

City of Davenport, Iowa
City Council Meeting Minutes
Wednesday, October 25, 2023

The City Council of Davenport, Iowa met in regular session on Wednesday, October 25, 2023 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Matson presiding and all Aldermen present (*In person*: Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee*, Alderman Gripp, Alderman Condon, Alderman Jobgen, and Alderman Ortiz; *Via telephone*: Alderwoman Dickmann).

** Left at 6:19 p.m. after the roll call on item #1 on the Discussion Agenda.*

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Jobgen

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting minutes for October 11, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for October 18, 2023.

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, October 18, 2023 -- The Davenport City Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding. The Council observed a moment of silence. Pledge of Allegiance led by Alderman Condon. Upon the roll being called, all Aldermen were present except Alderwoman Dickmann (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderman Jobgen, and Alderman Ortiz).

*The following Public Hearings were held: **Community Development:** 1. for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. **Public Works:** 1. on the plans, specifications, form of contract and estimate of cost for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project, CIP #35062; 2. on the plans, specifications, form of contract, and estimate of cost for the West 46th Street Bridge Over Cardinal Creek Replacement project, CIP #21010; 3. on the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Connection project, CIP #28028; 4. on the plans, specifications, form of contract, and estimate of cost for the Duck Creek Sewer Interceptor Extension project, CIP #ARP18; 5. on the plans, specifications, form of contract, and estimate of cost for the Modern Woodmen Park Fire Suppression System Replacement project, CIP #23049; 6. on the plans, specifications, form of contract, and estimate of cost for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project, CIP #38017; 7. on the plans, specifications, form of contract, and estimate of cost for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project, CIP #ARP14; 8. on the plans, specifications, form of contract, and estimate of cost for the Flood Mitigation | West River Drive and Marquette Street project, CIP #68015. **Finance:** 1. on amending the North Urban Renewal Plan to include the Internal TIF.*

*Action Items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by*

Alderwoman Lee, second by Alderwoman Meginnis item #4, Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District, moved to the Discussion Agenda with a Plan and Zoning Recommendation for denial and all other items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderwoman Jobgen, second by Alderman Ortiz all items moved to the Consent Agenda except the German American Heritage Center temporary outdoor event liquor license which would be voted on later on the agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Ortiz items #5, Resolution approving the plans, specifications, form of contract, and estimate of cost for the Modern Woodmen Park Fire Suppression System Replacement project, CIP #23049, and #6, Resolution approving the plans, specifications, form of contract, and estimate of cost for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project, CIP #38017, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Jobgen item #3, Resolution approving the purchase of a rescue and response vehicle from Lenco Industries, Inc of Pittsfield, Massachusetts in the amount of \$283,735 using State of Iowa Department of Administrative Services contract #23202, moved to the Discussion Agenda and all other items moved to the Consent Agenda.

Other Ordinances, Resolutions and Motions: On motion by Alderman Gripp, second by Alderman Ortiz and all Aldermen present voting aye, the rules were suspended to vote on the item below:

1. On motion by Alderman Dunn, second by Alderman Gripp and all Aldermen present voting aye, the following Motion passed:

Motion approving a beer and liquor license application.

PASSED 2023-431

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

Ward 3

German American Heritage Center and Museum (German American Heritage Center) - 119 East 3rd Street - Temporary Outdoor Event October 21 - License Type: Special Class C Beer/Wine (On-Premises)

Council adjourned at **7:19 p.m.**

VIII. Appointments, Proclamations, Etc.

A. Proclamations

ISSUED 2023-432

1. National Adoption Day | November 4, 2023

IX. Presentations

HELD

A. FY 2024 Distinguished Budget Presentation Award

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

1. On motion by Alderman Jobgen, second by Alderman Ortiz and all Aldermen present voting aye, the following Ordinance moved to second consideration:

First Consideration: Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District.

[Ward 8]

MOVED TO SECOND CONSIDERATION

PLAN AND ZONING COMMISSION RECOMMENDS DENIAL. 8 VOTES REQUIRED FOR PASSAGE.

2. *On motion by Alderman Dunn, second by Alderwoman Meginnis and all Aldermen present voting aye, the following Resolution was adopted:*

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Modern Woodmen Park Fire Suppression System Replacement project, CIP #23049. [Ward 3]

ADOPTED 2023-433

3. *On motion by Alderman Dunn, second by Alderman Gripp and all Aldermen present voting aye, the following Resolution was adopted:*

Resolution approving the plans, specifications, form of contract, and estimate of cost for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project, CIP #38017. [Ward 3]

ADOPTED 2023-434

4. *On motion by Alderman Dunn, second by Alderwoman Meginnis and all Aldermen present voting aye, the following Resolution was adopted:*

Resolution approving the purchase of a rescue and response vehicle from Lenco Industries, Inc of Pittsfield, Massachusetts in the amount of \$283,735 using State of Iowa Department of Administrative Services contract #23202. [All Wards]

ADOPTED 2023-435

XII. Approval of All Items on the Consent Agenda

On motion by Alderman Dunn, second by Alderwoman Meginnis and all Aldermen present voting aye, the Consent Agenda was approved as follows:

1. Third Consideration: Ordinance for Case REZ23-03 being the request of 53rd Luxury, LLC on behalf of Ed Speer Construction, Inc and Sheila M Speer Living Trust to rezone approximately 16 acres of land generally located southeast of 53rd Street and Spring Street (Speer Commercial Park 1st and 2nd Addition) from C-2 Corridor Commercial District and R-MF Multi-Family Residential District to C-3 General Commercial District. [Ward 8]

ADOPTED 2023-436

ORDINANCE NO. **2023-436**

AN ORDINANCE FOR CASE REZ23-03 BEING THE REQUEST OF 53RD LUXURY, LLC ON BEHALF OF ED SPEER CONSTRUCTION, INC AND SHEILA M SPEER LIVING TRUST TO REZONE APPROXIMATELY 16 ACRES OF LAND GENERALLY LOCATED SOUTHEAST OF 53RD STREET AND SPRING STREET (SPEER COMMERCIAL PARK 1ST AND 2ND ADDITION) FROM C-2 CORRIDOR COMMERCIAL DISTRICT AND R-MF MULTI-FAMILY RESIDENTIAL DISTRICT TO C-3 GENERAL COMMERCIAL DISTRICT.

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

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "C-3 General Commercial District":

THE EAST SIXTY FEET OF LOT 1 OF THE FINAL PLAT OF SPEER COMMERCIAL PARK 1ST ADDITION AND LOT 1 AND OUTLOT A OF THE FINAL PLAT OF SPEER COMMERCIAL PARK 2ND ADDITION BEING A REPLAT OF LOTS 2 AND 3 AND OUTLOT 1 OF SPEER COMMERCIAL PARK 1ST ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

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

Findings:

1. The zoning map amendment is consistent with the Davenport +2035 Land Use Plan, which identifies the property as Commercial Corridor and Residential General.
2. The proposed zoning map amendment to C-3 General Commercial District is compatible with the zoning and uses of nearby developed property.
3. With the proposed conditions recommended by staff, the zoning map amendment will enable the area to be developed in a manner consistent with the surrounding area.
4. With conditions requiring transportation improvements, the proposed zoning map amendment will promote the public health, safety, and welfare of the City.
5. The proposed amendment will not create any nonconformities with future development.

Conditions:

1. A traffic study shall be required prior to approval of any development. Any traffic safety measures installed as a result of the development of the subject property shall be installed at the developer's expense.
2. A buffer yard shall be established commensurate with the depth of the established buffer yard to the west of the subject property along the north property line of the Stone Gate development.
3. With any non-residential use development south of the northern boundary of the Stone Gate development extended, a fifty-foot buffer yard shall be established as required by code. Any multifamily development shall provide buffer yards as required by code.
4. The buffer yard shall be landscaped with a density commensurate to the established buffer yard to the west of the subject property. If the minimum landscaping required by code is installed, a certificate of occupancy may be granted via performance bond for the remaining landscaping which must be installed within the next growing season.
5. Lighting shall consist of LED Dark Sky compliant fixtures not higher than thirty-five feet. The level of lighting shall be reduced to a level necessary to provide security lighting only within one half-hour after of the close of business.
6. Routine use of PA systems or similar devices outside of buildings on the property shall not be permitted.
7. Car washes on the property shall not be located closer than one-hundred twenty-five feet from residential districts, and operate only when the dealership is open for business.
8. Billboards shall be prohibited.
9. In addition to ancillary Auto Dealer uses granted in the C-3 district by Special Use, only C-3 uses which are allowed in the C-T Commercial Transitional Zoning District are permitted south of the northern boundary of the Stone Gate development extended.

Section 3. At its September 5, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-03 to the City Council with a recommendation for approval subject to the listed findings and conditions.CD

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.

Adopted 10/25/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Third Consideration: Ordinance for Case ROW23-04 being the request of 53rd Luxury, LLC to vacate approximately 25,900 square feet of improved Spring Street right-of-way located south of East 53rd Street. [Ward 8]

ADOPTED 2023-437

ORDINANCE NO. **2023-437**

AN ORDINANCE FOR CASE ROW23-04 BEING THE REQUEST OF 53RD LUXURY, LLC TO VACATE APPROXIMATELY 25,900 SQUARE FEET OF IMPROVED SPRING STREET RIGHT-OF-WAY LOCATED SOUTH OF EAST 53RD STREET.

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

Section 1. The following described units of Scott County, Iowa real estate are hereby vacated (abandoned). The property has the following legal description:

The 287.53 feet of Spring Street as dedicated as public right-of-way in Speer Commercial Park 1st Addition, to the City of Davenport, County of Scott, State of Iowa.

The above-described area contains 25,900 square feet, more or less.

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.

Adopted 10/25/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

3. Third Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding Jefferson Avenue along the west side from East 38th Street north to the dead end thereto. [Ward 7]

ADOPTED 2023-438

ORDINANCE NO. **2023-438**

AN ORDINANCE AMENDING SCHEDULE VII NO PARKING OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING JEFFERSON AVENUE ALONG THE WEST SIDE FROM EAST 38TH STREET NORTH TO THE DEAD END THERETO.

Section 1. That Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa be and the same is hereby amended by adding:

Jefferson Avenue along the west side from East 38th Street north to the dead end.

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.

Adopted 10/25/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

4. Third Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding Scott Street along the west side from Rusholme Street to Lombard Street and along the east side from Rusholme Street south 355 feet thereto. [Ward 4]

ADOPTED 2023-439

ORDINANCE NO. **2023-439**

AN ORDINANCE AMENDING SCHEDULE XI RESIDENT PARKING ONLY OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY ADDING SCOTT STREET ALONG THE WEST SIDE FROM RUSHOLME STREET TO LOMBARD STREET AND ALONG THE EAST SIDE FROM RUSHOLME STREET SOUTH 355 FEET THERETO.

Section 1. That Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa be and the same is hereby amended by adding:

Scott Street along the west side from Rusholme Street to Lombard Street and along the east side from Rusholme Street south 355 feet.

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.

Adopted 10/25/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

5. Second Consideration: Ordinance for Case REZ23-04 being the request of Jason Cousineau to rezone approximately 1.19 acres of land generally located southeast of the Grand Avenue and East 46th Street intersection at 801 East 46th Street from R-MF Multi-Family Residential District to I-1 Light Industrial Zoning District. [Ward 7]

MOVED TO THIRD CONSIDERATION

6. Second Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by removing Perry Street along the east side from 12th Street to Kirkwood Boulevard between the hours of 8:00 a.m. to 6:00 p.m. Monday through Friday, except holidays, therefrom. [Wards 3 & 5]

MOVED TO THIRD CONSIDERATION

7. Resolution approving street, lane, or public ground closures on the listed dates and times to hold outdoor events.

ADOPTED 2023-440

Elaine Folker; Norwood Park Fall Festival; 2200 block of Ripley Street; 12:00 p.m. - 6:30 p.m. Saturday, October 28, 2023; **Closures**: Ripley Street from West Dover Court to Lombard Street; West Rusholme Street from Ripley Street east and west to the alley. [Ward 4]

Ballet Quad Cities; Nutcracker School Program 2023; RiverCenter/Adler Theatre | 136 East 3rd Street; 8:00 a.m. – 1:00 p.m. Friday, December 8, 2023; **Closure**: northernmost parking lane and two travel lanes on East 3rd Street from Brady Street to Iowa Street. [Ward 3]

8. Resolution approving the plans, specifications, form of contract, and estimate of cost for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project, CIP #35062. [Ward 2]

ADOPTED 2023-441

9. Resolution approving the plans, specifications, form of contract, and estimate of cost for the West 46th Street Bridge Over Cardinal Creek Replacement project, CIP #21010. [Ward 2]

ADOPTED 2023-442

10. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Connection project, CIP #28028. [Ward 8]

ADOPTED 2023-443

11. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Duck Creek Sewer Interceptor Extension project, CIP #ARP18. [Wards 1 & 2]

ADOPTED 2023-444

12. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project, CIP #ARP14. [Ward 3]

ADOPTED 2023-445

13. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Flood Mitigation | West River Drive and Marquette Street project, CIP #68015. [Ward 3]

ADOPTED 2023-446

14. Resolution approving the Subaward Agreement between the Iowa Department of Homeland Security and Emergency Management and the City of Davenport for the West River Drive and Marquette Street Flood Mitigation project, CIP #68015. [Ward 3]

ADOPTED 2023-447

15. Resolution accepting work completed under the CY 2023 Pedestrian Curb Ramp Retrofit Program by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois in the amount of \$274,071.38, CIP #35060. [All Wards]

ADOPTED 2023-448

16. Resolution accepting work completed under the Waverly Road (Schuetzen Lane to North Lincoln Avenue) Reconstruction and Overlay project by Langman Construction, Inc of Rock Island, Illinois in the amount of \$355,545.10, CIP #35061. [Ward 1]

ADOPTED 2023-449

17. Resolution accepting work completed under the CDBG Alley Program: 301 Kirkwood Boulevard to 330 East 15th Street Alley Reconstruction project by Emery Construction Group, Inc of Moline, Illinois in the amount of \$141,821.63, #BG250. [Ward 5]

ADOPTED 2023-450

18. Resolution awarding a contract for the 2023-2024 Sewer and Manhole Rehabilitation Program to Langman Construction, Inc of Rock Island, Illinois in the amount of \$3,172,529.50, CIP #30057. [All Wards]

ADOPTED 2023-451

19. Resolution awarding a contract for construction-related services for the 2023-2024 Sewer and Manhole Rehabilitation Program to Strand Associates, Inc of Madison, Wisconsin in an amount not to exceed \$463,500, CIP #30057. [All Wards]

ADOPTED 2023-452

20. Preliminary Resolution for the 2024 Alley Resurfacing Program. [Wards 3 & 5]

ADOPTED 2023-453

21. Resolution amending the North Urban Renewal Plan to include the Internal TIF. [Wards 2, 6, 7, & 8]

ADOPTED 2023-454

22. Resolution setting a Public Hearing on granting a gas easement on City-owned property located at the southwest corner of West River Drive and Marquette Street (Parcel L0017-01) to MidAmerican Energy. [Ward 3]

ADOPTED 2023-455

23. Resolution awarding a contract for the installation of the Credit Island Nature Playground to Hagerty Earthworks LLC of Muscatine, Iowa in the amount of \$136,284, CIP #64103. [Ward 1] **ADOPTED 2023-456**

24. Motion approving noise variance requests on the listed dates and times for outdoor events. **PASSED 2023-457**

Elaine Folker; Norwood Park Fall Festival; 2300 block of Ripley Street; 2:00 p.m. - 6:00 p.m. Saturday, October 28, 2023; Outdoor music, over 50 dBA. [Ward 4]

Neko Beserra; Birthday Party; 1807 Pineacre Avenue; 7:00 p.m. - 11:00 p.m. Saturday, November 4, 2023; Outdoor music, over 50 dBA. [Ward 6]

25. Motion approving beer and liquor license applications. **PASSED 2023-458**

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

Ward 2

Aldi, Inc #81 (Aldi, Inc) - 3643 West Kimberly Road - New License - License Type: Class B Beer/Wine (Carry-Out)

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

Ward 1

Lulac Club (Lulac Council #10, Inc) - 4224 Ricker Hill Road - License Type: Class C Liquor (On-Premises)

Ward 3

Analog Arcade Bar (Analog, LLC) - 302 Brady Street - License Type: Class C Liquor (On-Premises)

Armored Gardens (Armored Gardens, LLC) - 315 Pershing Avenue - Outdoor Area - License Type: Class C Liquor (On-Premises)

Danceland (Danceland Ltd) - 501 1/2 West 4th Street - License Type: Class C Liquor - (On-Premises)

Raw Bar (Rawbar) - 136 East 3rd Street Unit A - Outdoor Area - License Type: Class C Liquor (On-Premises)

Scott's Shovelhead Shed (SSS, Inc) - 220 North Pine Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

The Gypsy Highway Bar and Grill (The Gypsy Highway Corp) - 2606 West Locust Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Hy-Vee #5 (Hy-Vee, Inc) - 2351 West Locust Street - License Type: Class E Liquor (Carry-Out)

QC Mart (Bethany Enterprises, Inc) - 1556 West Locust Street - License Type: Class B Beer (Carry-Out)

Riverside Liquor 2 (Two Brothers Locust, LLC) - 1528 West Locust Street - License Type: Class E Liquor (Carry-Out)

Ward 5

Los Primos Mexican Grill (Los Primos Mexican Grill, LLC) - 1143 East Locust Street - License Type: Class C Liquor - (On-Premises)

Ward 6

Hy-Vee Fast and Fresh (Hy-Vee, Inc) - 3200 East Kimberly Road - License Type: Class E Liquor (Carry-Out)

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

Texas Roadhouse (Texas Roadhouse Holdings, LLC) - 4005 East 53rd Street - License Type: Class C Liquor (On-Premises)

Ward 7

Azteca 4 (Azteca 4, Inc) - 3566 Brady Street - License Type: Class C Liquor (On-Premises)

CASI (Center for Active Seniors, Inc) - 1035 West Kimberly Road - Outdoor Area - License Type: Class C Liquor - (On-Premises)

Chuck E Cheese's #957 (CEC Entertainment, LLC) - 903 East Kimberly Road - License Type: Special Class C Beer/Wine (On-Premises)

Hooters Of Davenport (HOA Restaurant Holder, LLC) - 110 East Kimberly Road - License Type: Class C Liquor (On-Premises)

Ward 8

Leisure Lanes (Four Bros, LLC) - 2802 West 73rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

26. Motion approving Change Order #1 to Langman Construction, Inc of Rock Island, Illinois in the amount of \$49,782.59 for the West 7th Street (Gaines Street to Ripley Street) Resurfacing project, CIP #35062. [Ward 3] **PASSED 2023-459**

27. Motion awarding a contract for the purchase and installation of a replacement playground at Cork Hill Park to Fry & Associates, Inc of North Kansas City, Missouri in the amount of \$85,000. [Ward 3] **PASSED 2023-460**

XIII. Other Ordinances, Resolutions and Motions

XIV. Public with Business

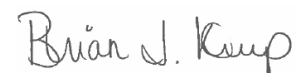
XV. Reports of City Officials

The following is a summary of revenue received for the month of September 2023:

Property Taxes	\$ 9,553,695
Other City taxes	\$ 2,313,571
Special Assessments	\$ -
Licenses & Permits	\$ 238,447
Intergovernmental	\$ 2,311,140
Charges for Services	\$ 5,230,014
Use of Monies & Property	\$ 267,000
Fines & Forfeits	\$ 141,704
Bonds/Loan Proceeds	\$ 30,596
Miscellaneous	\$ 580,564

XVI. Executive Session

*On motion by Alderman Dunn, second by Alderwoman Meginnis and all Aldermen present voting aye, Council recessed to Executive Session at **7:00 p.m.** to discuss strategy with counsel in matters involving litigation pursuant to Iowa Code Section 21.5(1)(c). Council reconvened in Executive Session at **7:07 p.m.** with Mayor Matson and all Aldermen present except Alderwoman Dickmann and Alderwoman Lee (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Meginnis, and Alderman Ortiz). Others present included Attorney Jason O'Rourke from Lane & Waterman LLP, Corporation Counsel Tom Warner, and CFO/Assistant City Administrator Mallory Merritt. On motion by Alderman Ortiz, second by Alderman Dunn, Council went back into open session and adjourned at **7:34 p.m.***



Brian J. Krup
Deputy City Clerk