets. [All Wards]

Recommendation:
Adopt the resolution.

Relationship to Goals:
Fiscal Vitality
High Performing Government

Background:
The Operating Budget is amended to incorporate new programs, changes in revenue estimates, budget grant funding, and transfer funding between programs. It is necessary to update the budget to include previously unanticipated revenue increases and decreases, cost increases, and the redistribution of funds.

The Capital Budget is amended to close our completed projects, fund over-expenditures in capital projects, and transfer balances between projects.

The required public hearing was held on Wednesday, May 16, 2018.

The budget amendment detail is attached.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Budget Amendment Resolution
▣ Backup Material	Budget Amendment Detail

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Watson-Arnould, Kathe	Approved	5/10/2018 - 9:32 AM
Finance Committee	Watson-Arnould, Kathe	Approved	5/10/2018 - 9:33 AM
City Clerk	Admin, Default	Approved	5/10/2018 - 10:28 AM

Resolution No. _____

Resolution offered by Alderman Tompkins:

RESOLVED by the City Council of the City of Davenport.

RESOLUTION amending the FY 2018 Operating and Capital Improvement Budgets.

WHEREAS, it is necessary to amend the Operating Budget to incorporate new programs, changes in revenue estimates, budget grant funding, and transfer funding between programs; and

WHEREAS, it is necessary to update the budget to include previously unanticipated revenue increases and decreases, cost increases, and the redistribution of funds; and

WHEREAS, it is necessary to amend the Capital Budget to close out completed projects, fund over-expenditures in capital projects, and transfer balances between projects;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the FY 2018 Operating and Capital Improvement Budgets are hereby amended.

Approved:

Attest:

Frank J. Klipsch, Mayor

Jackie E. Holecek, City Clerk

**NOTICE OF PUBLIC HEARING
AMENDMENT OF FY2017-2018 CITY BUDGET**

Form 653.C1

The City Council of Davenport in SCOTT County, Iowa
will meet at 226 West Fourth Street (City Hall)
at 5:30 PM on 5/16/2018
(hour) (Date)

,for the purpose of amending the current budget of the city for the fiscal year ending June 30, 2018
(year)

by changing estimates of revenue and expenditure appropriations in the following programs for the reasons given. Additional detail is available at the city clerk's office showing revenues and expenditures by fund type and by activity.

		Total Budget as certified or last amended	Current Amendment	Total Budget after Current Amendment
Revenues & Other Financing Sources				
Taxes Levied on Property	1	67,053,721	0	67,053,721
Less: Uncollected Property Taxes-Levy Year	2	0	0	0
Net Current Property Taxes	3	67,053,721	0	67,053,721
Delinquent Property Taxes	4	0	0	0
TIF Revenues	5	7,030,465	0	7,030,465
Other City Taxes	6	24,175,441	134,800	24,310,241
Licenses & Permits	7	1,775,900	-3,700	1,772,200
Use of Money and Property	8	1,183,470	53,000	1,236,470
Intergovernmental	9	32,950,206	32,949,992	65,900,198
Charges for Services	10	65,349,508	469,696	65,819,204
Special Assessments	11	32,500	0	32,500
Miscellaneous	12	6,607,249	5,023,034	11,630,283
Other Financing Sources	13	25,274,068	12,044,932	37,319,000
Transfers In	14	45,362,581	9,819,866	55,182,447
Total Revenues and Other Sources	15	276,795,109	60,491,620	337,286,729
Expenditures & Other Financing Uses				
Public Safety	16	44,406,490	561,032	44,967,522
Public Works	17	19,196,560	4,166	19,200,726
Health and Social Services	18	0	0	0
Culture and Recreation	19	12,302,014	965,550	13,267,564
Community and Economic Development	20	14,081,426	5,415,048	19,496,474
General Government	21	10,599,520	144,084	10,743,604
Debt Service	22	22,597,374	18,841,668	41,439,042
Capital Projects	23	39,354,213	45,666,287	85,020,500
Total Government Activities Expenditures	24	162,537,597	71,597,835	234,135,432
Business Type / Enterprises	25	69,411,413	11,911,763	81,323,176
Total Gov Activities & Business Expenditures	26	231,949,010	83,509,598	315,458,608
Transfers Out	27	45,362,581	9,819,866	55,182,447
Total Expenditures/Transfers Out	28	277,311,591	93,329,464	370,641,055
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out for Fiscal Year	29	-516,482	-32,837,844	-33,354,326
Beginning Fund Balance July 1	30	118,347,236	13,405,398	131,752,634
Ending Fund Balance June 30	31	117,830,754	-19,432,446	98,398,308

Explanation of increases or decreases in revenue estimates, appropriations, or available cash:

The City of Davenport's FY 2018 Budget Amendment includes increases for new grant awards, rolled over capital projects, higher than expected costs for health insurance claims, rolled over forfeiture and seizure funds, and other miscellaneous operational items.

There will be no increase in tax levies to be paid in the current fiscal year named above. Any increase in expenditures set out above will be met from the increased non-property tax revenues and cash balances not budgeted or considered in this current budget. This will provide for a balanced budget.

Brandon Wright, Finance Director
City Clerk/Finance Officer



Budget Amendment Summary FY 2018 Budget

Overview

During the month of May of each year, the City is required to amend its budget and submit it to the Iowa Department of Management. The purpose of the budget amendment is to incorporate new programs, budget changes to revenue estimates, budget grants, transfer funds between programs, close out completed capital projects, move unspent bonded financing sources forward to the current year, and adopt full-time personnel changes. Highlights of the FY 2018 Budget Amendment are provided below.

Modifications to the Budget Plan

- Increased employee health fund by \$1.2M due to a higher than expected level of health claims.
- Increased the road use tax fund budget by \$60,000 for land survey work omitted from the original budget.
- Increased the local sales tax fund budget by \$29,338 related to land acquisition and demolition costs.
- Increased the capital project fund by \$10,782,271 for improvements at the Eastern Iowa Industrial Center related to the Sterilite development.
- Increased the local sales tax fund by \$400,000 for the purchase of a fire engine.

Grants & Rollover Items

Revenues

- Increased the intergovernmental revenue line by \$32,949,992 primarily because of capital project funding (\$26,358,903) and special revenue funds (\$4,758,577):
 - o Special Revenue Funds – CDBG rollover, CDBG for 5th street, HSMED grant, SSMID funds, etc.
 - o Capital Projects – Several larger projects from previous fiscal years still have significant grant money attached (Transload Rail, Veteran's Memorial Park, Transit projects, etc.)
- Increased the miscellaneous revenue line by \$5,023,034 primarily because of CIP projects (\$4,846,614), including the WPCP plant optimization project (\$1,320,418).

Public Safety

- Increased budget by \$561,032 primarily because of rolling forward forfeiture and seizure funds (\$479,365).

Culture & Recreation

- Increased budget by \$965,550, primarily due to the receipt of the AmeriCorps grant (\$516,380) providing a total of 30 FTEs.

Community Planning & Economic Development

- Increased budget by \$5,415,048.
- The city received CDBG funds on behalf of the developer of 5th street that necessitates funding to roll forward in the amount of \$3,686,082.
- The budget increase included a CDBG grant roll amount of \$476,048, a Community Growth Fund grant roll amount of \$482,452, and a SSMID roll amount of \$824,366.

Debt Service

- Increased the debt service budget by \$18,841,668 due to refunding proceeds and payments.
- The increase included true-ups for actual debt payment amounts.

Capital Projects

- Increased the capital projects budget by \$45,666,287.
- Brought forward \$3,526,797 from FY 2017 CIP projects.

FY 2018

OPERATING BUDGET AMENDMENT

Description	Fund	FTE Inc/(Dec)	Amendment Amount	Offsetting Revenue	Fund Balance Increase/ (Decrease)
<u>Rollover Items</u>					
Community Planning & Economic Development					
NSP Grant	NSP		298,223	298,223	-
Community Growth Fund	CGF		482,452	482,452	-
CDBG Roll to Actual	CDBG		476,048	476,048	-
SSMIDS	SSMID Funds		824,366	824,366	-
HSMED	HSMED		312,050	312,050	-
CDBG - 5th St	CDBGDR2		3,686,082	3,686,082	-
CLG Match	General		15,614	15,614	-
Civil Rights					
Fair Housing Partnership Grant	Fair Housing		11,670	11,670	-
Fire Department					
Fire Safety	General		757	757	-
Information Technology					
MDC Replacement Budget	Info. Technology		275,441	275,441	-
Library Department					
Enrich Iowa	General		18,940	18,940	-
Open Access	General		222,399	222,399	-
Nondepartmental					
CHAT	General		1,062	1,062	-
Parks & Recreation Department					
Achieve Grant	General		2,098	2,098	-
Arthritis Grant/NRPA Grant	General		4,825	4,825	-
Special Needs	Special Needs		26,068	26,068	-
Donations	General		4,983	4,983	-

Description	Fund	FTE Inc/(Dec)	Amendment Amount	Offsetting Revenue	Fund Balance Increase/ (Decrease)
Police Department					
Crime Free Multi-Housing Program	General		21,452	21,452	-
Police Bicycle Program	General		1,680	1,680	-
Honor Guard Program	General		3,312	3,312	-
Forfeiture & Seizure Fund	General - F&S		479,365	479,365	-
Explorer	General		3,100	3,100	-
K-9	General		6,111	6,111	-
Public Works Department					
Reforestation Program	General		15,243	15,243	-
Garage Sale Proceeds	Transit		393,000	393,000	-
<u>New Grants/Donations</u>					
Fire Department					
Donations	General		2,410	2,410	-
Civil Rights					
School Supply Drive	General		2,000	2,000	-
Fair Housing Symposium	General		8,000	8,000	-
Nondepartmental					
CHAT Donations	General		859	859	-
RDA for Moyor's River Towns event	General		15,000	15,000	-
CPED					
SAVE Revenue	Local Sales Tax		131,100	131,100	-
NSP Grant	NSP		218	218	-
Capital Fund Grant	Scattered Sites		53,217	53,217	-
Library Department					
Enrich Iowa	General		21,093	21,093	-
Open Access	General		60,306	60,306	-
Parks & Recreation Department					
AmeriCorps Grant	General	30	516,380	516,380	-
Knights of Columbus Donation	General		1,200	1,200	-

Description	Fund	FTE Inc/(Dec)	Amendment Amount	Offsetting Revenue	Fund Balance Increase/ (Decrease)
Police Department					
Sr. Light Tour	General		1,630	1,630	-
Leap Classes	General		350	350	-
K9 Donations	General		2,052	2,052	-
Honor Guard Donations	General		150	150	-
<u>Other Amendment Items</u>					
Fire					
Hazmat Supply Reimbursement	General		20,895	20,895	-
CPED					
Property acquisition 14th Street	Local Sales Tax		29,338	-	(29,338)
Civil Rights					
Temporary employee	General	0.5	16,400	-	(16,400)
Human Resources					
Health Claims	Employee Health		1,200,000	-	(1,200,000)
Library					
Library Levy Lighting Project	Library Levy		(73,591)	-	73,591
Parks & Recreation Department					
Increased Dance Classes	General		4,500	4,500	-
Public Works Department					
Professional Services - Land Survey Work	Road Use Tax		60,000	-	(60,000)
Debt Service					
Special Debt Service Fund	Debt		17,992,511	17,305,680	(686,831)
TIF Funds	TIF		680,124	351,708	(328,416)
SSMID Fund	SSMID		212,925	208,670	(4,255)
Sewer Fund	Sewer		4,910,144	4,628,000	(282,144)
Solid Waste Fund	Solid Waste		195,829	-	(195,829)
WPCP Fund	WPCP		510,514	-	(510,514)
Clean Water Fund	Clean Water		370,281	356,000	(14,281)
Parking Fund	Parking		2,803,791	2,700,000	(103,791)
Airport Fund	Airport		255,588	246,000	(9,588)

FY 2018

CAPITAL IMPROVEMENT BUDGET AMENDMENT

Project	Description	Program	Source	Increase	Decrease	Notes
00200	OLD DC INTERCEPTOR SEWER REHAB	SAN SEWER	BOND		(300,000)	TO PROJECT 30040
30040	STERILITE SEWER EXTENSION	SAN SEWER	BOND	300,000		FROM PROJECT 00200
35005	HARRISON ST RESURFACING	STREETS	BOND		(300,000)	TO PROJECT 35030
35030	EAST 29TH STREET	STREETS	BOND	300,000		FROM PROJECT 35005
33013	MANHOLE/INTAKE BOXOUT REPAIR (STORM)	CLEAN WATER	BOND		(150,000)	TO PROJECT 35030
35030	EAST 29TH STREET	STREETS	BOND	150,000		FROM PROJECT 33013
10325	TRANS LOAD FACILITY	INDUSTRIAL	BOND		(310,571)	TO PROJECT 60009
60009	TRANSLOAD RAIL EXPANSION	INDUSTRIAL	BOND	310,571		FROM PROJECT 10325
02348	NEW CENTRAL STATION	FIRE	BOND		(386,000)	TO PROJECT 63005
63005	FIRETRUCK REPLACEMENT	FIRE	BOND	386,000		FROM PROJECT 02348
10492	GTC DOOR REPLACEMENT	FAC. MAINT.	BOND		(47,362)	TO PROJECT 23010
10501	SKYBRIDGE ENGINEERING STUDY	FAC. MAINT.	BOND		(8,449)	TO PROJECT 23010
10501	SKYBRIDGE ENGINEERING STUDY	FAC. MAINT.	BOND		(40,000)	TO PROJECT 23010
23001	ELECTRICAL SURVEY CITY WIDE	FAC. MAINT.	BOND		(16,279)	TO PROJECT 23010
23010	CITY HALL ELEVATOR	FAC. MAINT.	BOND	47,362		FROM PROJECT 10492
23010	CITY HALL ELEVATOR	FAC. MAINT.	BOND	8,449		FROM PROJECT 10501
23010	CITY HALL ELEVATOR	FAC. MAINT.	BOND	40,000		FROM PROJECT 10501
23010	CITY HALL ELEVATOR	FAC. MAINT.	BOND	16,279		FROM PROJECT 23001
00200	OLD DC INTERCEPTOR SEWER REHAB	SAN SEWER	BOND		(64,050)	TO PROJECT 30017
30017	CONTRACT SEWER REPAIR PROG (SANITARY)	SAN SEWER	BOND	64,050		FROM PROJECT 00200
28017	CREATING CONNECTIONS PROGRAM	PED TRANSP	BOND		(300,000)	TO PROJECT 28019
28019	GOOSE CREEK TRAIL PHASE I	PED TRANSP	BOND	300,000		FROM PROJECT 28017
68001	RIVERVISION CONSTRUCTION DOCUMENTS	RIVERFRONT	BOND		(231,793)	TO PROJECT 68004
68004	MAIN STREET LANDING IMPROVEMENTS	RIVERFRONT	BOND	231,793		FROM PROJECT 68001
28001	BIKE PATH-JERSEY FARMS/CROMWELL	PED TRANSP	BOND		(155,000)	TO PROJECT 35000
35000	CENTER TURN LANE-CROMWELL & 65TH	STREETS	BOND	155,000		FROM PROJECT 28001
10112	MAIN LIBRARY UPGRADES	FAC. MAINT.	BOND		(24,782)	TO PROJECT 66008
66008	MAIN LIBRARY FACILITY UPGRADES	LIBRARY	BOND	24,782		FROM PROJECT 10112
10483	FACILITIES MODERNIZATION PROGRAM	AIRPORT	BOND		(17,570)	TO PROJECT 20008
10483	FACILITIES MODERNIZATION PROGRAM	AIRPORT	BOND		(10,891)	TO PROJECT 20008
10483	FACILITIES MODERNIZATION PROGRAM	AIRPORT	BOND		(5,460)	TO PROJECT 20008
20008	AIRPORT IMPROVEMENT PROJECT	AIRPORT	BOND	17,570		FROM PROJECT 10483
20008	AIRPORT IMPROVEMENT PROJECT	AIRPORT	BOND	10,891		FROM PROJECT 10483
20008	AIRPORT IMPROVEMENT PROJECT	AIRPORT	BOND	5,460		FROM PROJECT 10483
64024	GOLF COURSE IMPROVEMENTS PROGRAM	PARKS	BOND		(6,576)	TO PROJECT 10519
10519	PARKS INFRASTRUCTURE UPGRADE	PARKS	BOND	6,576		FROM PROJECT 64024
28003	BIKE PATH-WALSH POINTE TO VMP BIKE	PED TRANSP	BOND		(25,000)	TO PROJECTS 28011 & 28002
28011	UTICA RIDGE SIDEWALK-VMP TO E 55TH	PED TRANSP	BOND	12,500		FROM PROJECT 28003
28002	BIKE PATH-VMP TO EASTERN AV LIBRARY	PED TRANSP	BOND	12,500		FROM PROJECT 28003
64025	JUNIOR THEATRE BOILER REPLACEMENT	PARKS	BOND		(74,000)	TO PROJECT 64045

Project	Description	Program	Source	Increase	Decrease	Notes
64017	HISTORIC HOUSES REPAIR PROGRAM	PARKS	BOND		(20,000)	TO PROJECT 64045
64045	RIVER'S EDGE BUILDING REPAIR PROGRAM	PARKS	BOND	94,000		FROM PROJECTS 64025 & 64017
01144	VMP - EASTERN TO JERSEY RIDGE RD	STREETS	BOND		(311,368)	TO PROJECT 35031
01144	VMP - EASTERN TO JERSEY RIDGE RD	STREETS	BOND		(83,100)	TO PROJECT 35031
35031	53RD STREET RECONSTRUCTION	STREETS	BOND	311,368		FROM PROJECT 01144
35031	53RD STREET RECONSTRUCTION	STREETS	BOND	83,100		FROM PROJECT 01144
35030	EAST 29TH STREET	STREETS	BOND		(22,969)	TO PROJECT 64045
64045	RIVER'S EDGE BUILDING REPAIR PROG	PARKS	BOND	22,969		FROM PROJECT 35030
33014	CONTRACT SEWER REPAIR PROG (STORM)	CLEAN WATER	BOND		(61,693)	TO PROJECT 30017
30017	CONTRACT SEWER REPAIR PROG (SANITARY)	SAN SEWER	BOND	61,693		FROM PROJECT 33014
10099	CITY FIBER NETWORK	IT	BOND		(50,000)	TO PROJECT 10506
10506	CITY FIBER NETWORK	IT	BOND	50,000		FROM PROJECT 10099
23005	SALT STORAGE BUILDING REPAIR	FAC. MAINT.	BOND		(66,900)	TO PROJECT 23012
23012	ANNIE WITTENMYER COMPLEX PROGRAM	FAC. MAINT.	BOND	66,900		FROM PROJECT 23005
30035	SANITARY SEWER INVESTIGATIVE METERING	SAN SEWER	BOND		(4,000)	TO PROJECT 30003
30003	DEVELOPMENT CAPACITY METERING	SAN SEWER	BOND	4,000		FROM PROJECT 30035
10537	MARQUETTE ST SANITARY SEWER REPAIR	SAN SEWER	BOND		(155,000)	TO PROJECT 30034
30034	MANHOLE REHABILITATION PROGRAM	SAN SEWER	BOND	155,000		FROM PROJECT 10537
30037	3RD & RIPLEY SANITARY SEWER IMPROVE	SAN SEWER	BOND		(150,000)	TO PROJECT 30034
30034	MANHOLE REHABILITATION PROGRAM	SAN SEWER	BOND	150,000		FROM PROJECT 30037
00200	OLD DC INTERCEPTOR SEWER REHAB	SAN SEWER	BOND		(117,704)	TO PROJECT 30001
30001	RIVER INTRUSION ELIMINATION	SAN SEWER	BOND	117,704		FROM PROJECT 00200
00165	14TH & 15TH DIST SANITARY SEWER	SAN SEWER	BOND		(31,631)	TO PROJECT 30001
30001	RIVER INTRUSION ELIMINATION	SAN SEWER	BOND	31,631		FROM PROJECT 00165
00200	OLD DC INTERCEPTOR SEWER REHAB	SAN SEWER	BOND		(500,000)	TO PROJECT 30016
30016	ADDITIONAL I&I REMOVAL	SAN SEWER	BOND	500,000		FROM PROJECT 00200
10507	IT CAPITAL PROGRAM	IT	BOND		(80,000)	TO PROJECT 67002
67002	IT CAPITAL IMPROVEMENT PROGRAM	IT	BOND	80,000		FROM PROJECT 10507
35003	ENGINEERING COST-STREETS	STREETS	BOND		(33,246)	TO PROJECT 35021
35021	Y-48 RESURFACING	STREETS	BOND	33,246		FROM PROJECT 35003
67002	IT CAPITAL IMPROVEMENT PROGRAM	IT	BOND		(57,362)	TO PROJECT 62004
62004	INTEGRATED RECORDING SOLUTION	POLICE	BOND	57,362		FROM PROJECT 67002
30023	INFLOW AND INFILTRATION STUDY PROG	SAN SEWER	BOND		(41,000)	TO PROJECT 30036
30036	SANITARY SEWER LINING PROGRAM	SAN SEWER	BOND	41,000		FROM PROJECT 30023
30004	ENGINEERING COST-SANITARY SEWERS	SAN SEWER	BOND		(118,145)	TO PROJECT 30036
30036	SANITARY SEWER LINING PROGRAM	SAN SEWER	BOND	118,145		FROM PROJECT 30004
10537	MARQUETTE ST SANITARY SEWER REPAIR	SAN SEWER	BOND		(45,000)	TO PROJECT 30036
30036	SANITARY SEWER LINING PROGRAM	SAN SEWER	BOND	45,000		FROM PROJECT 10537
30030	14TH DISTRICT SEWER REPAIR	SAN SEWER	BOND		(40,854)	TO PROJECT 30036
10537	MARQUETTE ST SANITARY SEWER REPAIR	SAN SEWER	BOND		(27,879)	TO PROJECT 30036
30036	SANITARY SEWER LINING PROGRAM	SAN SEWER	BOND	68,733		FROM PROJECTS 30030 & 10537
30035	SANITARY SEWER INVESTIGATIVE METERING	SAN SEWER	BOND		(61,000)	TO PROJECT 30036
30036	SANITARY SEWER LINING PROGRAM	SAN SEWER	BOND	61,000		FROM PROJECT 30035
30028	KIMBERLY ROAD SEWER REPAIR	SAN SEWER	BOND		(44,933)	TO PROJECT 02166
30028	KIMBERLY ROAD SEWER REPAIR	SAN SEWER	BOND		(55,369)	TO PROJECT 02166
30028	KIMBERLY ROAD SEWER REPAIR	SAN SEWER	BOND		(30,671)	TO PROJECT 02166
02166	SANITARY SEWER JOINT CITY INVESTIGATION	SAN SEWER	BOND	44,933		FROM PROJECT 30028

Project	Description	Program	Source	Increase	Decrease	Notes
02166	SANITARY SEWER JOINT CITY INVESTIGATION	SAN SEWER	BOND	55,369		FROM PROJECT 30028
02166	SANITARY SEWER JOINT CITY INVESTIGATION	SAN SEWER	BOND	30,671		FROM PROJECT 30028
30028	KIMBERLY ROAD SEWER REPAIR	SAN SEWER	BOND		(40,953)	TO PROJECT 10475
30028	KIMBERLY ROAD SEWER REPAIR	SAN SEWER	BOND		(9,047)	TO PROJECT 10475
10475	IDNR PROJECT MANAGEMENT	PW ADMIN	BOND	40,953		FROM PROJECT 30028
10475	IDNR PROJECT MANAGEMENT	PW ADMIN	BOND	9,047		FROM PROJECT 30028
35023	ASHPALT MILLING PARTNERSHIP	STREETS	BOND		(250,000)	TO PROJECT 35032
30021	SANITARY SEWER LINING PROGRAM	SAN SEWER	BOND		(156,743)	TO PROJECT 35032
33002	ENGINEERING COST-STORMWATER	CLEAN WATER	BOND		(100,000)	TO PROJECT 35032
33002	ENGINEERING COST-STORMWATER	CLEAN WATER	BOND		(65,223)	TO PROJECT 35033
35031	53RD STREET RECONSTRUCTION	STREETS	BOND		(83,100)	TO PROJECT 35034
35031	53RD STREET RECONSTRUCTION	STREETS	BOND		(311,368)	TO PROJECT 35035
35032	E LOCUST RESURFACING	STREETS	BOND	250,000		FROM PROJECT 35023
35032	E LOCUST RESURFACING	STREETS	BOND	256,743		FROM PROJECTS 30021 & 33002
35032	E LOCUST RESURFACING	STREETS	BOND	376,591		FROM PROJECTS 33002 & 35031
35032	E LOCUST RESURFACING	STREETS	BOND	83,100		FROM PROJECT 35031
21002	ENGINEERING COST-BRIDGES	BRIDGES	BOND		(50,000)	TO PROJECT 02290
02290	PINE STREET REPLACEMENT PROJECT	STREETS	BOND	50,000		FROM PROJECT 21002
21002	ENGINEERING COST-BRIDGES	BRIDGES	BOND		(35,610)	TO PROJECT 02290
02290	PINE STREET REPLACEMENT PROJECT	STREETS	BOND	35,610		FROM PROJECT 21002
35003	ENGINEERING COST-STREETS	STREETS	BOND		(16,222)	TO PROJECT 33027
28007	ENGINEERING COST-PEDESTRIAN TRANS	PED TRANSP	BOND		(16,808)	TO PROJECT 33027
33027	DUCK CREEK CULVERT REPLACEMENT	CLEAN WATER	BOND	33,030		FROM PROJECTS 35003 & 28007
10011	RIVERFRONT STORM SEWER	SAN SEWER	BOND		(18,970)	TO PROJECT 33027
33027	DUCK CREEK CULVERT REPLACEMENT	CLEAN WATER	BOND	18,970		FROM PROJECT 10011
10506	CITY FIBER NETWORK	IT	BOND		(25,000)	TO PROJECT 01641
01641	LOCUST ST CENTRAL SIGNAL SYSTEM	TRAFFIC ENG	BOND	25,000		FROM PROJECT 10506
67002	IT CAPITAL IMPROVEMENT PROGRAM	IT	BOND		(40,088)	TO PROJECT 10154
10154	KIMBERLY RD TRAFFIC SIGNAL	TRAFFIC ENG	BOND	40,088		FROM PROJECT 67002
67002	IT CAPITAL IMPROVEMENT PROGRAM	IT	BOND		(1,722)	TO PROJECT 62004
62004	INTEGRATED RECORDING SOLUTION	POLICE	BOND	1,722		FROM PROJECT 67002
28012	CROSSWALK & SIGN FOR JERSEY-CROMWEL	PED TRANSP	BOND		(50,000)	TO PROJECT 64057
28005	CROSSWALK & SIGN FOR EASTERN AVE	PED TRANSP	BOND		(50,000)	TO PROJECT 64057
64057	JERSEY FARMS NEIGHBORHOOD PARK	PARKS	BOND	100,000		FROM PROJECTS 28005 & 28012
33001	CONTRACT STORM SEWER REPAIR PROGRAM	CLEAN WATER	BOND		(44,358)	TO PROJECT 30017
30017	CONTRACT SEWER REPAIR PROG (SANITARY)	SAN SEWER	BOND	44,358		FROM PROJECT 33001
33001	CONTRACT STORM SEWER REPAIR PROGRAM	CLEAN WATER	BOND		(224,220)	TO PROJECT 30017
30017	CONTRACT SEWER REPAIR PROG (SANITARY)	SAN SEWER	BOND	224,220		FROM PROJECT 33001
64055	GARFIELD PLAYGROUND REPLACEMENT	PARKS	BOND		(3,644)	TO PROJECT 64051
64051	PLAY POD-FEJERVARY LEARNING CENTER	PARKS	BOND	3,644		FROM PROJECT 64055
35011	FULL DEPTH PATCH PROGRAM	STREETS	BOND		(187,457)	TO PROJECT 35026
35026	FIVE YEAR STREET PLAN	STREETS	BOND	187,457		FROM PROJECT 35011
35018	ROCKINGHAM ROAD RECONSTRUCTION	STREETS	BOND		(800,000)	TO PROJECT 35026
35026	FIVE YEAR STREET PLAN	STREETS	BOND	800,000		FROM PROJECT 35018
30016	ADDITIONAL I&I REMOVAL	SAN SEWER	BOND		(450,000)	TO PROJECT 30034
30034	MANHOLE REHABILITATION PROGRAM	SAN SEWER	BOND	450,000		FROM PROJECT 30016
01788	2507 CHIPPEWA CT SEPARATION	SAN SEWER	BOND		(249,225)	TO PROJECT 30016

Project	Description	Program	Source	Increase	Decrease	Notes
30016	ADDITIONAL I&I REMOVAL	SAN SEWER	BOND	249,225		FROM PROJECT 01788
60010	STERILITE UTILITY REIMBURSEMENT	PW ADMIN	BOND		(177)	CLOSE TO 60008
60008	RAIL SERVICE TO THE STERILITE FACILITY	PW ADMIN	BOND	177		FROM PROJECT 60010
33001	CONTRACT STORM SEWER REPAIR PROGRAM	CLEAN WATER	BOND		(117,134)	TO PROJECT 30002
30002	CONTRACT SANITARY SEWER REPAIR PROGRAM	SAN SEWER	BOND	117,134		FROM PROJECT 33001
23015	HERITAGE HIGHRISE PTAC REPLACEMENT	FAC. MAINT.	BOND		(8,310)	TO PROJECT 23023
23017	PUBLIC HOUSING WATER HEATERS	FAC. MAINT.	BOND		(6,005)	TO PROJECT 23023
23014	GTC BOILERS	FAC. MAINT.	BOND		(10,000)	TO PROJECT 23023
23023	SKYBRIDGE WINDOWS	FAC. MAINT.	BOND	24,315		FROM PROJECTS 23015, 23017 & 23014
64040	LINDSAY PARK PARKING LOT	PARKS	BOND		(21,452)	TO PROJECT 10519
10519	PARKS INFRASTRUCTURE UPGRADE	PARKS	BOND	21,452		FROM PROJECT 64040
28017	CREATING CONNECTIONS PROGRAM	PED TRANSP	BOND		(20,000)	TO PROJECT 28011
28011	UTICA RIDGE SIDEWALK-VMP TO E 55TH	PED TRANSP	BOND	20,000		FROM PROJECT 28017
23014	GTC BOILERS	FAC. MAINT.	BOND		(8,506)	TO PROJECT 20010
20010	RUNWAY 15/33 RECONSTRUCTION	AIRPORT	BOND	8,506		FROM PROJECT 23014
00165	14TH & 15TH DIST SANITARY SEWER	SAN SEWER	BOND		(18,463)	TO PROJECT 30045
30045	FY19 MANHOLE REHAB PROGRAM	SAN SEWER	BOND	18,463		FROM PROJECT 00165
35003	ENGINEERING COST-STREETS	STREETS	BOND		(85,874)	TO PROJECT 02290
02290	PINE STREET REPLACEMENT PROJECT	STREETS	BOND	85,874		FROM PROJECT 35003
35003	ENGINEERING COST-STREETS	STREETS	BOND		(45,220)	TO PROJECT 35000
35000	CENTER TURN LANE-CROMWELL & 65TH	STREETS	BOND	45,220		FROM PROJECT 35003
35030	EAST 29TH STREET	STREETS	BOND		(57,143)	TO PROJECT 35032
35018	ROCKINGHAM ROAD RECONSTRUCTION	STREETS	BOND		(75,000)	TO PROJECT 35032
35012	BRADY STREET AND SEWER	STREETS	BOND		(110,000)	TO PROJECT 35032
30002	CONTRACT SANITARY SEWER REPAIR PROG	STREETS	BOND		(128,877)	TO PROJECT 35032
00165	14TH & 15TH DIST SANITARY SEWER	SAN SEWER	BOND		(28,640)	TO PROJECT 35032
35032	E LOCUST RESURFACING	STREETS	BOND	312,916		FROM PROJECTS 35030, 35012, 30002 & 00165
35032	E LOCUST RESURFACING	STREETS	BOND	11,743		FROM PROJECT 30002
35032	E LOCUST RESURFACING	STREETS	BOND	75,000		FROM PROJECT 35018
30004	ENGINEERING COST-SANITARY SEWERS	SAN SEWER	BOND		(136,431)	TO PROJECT 30010
30028	KIMBERLY ROAD SEWER REPAIR	SAN SEWER	BOND		(23,569)	TO PROJECT 30010
30010	PUBLIC RESTROOM SEWER CONNECTIONS	SAN SEWER	BOND	160,000		FROM PROJECTS 30004 & 30028
30040	STERILITE SEWER EXTENSION	SAN SEWER	BOND		(300,000)	TO PROJECT 60010
60010	STERILITE UTILITY REIMBURSEMENT	INDUSTRIAL	BOND	300,000		FROM PROJECT 30040
02400	STATION SEVEN ADDITION	FIRE	BOND		(1,963)	CLOSE PROJECT
10444	ANNIE WITTENMYER COMPLEX	FAC. MAINT.	BOND		(2,355)	CLOSE PROJECT
23003	RIVERCENTER PARKING RAMP ELEVATOR	FAC. MAINT.	BOND		(794)	CLOSE PROJECT
64032	FEJERVARY LEARNING CENTER FEATURE	PARKS	BOND		(864)	CLOSE PROJECT
66005	LIBRARY MATERIALS PROGRAM	LIBRARY	BOND		(14)	CLOSE PROJECT
01592	MAIN & BRADY SEWER SEPARATION	SAN SEWER	BOND		(6,158)	CLOSE PROJECT
30039	ANNIE WITTENMYER SEWER REPAIR	SAN SEWER	BOND		(12,392)	CLOSE PROJECT
30018	MANHOLE REHABILITATION PROGRAM	SAN SEWER	BOND		(10,839)	CLOSE PROJECT
10514	JUNIOR THEATRE RENOVATION	PARKS	BOND		(150)	CLOSE PROJECT
10499	ROOSEVELT COM CTR REPAIRS & IMPROVEMENT	FAC. MAINT.	BOND		(1,141)	CLOSE PROJECT
68006	FREIGHT HOUSE HVAC REPLACEMENT	RIVERFRONT	BOND		(1,370)	CLOSE PROJECT
35005	HARRISON ST RESURFACING	STREETS	BOND		(4,109)	CLOSE PROJECT
68001	RIVERVISION CONSTRUCTION DOCUMENTS	RIVERFRONT	BOND		(33)	CLOSE PROJECT

Project	Description	Program	Source	Increase	Decrease	Notes
64054	RIVER'S EDGE LIGHTING (ICE SIDE)	PARKS	BOND	43		CLOSE PROJECT
10483	FACILITIES MODERNIZATION PROGRAM	AIRPORT	BOND	3,611		CLOSE PROJECT
64017	HISTORIC HOUSES REPAIR PROGRAM	PARKS	BOND	161		CLOSE PROJECT
10495	PARKING RAMP UPGRADES	FAC. MAINT.	BOND	443		CLOSE PROJECT
68002	RIVERFRONT RAILING	RIVERFRONT	BOND	25		CLOSE PROJECT
30045	FY19 MANHOLE REHAB PROGRAM	SAN SEWER	BOND	41,539		FUNDS NEEDED
35029	EASTERN IOWA INDUS CENTER IMPROV	STREETS	BOND	3,706		FUNDS NEEDED
60010	STERILITE UTILITY REIMBURSEMENT	INDUSTRIAL	BOND	1,145,565		FUNDS NEEDED
60008	RAIL SERVICE TO THE STERILITE FACILITY	INDUSTRIAL	BOND	625,000		FUNDS NEEDED
60011	STERILITE-CERTIFICATE OF OCCUPANCY	INDUSTRIAL	BOND	3,000,000		FUNDS NEEDED
30040	STERILITE SEWER EXTENSION	SAN SEWER	TIF BOND	800,000		NEW PROJECT
Totals				\$ 14,784,260	\$ (9,206,347)	
33021	EASTERN AVE STORM SEWER REPLACEMENT	CLEAN WATER	CLEAN WATER		(50,000)	TO PROJECT 33020
33015	HIDDEN VALLEY STORMWATER	CLEAN WATER	CLEAN WATER		(63,302)	TO PROJECT 33020
33020	HIGH STREET FLOOD MITIGATION	CLEAN WATER	CLEAN WATER	113,302		FROM PROJECTS 33021 & 33015
33021	EASTERN AVE STORM SEWER REPLACEMENT	CLEAN WATER	CLEAN WATER		(10,000)	TO PROJECT 33023
33023	WATERSHED ASSESSMENT	CLEAN WATER	CLEAN WATER	10,000		FROM PROJECT 33021
33020	HIGH STREET FLOOD MITIGATION	CLEAN WATER	CLEAN WATER		(30,000)	TO PROJECT 33023
33023	WATERSHED ASSESSMENT	CLEAN WATER	CLEAN WATER	30,000		FROM PROJECT 33020
33012	STORM SEWER REPAIR PROGRAM	CLEAN WATER	CLEAN WATER		(7,200)	CLOSE PROJECT
33026	CANDLELIGHT CREEK PROJECT	CLEAN WATER	CLEAN WATER	356		FUNDS NEEDED TO CLOSE
33026	CANDLELIGHT CREEK PROJECT	CLEAN WATER	CLEAN WATER	50,000		NEW PROJECT
Totals				\$ 203,658	\$ (160,502)	
69009	ADLER THEATRE DOOR & BRASS REPLACEMENT	ADLER	HOTEL/MOTEL		(48,960)	TO PROJECT 69010
69012	ADLER THEATRE AUD. HVAC CONDENSER	ADLER	HOTEL/MOTEL		(57,024)	TO PROJECT 69010
69010	ADLER THEATRE MARQUEE	ADLER	HOTEL/MOTEL	105,984		FROM PROJECTS 69009 & 69012
69006	ADLER THEATRE ORCH LIFT REPLACEMENT	ADLER	HOTEL/MOTEL		(13,332)	REMOVE UNSPENT FY17 LST
69003	F & B EQUIPMENT UPGRADE	RIVERCENTER	HOTEL/MOTEL	3		CLOSE PROJECT
69005	EQUIPMENT UPGRADE PROGRAM	RIVERCENTER	HOTEL/MOTEL		(1,638)	CLOSE PROJECT
Totals				\$ 105,987	\$ (120,954)	
60004	ELECTRONIC ENGINEERING ARCHIVES	PW ADMIN	LOCAL SALES TAX		(25,000)	TO PROJECT 23010
60006	AERIAL MAPPING UPDATES	PW ADMIN	LOCAL SALES TAX		(75,000)	TO PROJECT 23010
23010	CITY HALL ELEVATOR	FAC. MAINT.	LOCAL SALES TAX	100,000		FROM PROJECT 60006 & 60004
33023	WATERSHED ASSESSMENT	CLEAN WATER	LOCAL SALES TAX		(50,000)	TO PROJECT 33020
33020	HIGH STREET FLOOD MITIGATION	CLEAN WATER	LOCAL SALES TAX	50,000		FROM PROJECT 33023
62004	INTEGRATED RECORDING SOLUTION	POLICE	LOCAL SALES TAX		(220,000)	TO PROJECT 62001
62001	POLICE BODY CAMERAS	POLICE	LOCAL SALES TAX	220,000		FROM PROJECT 62004
62003	PUBLIC AND TRAFFIC SAFETY CAMERA	POLICE	LOCAL SALES TAX		(120,000)	TO PROJECT 62004
62004	INTEGRATED RECORDING SOLUTION	POLICE	LOCAL SALES TAX	120,000		FROM PROJECT 62003
60005	LED STREETLIGHT CONVERSION	PW ADMIN	LOCAL SALES TAX		(100,000)	TO PROJECTS 01630 & 01641
01630	53RD ST SIGNAL SYSTEM	TRAFFIC ENG	LOCAL SALES TAX	92,417		FROM PROJECT 60005
01641	LOCUST ST CENTRAL SIGNAL SYSTEM	TRAFFIC ENG	LOCAL SALES TAX	7,583		FROM PROJECT 60005
38006	COUNTDOWN PEDESTRIAN SIGNAL REPLACEMENT	TRAFFIC ENG	LOCAL SALES TAX		(25,000)	TO PROJECT 01641
62003	PUBLIC AND TRAFFIC SAFETY CAMERA	POLICE	LOCAL SALES TAX		(18,745)	TO PROJECT 01641

Project	Description	Program	Source	Increase	Decrease	Notes
01641	LOCUST ST CENTRAL SIGNAL SYSTEM	TRAFFIC ENG	LOCAL SALES TAX	43,745		FROM PROJECTS 38006 & 62003
02176	NEIGHBORHOOD BEAUTIFIC PROGRAM	COUNCIL	LOCAL SALES TAX		(5,000)	TO PROJECT 64030
64030	MIRACLE FIELDS	PARKS	LOCAL SALES TAX	5,000		FROM PROJECT 02176
23009	WELCOME SIGN	FAC. MAINT.	LOCAL SALES TAX		(2,706)	TO PROJECT 23023
23023	SKYBRIDGE WINDOWS	FAC. MAINT.	LOCAL SALES TAX	2,706		FROM PROJECT 23009
63004	BREATHING AIR COMPRESSOR	FIRE	LOCAL SALES TAX		(30,075)	TO PROJECT 63007
63007	FIRE RESCUE EQUIP REPLACEMENT	FIRE	LOCAL SALES TAX	30,075		FROM PROJECT 63004
23010	CITY HALL ELEVATOR	FAC. MAINT.	LOCAL SALES TAX		(25,000)	TO PROJECT 60001
60001	WATER SERVICE RAPAIR PROGRAM	PW ADMIN	LOCAL SALES TAX	25,000		FROM PROJECT 23010
10115	TRUCK ONE REPLACEMENT-GRANT	FIRE	LOCAL SALES TAX		(20,000)	REMOVE UNSPENT FY17 LST
26003	EMERALD ASH BORER PROGRAM	FORESTRY	LOCAL SALES TAX		(34,768)	REMOVE UNSPENT FY17 LST
27005	BUS STOP SIGNS	TRANSIT	LOCAL SALES TAX		(10,000)	REMOVE UNSPENT FY17 LST
27006	TRANSIT INFRASTRUCTURE	TRANSIT	LOCAL SALES TAX		(3,262)	REMOVE UNSPENT FY17 LST
33015	HIDDEN VALLEY STORMWATER	CLEAN WATER	LOCAL SALES TAX		(30,000)	REMOVE UNSPENT FY17 LST
35013	STREET MAINTENANCE 101 PROGRAM	STREETS	LOCAL SALES TAX		(473,318)	REMOVE UNSPENT FY17 LST
60001	WATER SERVICE RAPAIR PROGRAM	PW ADMIN	LOCAL SALES TAX		(1,061)	REMOVE UNSPENT FY17 LST
60007	WASHINGTON ST CAMERA PROGRAM	PW ADMIN	LOCAL SALES TAX		(35,508)	REMOVE UNSPENT FY17 LST
61004	FLOOD PLAIN ACQUISITION	CPED	LOCAL SALES TAX		(61,825)	REMOVE UNSPENT FY17 LST
61005	HERITAGE COURTYARD IMPROVEMENTS	CPED	LOCAL SALES TAX		(13,675)	REMOVE UNSPENT FY17 LST
64020	PARK ROADS AND PARKING LOTS PROGRAM	PARKS	LOCAL SALES TAX		(12,692)	REMOVE UNSPENT FY17 LST
64029	SPRAY PARK UPGRADES	PARKS	LOCAL SALES TAX		(1,827)	REMOVE UNSPENT FY17 LST
22002	DEMOLITION PROGRAM	CODE ENFOR	LOCAL SALES TAX		(75)	REMOVE UNSPENT FY17 LST
26004	REFORESTATION PROGRAM	FORESTRY	LOCAL SALES TAX		(21,214)	REMOVE UNSPENT FY17 LST
02229	RECREATIONAL TRAILS	PED TRANSP	LOCAL SALES TAX		(2,715)	CLOSE PROJECT
61005	HERITAGE COURTYARD IMPROVEMENTS	CPED	LOCAL SALES TAX		(9,705)	CLOSE PROJECT
01792	KIMBERLY ROAD INTERSECTION IMPR	TRAFFIC ENG	LOCAL SALES TAX		(77,646)	CLOSE PROJECT
60007	WASHINGTON ST CAMERA PROGRAM	PW ADMIN	LOCAL SALES TAX		(7,099)	CLOSE PROJECT
01768	NEW BUSSES	TRANSIT	LOCAL SALES TAX		(6,216)	CLOSE PROJECT
28004	CIVIC ACCESS PROGRAM	PED TRANSP	LOCAL SALES TAX		(217,745)	CLOSE PROJECT
35013	STREET MAINTENANCE 101 PROGRAM	STREETS	LOCAL SALES TAX		(11,338)	CLOSE PROJECT
20003	RUNWAY 15/33 RECON (DESIGN PHASE)	AIRPORT	LOCAL SALES TAX	1,460		CLOSE PROJECT
64001	CENTENNIAL PARK POWER	PARKS	LOCAL SALES TAX	2,838		CLOSE PROJECT
61005	HERITAGE COURTYARD IMPROVEMENTS	CPED	LOCAL SALES TAX	9,705		CLOSE PROJECT
35021	Y-48 RESURFACING	STREETS	LOCAL SALES TAX	4,973		CLOSE PROJECT
64008	NORTHWEST PARK IMPROVEMENTS	PARKS	LOCAL SALES TAX	1,865		CLOSE PROJECT
60009	TRANSLOAD RAIL EXPANSION	INDUSTRIAL	LOCAL SALES TAX	2,000,000		NEW PROJECT
63005	FIRETRUCK REPLACEMENT	FIRE	LOCAL SALES TAX	400,000		FUNDS NEEDED
61002	DAVENPORT NOW	CPED	LOCAL SALES TAX	450,000		FUNDS NEEDED
Totals				\$ 3,567,367	\$ (1,748,213)	
35028	53RD & PINE ST REPAIR	STREETS	ROAD USE TAX		(22,969)	TO PROJECT 35030
35030	EAST 29TH STREET	STREETS	ROAD USE TAX	22,969		FROM PROJECT 35028
35028	53RD & PINE ST REPAIR	STREETS	ROAD USE TAX		(36,754)	TO PROJECT 35021
35021	Y-48 RESURFACING	STREETS	ROAD USE TAX	36,754		FROM PROJECT 35028
28004	CIVIC ACCESS PROGRAM	PED TRANSP	ROAD USE TAX		(140,465)	TO PROJECT 35032
35032	E LOCUST RESURFACING	STREETS	ROAD USE TAX	140,465		FROM PROJECT 28004
01630	53RD ST SIGNAL SYSTEM	TRAFFIC ENG	ROAD USE TAX	50,000		FROM OPERATING FUNDS

Project	Description	Program	Source	Increase	Decrease	Notes
35031	53RD STREET RECONSTRUCTION	STREETS	ROAD USE TAX	100,000		NEW PROJECT
35028	53RD & PINE ST REPAIR	STREETS	ROAD USE TAX		(4,888)	CLOSE PROJECT
Totals				\$ 350,188	\$ (205,076)	
39001	BELT FILTER PRESS ADDITION	WPCP	WPCP EQUIPMENT REPLACEMENT		(248,600)	TO PROJECT 39004
39005	UV DISINFECTION	WPCP	WPCP EQUIPMENT REPLACEMENT	248,600		FROM PROJECT 39001
39002	COMPOST BUILDING ROOF REPAIR	WPCP	WPCP EQUIPMENT REPLACEMENT		(467,905)	REMOVE UNSPENT FY17 LST
39004	COMPOST LED LIGHTING	WPCP	WPCP EQUIPMENT REPLACEMENT		(317)	REMOVE UNSPENT FY17 LST
10155	NUTRIENT REMOVAL EVALUATION	WPCP	WPCP EQUIPMENT REPLACEMENT		(79,152)	REMOVE UNSPENT FY17 LST
10564	PLANT OPTIMIZATION	WPCP	WPCP EQUIPMENT REPLACEMENT	74,221		FUNDS NEEDED
39003	RETURN ACTIVATED SLUDGE & PRIMARY MCC	WPCP	WPCP EQUIPMENT REPLACEMENT	75,170		FUNDS NEEDED
Totals				\$ 397,991	\$ (795,974)	
10130	PD CLASSROOM/AUDITORIUM	POLICE	FORF & SIEZ		(89,531)	CLOSE PROJECT
Totals				\$ -	\$ (89,531)	
23004	MAIN LIBRARY: LOADING DOCK REPLACEMENT	LIBRARY	LIBRARY LEVY	4,850		CLOSE PROJECT
Totals				\$ 4,850	\$ -	
64038	FEJEVARY NURSERY RHYME PROJ	PARKS	MISCELLANEOUS		(14,826)	TO PROJECT 64013
64013	FEJEVARY ENTRANCE IMPROVEMENTS	PARKS	MISCELLANEOUS	14,826		FROM PROJECT 64038
69010	ADLER THEATRE MARQUEE	ADLER	MISCELLANEOUS		(20,342)	ADJ TO ACTUAL EXPECTED
38008	ELMORE AVE SIGNALS AT WALMART	TRAFFIC ENG	MISCELLANEOUS	125,000		NEW PROJECT
64034	JUNIOR THEATRE SEATS	PARKS	MISCELLANEOUS	39,531		ADJUST TO ACTUAL
Totals				\$ 179,357	\$ (35,168)	
69010	ADLER THEATRE MARQUEE	ADLER	RDA/SCRA		(50,000)	ADJUST TO ACTUAL
Totals				\$ -	\$ (50,000)	
60009	TRANSLOAD RAIL EXPANSION	INDUSTRIAL	GRANT	12,859		ADJUST TO ACTUAL
27004	BUS FLEET CAPITAL MANAGEMENT PROGRAM	TRANSIT	GRANT	62		ADJUST TO ACTUAL
01144	VMP - EASTERN TO JERSEY RIDGE RD	STREETS	GRANT		(177,246)	ADJUST TO ACTUAL
01768	NEW BUSES	TRANSIT	GRANT		(30,350)	ADJUST TO ACTUAL
27004	BUS FLEET CAPITAL MANAGEMENT PROGRAM	TRANSIT	GRANT		(62)	ADJUST TO ACTUAL
20006	8970 HARRISON ST HANGAR REPAIRS	AIRPORT	GRANT		(750)	ADJUST TO ACTUAL
10492	GTC DOOR REPLACEMENT	FAC. MAINT.	GRANT		(1,200)	ADJUST TO ACTUAL
60009	TRANSLOAD RAIL EXPANSION	INDUSTRIAL	GRANT	2,200,000		NEW GRANT
60008	RAIL SERVICE TO THE STERILITE FACILITY	INDUSTRIAL	GRANT	1,008,000		NEW GRANT
28019	GOOSE CREEK TRAIL PHASE I	PED TRANSP	GRANT	1,138,000		NEW GRANT
20010	RUNWAY 15/33 RECONSTRUCTION	AIRPORT	GRANT	76,548		NEW PROJECT
27009	BUS REHAB-I74 SHUTTLE	TRANSIT	GRANT	560,000		NEW PROJECT
38007	VIDEO DETECTION EQ KIMBERLY/ELMORE	TRAFFIC ENG	GRANT	12,876		NEW PROJECT
Totals				\$ 5,008,345	\$ (209,608)	

FY 2018

PERSONNEL AMENDMENT

Eliminated Positions	Added Positions
Principal Accounting Clerk (Finance)	Revenue Coordinator (Finance)
Accountant 1	Accounting Supervisor (Finance)
Communications Director (City Admin.)	Public Information Officer (City Admin.)
Network Manager (IT)	Network Engineer (IT)
Clerk (CPED)	Sr. Clerk (CPED)
Economic Development Coordinator (CPED)	Economic Development Analyst (CPED)
Lead Economic Development Coordinator (CPED)	Economic Development Manager (CPED)
Community Services Director (Public Works)	Housing Specialist (CPED)
Code Compliance Supervisor (Public Works)	Neighborhood Services Director (NSD)
Part -Time Custodian (Public Works)	Code Enforcement Officer II - 2 (NSD)
Facilities Technician (Public Works)	Full-Time Custodian (Public Works)
Deputy Director of PW/City Engineer (Public Works)	City Engineer (Public Works)
Engineer In Training (Public Works)	Project Technician (Public Works)
GIS Analyst (Public Works)	Public Works Software Administrator (Public Works)
Code Enforcement Program Manager (NSD)	Buildings Division Manager (Public Works)
Streets Maintenance Engineer (Public Works)	Public Works Operations Manager (Public Works)
Sewer Maintenance Engineer (Public Works)	Part-Time Transit Operator (Public Works) - 5.97 FTE
Assistant Fire Chief (Fire)	Fire District Chief (Fire)
Horticulture Technician (Parks & Rec.)	Parks and Recreation Instructor (Parks & Rec.)
Code Enforcement Officer I (NSD)	Part-time Assistant Caretakers - 2 (Library)
Part-Time Guard Custodian - 4 (Library)	Part-time Revenue Intern (Finance)
Human Resource Manager - 2 (HR)	Assistant HR Director (HR)
Benefits Manager (HR)	Benefits & Training Manager (HR)
	Management Analyst I - Human Resources (HR)

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Brandon Wright 326-7750
Wards: All

Action / Date
5/16/2018

Subject:
Resolution making provision for the issuance of not-to-exceed \$27,500,000 General Obligation Corporate Bonds, Series 2019. [All Wards]

Recommendation:
Adopt the resolution.

Relationship to Goals:
Fiscal Vitality

Background:
The City's FY 2019 Capital Improvement Program becomes effective July 1, 2018. The Series 2019 bond sale will be used to fund a variety of capital projects in the YF 2019 CIP. Attached is a summary of major projects.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	2019 Bond Issuance Resolution
▣ Backup Material	2019 List of Projects

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Watson-Arnould, Kathe	Approved	5/10/2018 - 9:31 AM
Finance Committee	Watson-Arnould, Kathe	Approved	5/10/2018 - 9:31 AM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:32 AM

RESOLUTION NO. _____

Making provisions for the issuance of not to exceed \$27,500,000 General
Obligation Corporate Bonds, Series 2019

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 \$27,500,000 General Obligation Corporate Bonds, Series 2019 (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, airport, municipal housing projects, fire and police department facilities, parks, riverfront, sidewalks, Rivercenter renovation and improvements to other municipal buildings and facilities; acquisition of equipment for streets, solid waste, mass transit, parks and library; vehicle maintenance, information technology and economic development projects;

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 \$27,500,000.

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 May 23, 2018.

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 all the corporate records in relation to the adoption of a resolution ordering the future issuance of not to exceed \$27,500,000 General Obligation Corporate Bonds, Series 2019, of the City referred to therein and that the transcript hereto attached contains a true, correct and complete copy of such resolution.

WITNESS MY HAND this _____ day of _____, 2018.

Deputy City Clerk

City of Davenport, Iowa
2019 Bond Issue
(\$ Thousands)
4/19/2018

15-Year General Obligation Bonds	Amount	
Airport Improvements	1,262	
City Facility Improvements	5,255	
Fire Department Apparatus	1,225	
Municipal Housing Projects	1,000	
Parks Improvements	1,630	
Sewer Improvements	200	
Street Improvements	6,850	
Streetscape Improvements/Sidewalks	300	
Subtotal 15-Year GO Bonds		\$ 17,722
5-Year Equipment Bonds (GO)		
Acquisition of Streets Vehicles/Equipment	325	
City Information Technology Network Improvements	300	
Library Equipment	510	
Subtotal 5-Year Equipment Bonds		\$ 1,135
15-Year Bonds Abated by Other Sources (GO)		
Sewer Improvements (Sewer Fund)	7,000	
Subtotal 15-Year Bonds Abated by Other Sources		\$ 7,000
5-Year Bonds Abated by Other Sources (GO)		
Solid Waste Equipment (Solid Waste Fund)	860	
Subtotal 5-Year Bonds Abated by Other Sources		\$ 860
Total Proposed 2019 Bond Issue - Projected		<u>\$ 26,717</u>
Estimated Cost of Issuance and Underwriting Discount		\$ 389
Total 2019 Bond Issue - Not-to-Exceed		<u><u>\$ 27,106</u></u>

City of Davenport, Iowa
2019 Bond Issue
(\$ Thousands)
4/19/2018

Essential Corporate Purpose	Amount	
Acquisition of Streets Vehicles/Equipment	325	
Airport Improvements	1,262	
Fire Department Apparatus	1,225	
Municipal Housing Projects	1,000	
Parks Improvements	1,630	
Sewer Improvements	7,200	
Street Improvements	6,850	
Streetscape Improvements/Sidewalks	<u>300</u>	
		\$ 19,792
 General Corporate Purpose		
City Facility Improvements	5,255	
City Information Technology Network Improvements	300	
Library Equipment	510	
Solid Waste Equipment	860	
		\$ 6,925
 Total Proposed 2019 Bond Issue - Projected		<u>\$ 26,717</u>
 Estimated Cost of Issuance and Underwriting Discount		\$ 389
 Total 2019 Bond Issue - Not-to-Exceed		<u><u>\$ 27,106</u></u>

2018 Bonding Detail

<u>Funding Source</u>	<u>Program</u>	<u>CIP#</u>	<u>Project</u>	<u>Amount</u>
GO BONDS	AIRPORT	20009	PAVEMENT MAINTENANCE PROGRAM	59,000
GO BONDS	AIRPORT	20010	RUNWAY 15/33 RECONSTRUCTION	1,203,000
GO BONDS	CPED	61002	DAVENPORT NOW	800,000
GO BONDS	CPED	61006	URBAN REVITALIZATION PROGRAM	200,000
GO BONDS	FACILITIES MAINTENANCE	10481	CAPITAL IMPROVEMENTS AT MWP	375,000
GO BONDS	FACILITIES MAINTENANCE	23023	SKYBRIDGE WINDOWS	500,000
GO BONDS	FACILITIES MAINTENANCE	23026	CREDIT ISLAND LODGE FLAT ROOF REPAIR	30,000
GO BONDS	FACILITIES MAINTENANCE	23027	POLICE STATION PARKING DECK REPAIRS	300,000
GO BONDS	FACILITIES MAINTENANCE	23028	MAIN LIBRARY 50TH ANNIVERSARY UPDATES	250,000
GO BONDS	FACILITIES MAINTENANCE	62002	POLICE STATION HVAC	50,000
GO BONDS	FIRE DEPARTMENT	63006	FIRE APPARATUS AND EQUIPMENT REPLACEMENT	1,225,000
BONDS ABATED BY SOLID WASTE FUND	FLEET	10503	SOLID WASTE EQUIPMENT REPLACEMENT PROGRAM	860,000
EQUIPMENT BONDS	FLEET	24012	DUMP TRUCK REPLACEMENT PROGRAM	325,000
EQUIPMENT BONDS	INFORMATION TECHNOLOGY	67002	IT CAPITAL IMPROVEMENT PROGRAM	250,000
EQUIPMENT BONDS	INFORMATION TECHNOLOGY	67006	CITY FIBER NETWORK PROGRAM	50,000
EQUIPMENT BONDS	LIBRARY SERVICES	66010	LIBRARY ELECTRONIC REPLACEMENT PROGRAM	110,000
EQUIPMENT BONDS	LIBRARY SERVICES	66011	LIBRARY MATERIALS PROGRAM	400,000
GO BONDS	PARKS & RECREATION	64057	JERSEY FARMS NEIGHBORHOOD PARK	200,000
GO BONDS	PARKS & RECREATION	64059	SWIMMING POOL IMPROVEMENTS	100,000
GO BONDS	PARKS & RECREATION	64060	PARK DEVELOPMENT PROGRAM	250,000
GO BONDS	PARKS & RECREATION	64062	SOCCER COMPLEX IMPROVEMENTS	80,000

<u>Funding Source</u>	<u>Program</u>	<u>CIP#</u>	<u>Project</u>	<u>Amount</u>
GO BONDS	PEDESTRIAN TRANSPORTATION	28020	CREATING CONNECTIONS PROGRAM	300,000
GO BONDS	RIVERCENTER/ADLER	69014	RIVERCENTER RENOVATION	3,750,000
GO BONDS	RIVERFRONT	68004	MAIN STREET LANDING IMPROVEMENTS	1,000,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30007	LIFT STATION REHABILITATION (SANITARY)	50,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30016	ADDITIONAL I&I REMOVAL PROGRAM	700,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30038	1930'S SANITARY SEWER RIVERFRONT INTERCEPTOR	500,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30042	SEWER LATERAL REPAIR PROGRAM	1,000,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30044	CONTRACT SEWER REPAIR PROGRAM (SANITARY)	1,250,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30045	MANHOLE REHABILITATION PROGRAM	3,000,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30047	SEWER CLEANING & TELEVISIONING PROGRAM	250,000
BONDS ABATED BY SEWER FUND	SANITARY SEWERS	30048	TREMONT BASIN MANHOLE RECONSTRUCTION	250,000
GO BONDS	STORMWATER	33001	CONTRACT SEWER REPAIR PROGRAM (STORM)	200,000
GO BONDS	STREETS	35031	53RD STREET RECONSTRUCTION	100,000
GO BONDS	STREETS	35033	SLOPERTOWN RESURFACING - HARRISON TO DIVISION	350,000
GO BONDS	STREETS	35035	HIGH VOLUME STREET REPAIR PROGRAM	2,000,000
GO BONDS	STREETS	35036	CONCRETE NEIGHBORHOOD STREET REPLACEMENT	1,000,000
GO BONDS	STREETS	35037	IDOT THRESHOLD RESURFACING	250,000
GO BONDS	STREETS	35038	ALLEY REPAIR PROGRAM	150,000
GO BONDS	STREETS	##	REMOVE BEFORE ISSUANCE - CUSHION	3,000,000

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Mike Atchley 563-327-5149
Wards: 7

Action / Date
5/16/2018

Subject:
Resolution conveying city owned parcel M1055D99 to adjacent property owners at 1429 W 46th Street. (Petitioners, Cameron and Shannon Moore). [Ward 7]

Recommendation:
Approve the resolution

Relationship to Goals:
Fiscal Vitality

Background:
Staff has identified a number of parcels and tracts of land as private ownership candidates. Staff has checked with the Natural Resources Division, Fire and the Community Planning & Economic Development (CPED) Departments and has determined that these parcels have no functional value to the city's operations. In an effort to reduce the city's operating expense in mowing, staff is seeking to get this parcel of land back on the tax roll by deeding it to the adjacent property owner. Parcel M1055D99 is triangular shaped parcel containing 6970 sq. ft. encumbered by two sanitary sewer easements and a utility easement making this parcel undevelopable. Cameron and Shannon Moore are willing to pay the recording costs.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution pg 2
▢ Cover Memo	Aerial Exhibit

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/9/2018 - 10:46 PM
Public Works Committee	Lechvar, Gina	Approved	5/9/2018 - 10:46 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 9:20 AM

Resolution No. _____

Resolution offered by Alderman Tompkins.

RESOLUTION conveying city owned parcel M1055D99 to adjacent property owners at 1429 W 46th Street. (Petitioners, Cameron and Shannon Moore).

RESOLVED by the City Council of the City of Davenport.

WHEREAS, the City of Davenport owns parcel M1055D99 described as follows:

Outlot A of Kimberly Village West 1st Addition to the City of Davenport, Scott County, Iowa subject to all easements.

WHEREAS, this parcel is not developable.

WHEREAS, Community and Economic Development, Natural Resources Parks and the Davenport Fire Department have no need for these parcels.

WHEREAS, removing this parcel from the mowing snow removal contracts will reduce operating costs.

WHEREAS, the Moores are willing pay for the recording costs.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the Mayor and City Clerk are authorized to execute all documents necessary to convey the above city owned parcel of land to the adjacent property.

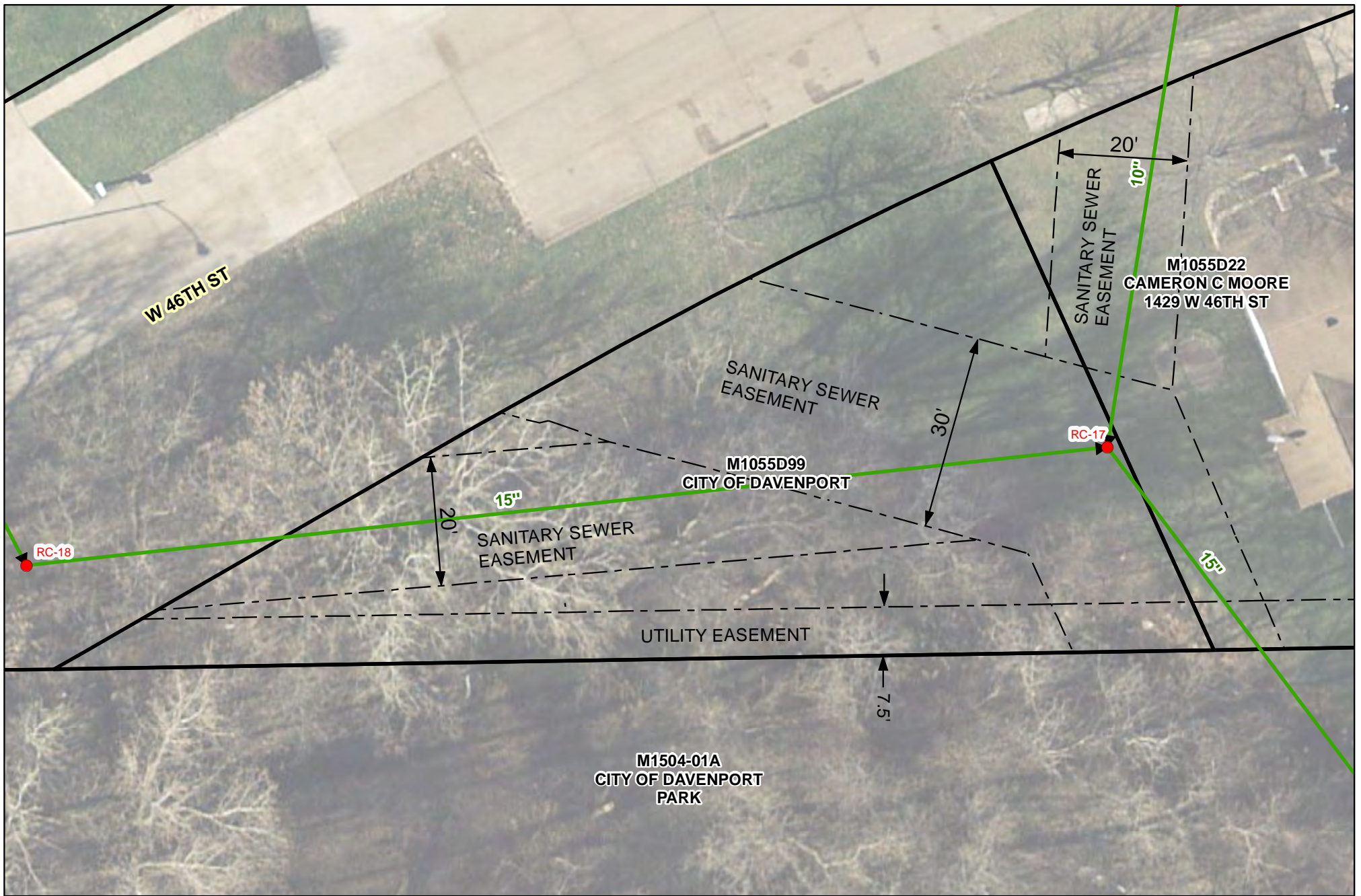
Passed and approved this 23rd day of May, 2018.

Approved:

Attest:

Frank Klipsch, Mayor

Jackie E. Holecek, City Clerk



M1055D99

Legend

- PUBLIC MANHOLE
- PUBLIC MAIN
- - - Existing Easement
- Parcel Lines



0 5 10 20 30 Feet
1 inch = 20 feet

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Brandon Wright x7750
Wards: All

Action / Date
5/16/2018

Subject:
Motion directing the City Administrator to complete various parks projects with the \$250,000 allocated in the Parks Development project in the FY 2019 Capital Improvement Program. [All Wards]

Recommendation:
Approve the motion.

Relationship to Goals:
Welcoming Neighborhoods

Background:
The City Council approved \$250,000 in the FY 2019 Capital Improvement Program for park development. Similar to previous years, the City Council held a work session on April 3, 2018 to discuss potential parks projects that would most benefit the community and the parks system.

Below are the projects that were discussed at the City Council work session. This motion directs the City Administrator to complete these projects with the \$250,000 allocation during FY 2019.

FY 2019 Park Development CIP

CIP #	Project Name	Budget
64063	Golf Course Improvements	\$25,000
64064	Peterson Park Playground	\$65,000
64065	Credit Island Entrance Improvements	\$25,000
64066	Credit Island Warrior Playground	\$85,000
64067	Junior Theatre Window Replacement	\$20,000
64068	River's Edge Bathroom ADA	\$20,000
64069	Holiday Lights at Vander Veer	\$10,000
Total		\$250,000

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/8/2018 - 10:59 AM
City Clerk	Admin, Default	Approved	5/8/2018 - 11:00 AM

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Sarah Ott 326-6167
Wards: All

Action / Date
5/16/2018

Subject:
Motion awarding a contract for a consultant for ADA specification plan review services to Disability Access Consultants of Arlington Heights IL. [All Wards]

Recommendation:
Approve the Motion.

Relationship to Goals:
Welcoming Neighborhoods

Background:
On November 1, 2017, a Request for Qualifications for Consultant - ADA Compliance Plan Review was issued. On November 27, 2017, the Purchasing Division opened seven submissions.

The selection criteria used to evaluate were: 1) Qualifications and experience in providing the requested service as exemplified by past projects and client contacts - 34%, 2) Experience and qualifications of personnel to be assigned to the project - 33%, 3) Proposed fee schedule - 33%.

The City of Davenport will contract with Disability Access Consultants (DAC) to provide third party plan review services to review for conformance with the Americans with Disability Act, Fair Housing Design Standards, and the International Building Code. DAC will provide the following services for the City of Davenport:

- Construction projects on City-owned property (Title II Review) and private developments (Title III Review)
- Transition plan services for City-owned buildings, facilities, and parks
- Consultation for Developers
- Training for City staff applicable standards

Funding for this contract will come from each project that is reviewed by DAC on a per-hour basis. Costs for Title III plan reviews will be offset by an amended building division fee schedule.

ATTACHMENTS:

Type	Description
□ Cover Memo	Tabulation for Greensheet
□ Backup Material	Scope of Services & Charges

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Admin, Default	Rejected	4/26/2018 - 3:14 PM

Finance	Keller, Kristi	Approved	5/9/2018 - 8:53 AM
Finance	Watson-Arnould, Kathe	Approved	5/10/2018 - 2:27 PM
Finance Committee	Watson-Arnould, Kathe	Approved	5/10/2018 - 2:27 PM
City Clerk	Admin, Default	Approved	5/10/2018 - 2:39 PM

CITY OF DAVENPORT, IOWA
TABULATION OF BIDS

DESCRIPTION: CONSULTANT – ADA COMPLIANCE PLAN REVIEW

BID NUMBER: 18-44

OPENING DATE: NOVEMBER 27, 2017

GL ACCOUNT NUMBER: FROM SPECIFIC PROJECT BUDGET

RECOMMENDATION: AWARD THE CONTRACT TO DISABILITY ACCESS
CONSULTANTS OF ARLINGTON HEIGHTS IL

<u>VENDOR NAME</u>	<u>VENDOR LOCATION</u>
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Disability Access Consultants	Arlington Heights IL
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Conceptual Designs, Inc	Bettendorf IA
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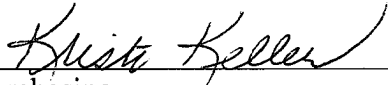
Downing Architects (Bruner, Cooper & Zuck Inc.)	Bettendorf IA
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Jensen Hughes Inc	Chicago IL
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Meeting the Challenge Inc	Colorado Springs CO
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Missman Inc	Bettendorf IA
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SAFEbuilt LLC	Loveland CO
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Approved By 
Purchasing

Approved By 
Department Director

Approved By 
Budget/CIP


Approved By 
Finance Director

EXHIBIT A: ADA Plan Review, ADA Training, Accessibility Surveys and ADA Technical Assistance

1. **Codes and Standards Review and Application:** DAC will conduct an accessibility review of plans in accordance with the following codes:
 - A. Americans with Disabilities Act Standards
 - B. Iowa Building Code
 - C. Fair Housing Act Standards
2. **Title II Plan Review Pricing:** DAC will provide Title II accessibility plan reviews and off-site consultation at a rate of \$110/hour.
3. **Title II On-Site Review Pricing:** DAC will provide Title II On-site reviews and inspections at \$150/hour, plus travel time.
4. **Accessibility Survey of Buildings, Facilities and Parks:** DAC will conduct accessibility surveys as requested and approved by the City at a rate of \$95 per hour.
5. **Title III Plan Review Pricing:** DAC will provide Title III plan reviews at a fixed rate in accordance with the following schedule:

Project Valuation in Dollars	Fee Per ADA Plan Review
\$1 to \$250,000	\$300
\$250,001 to \$500,000	\$400
\$500,001 to \$750,000	\$475
\$750,001 to 1,000,000	\$550
\$1,000,001 to \$1,500,000	\$625
Above \$1,500,000	Negotiable

6. **Plan Review “turn-around time” for both Title II and Title III plans reviews:**
 DAC agrees to the following conditions:
 - A. For plans reviews that are categorized by the Davenport Building Department as “major” reviews, DAC will return review comments and documents within 10 business days.
 - B. For plans reviews that are categorized by the Davenport Building Department as “minor” reviews, DAC will return review comments and documents within 5 business days.
 - C. DAC will use a licensed copy of E-plan that will be provided by the City of Davenport to review and submit plan comments.
7. **Consultation with Developers:** Consultation will be provided at a rate of \$110 an hour off-site consultation and \$150/ hour, plus expenses for on-site consultation.

8. Technical Assistance and Training:

This may include creating a “punch list” for review, training of staff, and consultation on larger ADA issues within the City. DAC can provide the following training as requested by the City:

A. Roles, Responsibilities and Strategies for Compliance

Target Audience: Upper level management, administrators and supervisors regarding the roles and responsibilities for City regarding compliance with the Americans with Disabilities Act and related accessibility standards and guidelines.

Topics: The session will discuss the role of the ADA Coordinator, grievance procedures, methods to accommodate persons with disabilities, acceptable terminology, disability etiquette, required notices, accommodation statements, accessible formats, service animals, accessible communication, websites, emergency evacuation, accessible events, leased sites, maintenance of accessible features and service animals. Department of Justice monitoring and enforcement and other accessibility related topics.

Length: 2-3 hours

Cost: \$800

B. Requirements for Facilities and Public Rights of Way (PROW)

Target Audience: Primarily for facilities, engineering, public works, project managers, maintenance and operations staff regarding the requirements of the Americans with Disabilities Act Standards.

Topics: This first part of this session will focus on the code requirements for existing and new facilities and will include the new 2010 ADA standards for the built and outdoor environment. The second part of this session is focused on public rights-of-way and will include bus shelters, bus stops, sidewalks, curb ramps, intersections and street furniture.

Topics may include, but are not limited to:

- ADA Standards
- 2010 Outdoor Developed and Recreational Standards
- Which standard do I apply?
- When is construction and remodeling considered NEW?
- Federal Public Rights of Way Guidelines
- Establishing Priorities
- Accessibility Standards
- Manual on Uniform Traffic Control Devices
- Iowa Department of Transportation

Length: PROW Training 1-2 Days* Facility Training 3-5 days*

Cost: \$1600/day*

Note: These can be negotiable depending on the current skill sets of the City staff

C. ADA Coordinator Training:

Topics: Accessibility laws and standards, role of the ADA coordinator, job description, grievance procedures and forms, requirements of an ADA self-evaluation and transition plan, public input process, Department of Justice publications, accessibility resources, service animals, website accessibility, accessible fonts and publications, alternate formats, emergency response, disability etiquette, special events, litigation, plan implementation and strategies for compliance.

Length: Customizable (3-8 Hours)
Cost: \$800 half day/\$1100 full day
Note: *Training can be customized depending upon needs of ADA Coordinator*

D. Serving People with Disabilities

Target Audience: Front desk operations, staff serving customers with disabilities in high use public areas, department heads

Topics: Training will include a description of different types of disabilities, methods for assisting customers with disabilities, appropriate etiquette and terminology for persons with disabilities, accessible written materials and alternate formats.

Length: Customizable (4-8 Hours)
Cost: \$600 half day/\$1200 full day

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Brandon Wright 326-7750
Wards: All

Action / Date
5/16/2018

Subject:
Motion approving the collective bargaining agreement for the Davenport Association of Professional Firefighters Local #17. [All Wards]

Recommendation:
Approve the motion.

Relationship to Goals:
Well-protected Community
Fiscal Vitality

Background:
The City and the Firefighters Union have successfully agreed to a five-year contract.

The union has voluntarily agreed to general wage increases as follows:

07/01/18	2.5%
03/01/19	1.5%
03/01/20	1.5%
03/01/21	3.0%
07/01/22	3.0%

ATTACHMENTS:

Type	Description
▢ Backup Material	2018 FF Agreement

REVIEWERS:

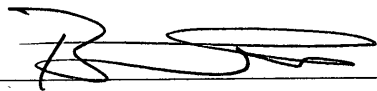
Department	Reviewer	Action	Date
Finance	Watson-Arnould, Kathe	Approved	5/11/2018 - 11:06 AM
Finance Committee	Watson-Arnould, Kathe	Approved	5/11/2018 - 11:06 AM
City Clerk	Admin, Default	Approved	5/11/2018 - 11:12 AM

CITY OF DAVENPORT, IOWA
BARGAINING AGREEMENT PROPOSAL
AND
DAVENPORT ASSOCIATION OF PROFESSIONAL FIREFIGHTERS, LOCAL #17

Tentative Agreement May 9, 2018
2:44 pm

Signatures:

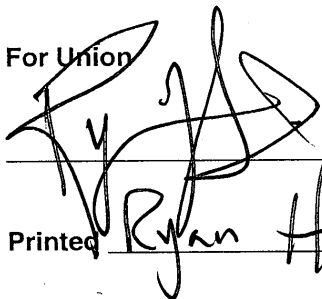
For City



Date 5-9-2018

Printed Brandon Wright

For Union



Date 5/9/18

Printed Ryan Houghton

ARTICLE II

Payroll Deductions

Section 2.1. Dues Checkoff.

~~Upon receipt of a signed authorization from an employee in the form set forth in Appendix "B" of this Agreement, the City agrees for the duration of this Agreement to deduct from such employee's pay monthly Union dues, and such allotments as may be made from time to time. The Union will notify the City in writing of the amount of the Union dues and allotments to be deducted. The Union agrees to give the City thirty (30) days notice of any change in the amount of Union dues and of any allotment over and above the monthly dues. Deductions shall be made on the second City payday of each month and shall be promptly remitted, together with an itemized statement to the Secretary-Treasurer of the Union.~~

TENTATIVE AGREEMENT

Article 5.2 Grievance Procedure

CITY ACCEPTS UNION PROPOSAL

Article 5.9 Discipline/Discharge

CITY ACCEPTS UNION PROPOSAL

Section 7.5. Termination of Seniority.

Seniority shall be terminated when an employee:

- (a) Quits; or
- (b) Is discharged; or
- (c) Retires or is retired; or
- ~~(d) Is absent for two (2) consecutive regularly scheduled duty days without notifying the City and without adequate cause; or~~
- (e d)** Is laid off and fails to report for work within 21 calendar days after having been recalled by registered mail, return receipt requested; or
- (f e)** Does not report for work at the scheduled time on the first scheduled work day or duty day after the termination of an authorized leave of absence without notifying the City and without adequate cause.

TENTATIVE AGREEMENT

ARTICLE X

Sick Leave

Section 10.5 Sick Leave/Compensation for Non-Use

Employees using 48 hours or less of sick leave during a calendar year will be permitted to convert 24 hours of sick leave to 24 hours of paid leave to be scheduled pursuant to Section 9.4 (a) of the contract. To qualify for the conversion employees must have been in the employ of the City for the entire calendar year. This paid leave may not be carried over into the next vacation year. ~~This provision is effective retroactive to January 1, 2012.~~

TENTATIVE AGREEMENT

ARTICLE XV

Safety and Health

Section 15.7 Physical Fitness Program

Annually, all employees will be required to participate in all steps of the program, as allowed by the testing physician, and will receive a \$500 incentive when all steps are completed. In addition, employees will receive an incentive of 1% of the step 2 firefighter hourly rate for passing all phases of the Fitness Standard portion of the program.

RETAIN CURRENT CONTRACT & REMOVE SUNSET LANGUAGE

ARTICLE XVI

Salaries and Benefits

Section 16.1. Salaries.

All Bargaining Unit employees shall be paid an annual salary in accordance with the salary schedules attached hereto as Appendix A and made a part of this Agreement, with the wages reflecting the following:

Effective Date	Percentage
<u>07/01/18</u>	<u>2.5%</u>
<u>03/01/19</u>	<u>1.5%</u>
<u>03/01/20</u>	<u>1.5%</u>
<u>03/01/21</u>	<u>3.0%</u>
<u>07/01/22</u>	<u>3.0%</u>

TENTATIVE AGREEMENT

Section 16.7. Allowance for Personal Items.

In the event of the loss or destruction of, or damage to, an employee's watches, glasses, dentures or hearing aids in the performance of required duties, an employee shall be reimbursed for the costs of repair or replacement of the item (but not to exceed reasonable and customary rates of repair, or a reasonable amount necessary for replacement with an item of like or similar kind, quality or cost and the

maximum reimbursement for the loss, destruction or repair of a watch shall be ~~\$75 Fifty (\$50) dollars~~, upon presentation to the Fire Chief of a receipt evidencing such repair or replacement. In order to be eligible for such reimbursement, prompt reporting of the loss to the Fire Chief is required.

TENTATIVE AGREEMENT

Section 16.8. State Chauffeurs License.

The City shall pay the cost to obtain and renew of a State Chauffeurs License for all **bargaining unit members**. ~~Engineers and Firefighters. Such benefit is also available to all other employees who are required to operate equipment that requires a chauffeur's license. The City shall also pay the cost for the renewal. So there is no misunderstanding, officers shall not be required to operate equipment that requires a chauffeur's license and shall not be entitled to this benefit.~~

TENTATIVE AGREEMENT

Section 16.15 Retirement Health Plan

Effective January 1, 2007, the City will make available to employees a Retirement Health Savings Plan with terms and conditions equal to those agreed upon between the City and Union representatives on the Insurance Cost Containment Committee. ~~Effective January 1, 2007, The City will contribute to an individual plan 3% of an individual's annual income as defined by all regular and overtime hours worked. The City's annual contribution to the plan will increase to 1.5% effective 07/01/2009, 2.5% effective 07/01/2010 and 3.0% effective 07/01/2011.~~

TENTATIVE AGREEMENT

ARTICLE XVII

Group Insurance

Section 17.1. Group Insurance.

(a) Health Insurance.

The City shall contribute to the cost of single employee and dependent coverage for the insurance plans provided herein. Effective January 1, ~~2015~~ **2019**, the employee shall contribute **thirty-four and 07/100 dollars (\$34.07)** ~~thirty-two and 45/100 dollars (\$32.45)~~ of the City's premium cost each month for single coverage or **fifty-nine and 62/100 (\$59.62)** ~~fifty-six and 78/100 dollars (\$56.78)~~ of the City's premium cost each month for employee and dependent coverage or **eighty-five and 18/100 (\$85.18)** ~~eighty-one and 12/100 dollars (\$81.12)~~ of the City's premium cost each month for family coverage.

The health insurance plan shall include a Three Tier prescription plan. **Effective January 1, 2019**, Tier I prescriptions will be subject to a five dollar (\$5) copay, Tier II will be subject to fifteen dollar (\$15) copay and Tier III will be subject to a thirty dollar (\$30) copay. An optional mail order plan is available for Prescription maintenance drugs - at 2x monthly copay for a 90-day supply. The Cost Containment Committee will assist in the selection of any future changes to a Directed Prescription PPO.

The maximum out of pocket will be \$1000 individual and \$2000 for family per calendar year, includes deductible.

(b) Dental Insurance.

The City will provide single employee coverage and dependent coverage for employees electing the family plan. ~~Effective January 1, 2007,~~ the plan shall provide one hundred percent (100%) U.C.R. coverage for checkups and three (3) teeth cleaning per calendar year; eighty percent (80%) U.C.R. coverage for cavity repair, tooth extractions, root canals, high cost fillings, orthodontia, dentures and gum diseases. The plan will specify a maximum deductible of Twenty-five Dollars (\$25.00) for single members, and Seventy-five Dollars (\$75.00) for family units.

TENTATIVE AGREEMENT

(c) Vision Insurance. **TENTATIVE AGREEMENT**

The City will provide single employee coverage and dependent coverage for those electing the family plan for vision insurance. The plan includes visual analysis, lenses, contact lenses, frames, prescription sunglasses, or lasik subject to plan allowances. **The plan shall have an annual maximum of \$200 per covered individual.**

(f) Life Insurance. - **TENTATIVE AGREEMENT**

The City will provide each employee life insurance coverage in the ~~minimum amount of Twenty Thousand and no/100 (\$20,000.00) Dollars or one times their base salary, whichever is greater.~~ The City retains the right to self-insure the above life insurance benefit or contract for its provisions.

ARTICLE XXIII

Termination

This Agreement shall be effective as of the first day of July ~~2015~~ **2018** and shall remain in full force and effect until the 30th day of June ~~2018~~ **2023**. It shall be automatically renewed from year to year thereafter, unless terminated or modified as hereinafter provided. **Article 17 "Group Insurance" will reopen for negotiation effective July 1, 2019.** ~~The City and the Union agree to a re-opener in 2016 to discuss all articles other than wages and benefits with an agreement of parties that no mediation or arbitration shall be allowable. If either party desires to begin negotiations to modify this Agreement, such negotiations shall begin within thirty (30) days of this initial meeting, unless otherwise mutually agreed. This Agreement shall remain in full force and be effective during the period of negotiations and until notice of termination of this Agreement is provided to the other party in the manner set forth in the following paragraph.~~

TENTATIVE AGREEMENT

~~UNION DUES AND ASSESSMENTS~~

~~I understand that this authorization is revocable upon thirty (30) days written notice to the City Clerk and to the Secretary-Treasurer of the Union, or upon termination of the current collective bargaining agreement between the City and the Union, whichever comes sooner.~~

Date

Signature of Probationary Employee

ARTICLE IV

No Strike, No Lockout

Section 4.1. No Strike - No Lockout.

The City and Union shall abide by applicable State law with respect to strikes and lockouts.

Section 4.2. No Lockout.

The City will not lock out any employee during the term of this Agreement as a result of a labor dispute with the Union.

ARTICLE V

Grievance Procedure

Section 5.1. Definition.

A grievance is a dispute or difference of opinion raised by an employee covered by this Agreement or by the Union against the City involving the meaning, interpretation or application of the express provisions of this Agreement.

Section 5.2. Procedure.

The parties agree that attempts will be made to resolve grievances without recourse to the formal grievance procedure. To this end, employees who believe that they have a grievance should talk directly with the appropriate District Chief prior to utilizing the grievance procedure. Once a grievance has been filed, however, the parties agree to act in good faith to attempt to resolve the grievance promptly and expeditiously, and in accordance with the following procedure:

Step 1:

Any employee covered by this Agreement who has a grievance shall submit it in writing to the appropriate District Chief within ten (10) business days after the occurrence of the event giving rise to the grievance or within ten (10) business days after the employee knows, or through the use of reasonable diligence, should have known, of the event giving rise to the grievance. The grievance shall be specific as to the Contract section alleged to have been violated. The District Chief shall give a written answer, including the reasons therefor, within five (5) business days after the submission of the grievance.

Step 2:

If the grievance is not settled in Step 1 and the employee wishes to appeal the grievance to Step 2 of the grievance procedure, it shall be referred to in writing to the Fire Chief within five (5) business days after the District Chief's answer in Step 1 and shall be Any employee or the Union covered by this Agreement who has a grievance shall submit it in writing to the Chief within ten (10) business days after the occurrence of the event giving rise to the grievance or with ten (10) business days after the employee knows, or through the use of reasonable diligence, should have known, of the event giving rise to the grievance. The grievance shall be specific as to the Contract section alleged to have been violated. All The grievance shall be signed by both the employee and or the Union representative. The grievance

shall be specific as to the sections of the Contract that are alleged to have been violated. The Fire Chief, or designated representative, shall discuss the grievance within five (5) business days with the Union representative and the grievant at a time mutually agreeable to the parties. If no settlement is reached, the Fire Chief, or designated representative, shall give the City's written answer, including the reasons therefore, to the Union within five (5) ~~ten (10)~~ business days following their meeting.

Step 3.2:

If the grievance is not satisfactorily resolved in Step 2.1, the Union may in within ten (10) business days thereafter present the grievance in writing to the Director of Human Resources. The Director shall conduct a meeting within ten (10) days after receipt of the written grievance. Participants at such meeting shall include the grievant, Union representative(s) and the Director of Human Resources. At such meeting either party may arrange to have present any other person as it believes reasonably and sensibly would contribute to consideration of the particular grievance by the Director. The Director shall provide a written response, including the reasons therefore, to the Union within ten (10) business days thereafter.

If the grievance is not settled at Step 3.2, within seven (7) business days of receipt of the answer of the City Director of Human Resources, the grieving employee and or the Union must elect to proceed to arbitration, or the Civil Service Commission. As a precondition for processing any grievance to arbitration, the grieving employee must execute a Statement of Waiver and Election, Appendix "F".

Section 5.3. Arbitration.

If the grievance is not settled in accordance with the foregoing procedure, the Union may refer the grievance to arbitration within seven (7) business days after receipt of the City's answer in Step 3.2. The parties by mutual agreement in writing may submit more than one (1) grievance to the same arbitrator. The parties shall attempt to agree upon an arbitrator within five (5) business days after receipt of notice of referral and in the event the parties are unable to agree upon an arbitrator within said five (5) day period, the parties shall immediately jointly request the Iowa Public Employment Relations Board to submit a panel of five (5) arbitrators. Either party may reject one entire panel of arbitrators. From an acceptable panel, the arbitrator shall be selected by the alternate striking of names. The party, which shall strike the first name, shall be chosen by lot and after four (4) names are stricken by this procedure, the remaining person shall be the arbitrator. The arbitrator shall be notified of his/her selection by a joint letter from the City and the Union requesting that he/she set a date and time for the hearing subject to the availability of the City and Union representatives. All arbitration hearings shall be held in Davenport, Iowa.

Section 5.4. Authority of Arbitrator.

The arbitrator shall have no right to amend, modify, nullify, ignore, add or subtract from the provisions of this Agreement. He shall only consider and make a finding with respect to the specific issue submitted in writing by the City and the Union, and shall have no authority to make a finding on any other issue not so submitted to him. The arbitrator shall be without power to make a finding contrary to or inconsistent with or modifying or varying in any way the application of the laws and rules and regulations

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having the force and effect of law. The arbitrator shall submit in writing his finding within thirty (30) days following the close of the hearing or the submission of briefs by the parties, whichever is later, unless the parties agree to an extension thereof. Briefs must be postmarked to the arbitrator within twenty (20) days of receipt of the full transcript by all parties requesting a transcript (same due date for all parties), unless the parties agree to an extension thereof. His finding shall be based solely upon his interpretation of the meaning or application of the terms of this Agreement to the facts of the grievance presented. The decision of the arbitrator rendered in accordance with this Agreement shall be binding on all parties to this Agreement and any employee(s) involved in the dispute.

Section 5.5. Expenses of Arbitration.

The fees and expenses of the arbitrator and the cost of a written transcript shall be divided equally between the City and the Union; provided, however, that each party shall be responsible for compensating its own representatives and witnesses. The fee of the arbitrator shall not exceed that fee that is established by the Public Employee Relations Board.

Section 5.6. Time Limit for Filing.

No grievance shall be entertained or processed unless it is submitted within ten (10) business days after the occurrence of the event giving rise to the grievance, or within ten (10) business days after the employee knows, or through the use of reasonable diligence should have known of the occurrence of the event giving rise to the grievance.

If a grievance is not presented within the time limits set forth above, it shall be considered waived. If a grievance is not appealed to the next step within the specified time limit or any agreed extension thereof, it shall be considered settled on the basis of the City's last answer. If the City does not answer the grievance or an appeal thereof within the specified time limits, the relief requested by the Union shall be granted. The time limit in each step may be extended by mutual written agreement of the City and Union representatives involved in each step. The term "business days" as used in this Article shall mean days Monday through Friday, inclusive, and excludes Saturdays, Sundays and holidays on which City Hall is closed; the first day of the occurrence shall not be included, and the last day shall be included for the purpose of calculating this time period.

By mutual agreement, in writing, the parties may by-pass Steps 1 and/or 2 of the procedure outlined in Section 5.2 and proceed immediately to Step 2 or 3.

Section 5.7. Union Representation.

At the discretion of the employee involved, said employee shall be entitled to Union Representation of his choice at all steps of the grievance procedure. Additionally, if an employee is being interviewed and such interview may result in future disciplinary action, the employee shall be entitled to Union Representation of his choice. Requests for representatives shall be reasonable with consideration given to employees on duty. Employees when on duty shall receive their regular pay by reason of their participation in the grievance or disciplinary procedures. To the extent possible, grievance meetings and disciplinary investigations shall be held on the duty days of the employee involved.

Section 5.8. Investigation-Grievances/Arbitration.

To the extent possible and with prior notice to the District Chief, reasonable time shall be granted to investigate grievances and to attend grievance meetings and arbitration hearings during the duty day. Every effort shall be made to release such employees from duty at times suitable to the specific purpose of the release. Accordingly, employees and their appropriate Union representative(s) shall be released from duty without loss of pay for such purposes, and for the purpose of attending arbitration hearings when necessary and only upon notifying and receiving permission from the District Chief, which permission shall not unreasonably be withheld. Notification to the District Chief under this Section shall be in sufficient time to permit adjustment of work schedules.

Section 5.9. Grievance by Union.

Nothing in this procedure shall prevent the Union from utilizing the Grievance Procedure or intervening in a pending grievance for an item(s) that is of general nature and considered to affect the total membership. It is understood that this Section is for expansive grievances and not to be used for individual grievances that would normally be filed by a single bargaining unit member, and further that neither the Union nor the City, in utilizing this Section, shall cause undue pressure on an individual member to cause or prevent the filing of a Union grievance.

The fire chief may discipline or discharge bargaining unit members for just cause recognizing and applying progressive discipline principles.

Suspensions, demotions, written reprimands, and discharges may be appealed through the Davenport Civil Service Commission or to a grievance arbitrator. The employee may elect either civil service or arbitration. The Election, once made, is irrevocable and precludes the employee from challenging the adverse employment action in any other forum.

Section 5.10. Civil Service Commission.

Disciplinary suspensions, discharge or demotion shall be subject to the exclusive jurisdiction of the Civil Service Commission, and shall not be subject to the grievance and arbitration provisions of this Agreement. The parties acknowledge that the exclusion of such matters from the grievance and arbitration provision is based upon the current state of the law; if such exclusive jurisdiction is rescinded or modified by legislative action or court decision, disciplinary suspensions of less than five (5) days and demotions may be grieved in accordance with the terms of this Agreement. An employee may, however, elect to submit such a suspension or termination to the Director of Human Resources at Step 3 of the Grievance Procedure for review as provided at that step. Other disciplinary actions may be grieved in accordance with the grievance and arbitration provisions of this Agreement. Grievances involving disciplinary suspension of five (5) days or less may be filed at Step 3.

Employees who are on duty shall be allowed to attend Civil Service Commission hearings and/or meetings at which their presence is required without loss of pay.

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City of Davenport

Agenda Group: Council
Department: City Clerk
Contact Info: Jackie E Holecek
Wards: ALL

Action / Date
5/23/2018

Subject:
Civil Service Certification List

ATTACHMENTS:

Type	Description
▢ Cover Memo	Fire Chief List

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/9/2018 - 12:04 PM

City of Davenport

CIVIL SERVICE COMMISSION—CERTIFICATION ROSTER

POSITION: Fire Chief

TYPE OF LIST: Entry

CERTIFICATION DATE: May 9, 2018

EXPIRATION DATE: May 8, 2019

JOB CODE: 3234 EXAM PLAN: 01025

To be completed by Hiring Department.

Please enter the appropriate code from the list below for each candidate on each job opening.

Please return this form to the Human Resources Department. Thank you.

ELIGIBLE CANDIDATES		RESULT CODE	DATE OF APPOINTMENT
Mike Carlsten			
Ronald Swisher			

Chair _____ Date 4/19/18INITIAL OF
APPOINTING
AUTHORITYCommissioner Paul AllmyCommissioner KamrynCommissioner Kelly KellyCommissioner [Signature]

RESULT CODES:

1. Appointed
2. Hired other candidate
3. Disqualified (Attach Documentation)
4. Not interested in this position, retain on list
5. No longer interested, remove from list
6. Not contacted
7. Unable to contact at given location
8. Failed to report for interview

PREFERENCE CODE:

P—Eligible for preference
See Iowa Code 400.28