

**MINUTES OF THE REGULAR MEETING OF THE DAVENPORT CITY COUNCIL**  
**July 24, 2019**

**ROLL CALL**

Mayor Brad Sweet called the meeting to order at 7:00 p.m. Council Members present were Cory Hollis, Nathan Hansen, Lance Strite, Chris Ruiz, Pete Schweiger, and Theresa Telford.

Absent: Pat Katz

Motion to Excuse: Cory Hollis made a motion to excuse Patrick Katz from the meeting. The motion was seconded by Theresa Telford. The motion carried.

Also present were, Jaymie Bennett, Gene Hein, Steve Goemmel, Dave Leath, and Jeremy Tikka.

**APPROVAL OF MINUTES**

Pete Schweiger made a motion to approve the minutes of the July 10, 2019 meeting. The motion was seconded by Lance Strite. The motion carried.

**POLICE REPORT**

No Report.

**CONFIRMATION OF AGENDA**

None.

**COMMENT / SIGN IN**

Jaymie Bennett signed in to address the City Council. Jaymie told the City Council that she is running for office in the fall election and she just wanted to introduce herself and see what was going on.

Jeremy Tikka signed in to address the City Council. Jeremy identified himself as the owner of 914 Morgan Street. He asked the City Council why his commercial zoning was revoked. Mayor Sweet told Mr. Tikka that the City Council revoked his commercial zoning because he has yet to remove the portion of the red building on the property that is in the city right of way. The Mayor told Mr. Tikka that the commercial zoning status was granted with the stipulation that the portion of the red building that intrudes on the city right of way be removed. To date, this building has not been removed.

The Mayor told Mr. Tikka that he must now apply for a conditional use permit to operate a business in a residential zone. He commented that both the Davenport Planning Commission and the City Council approved the rezone of the property with the stipulation that the portion of the building that's in the right of way must be removed. Mr. Tikka asked why the City hasn't surveyed the property. He claimed that he can't comply with the stipulations because he doesn't know how much of the building to take down. The Mayor reminded Mr. Tikka that the city did stake out the approximate boundaries of the right of way and someone removed the pins.

Mr. Tikka told the City Council that City Manager Steve Goemmel was making him remove a building that's stood for a hundred years. Cory Hollis told Mr. Tikka that it was the City Council that is asking him to remove the portion of the building that is intruding on the right of way. The Mayor told Mr. Tikka that the City was unaware of the intrusion on the right of way until he applied to have the building rezoned. Mr. Tikka said that he feels like the City should survey the property for the exact boundaries. City Administrator Steve Goemmel asked if that was a proper use of public funds to help Mr. Tikka establish the exact pin

locations. Mr. Tikka commented that he has improved the property which is good for the community and he's done everything the city has asked him to do.

Mayor Sweet reminded Mr. Tikka that in a commercial zone nobody can live on the main floor of a building. He asked why Mr. Tikka is renting out the red building which is a single-story building. Mr. Tikka told the City Council that he is not renting the red building. He's letting homeless people stay in the building.

Mr. Tikka questioned the City Council's notification letter revoking his zoning. He said that he received the letter before the Resolution 2019-09 was passed. He said the letter was dated July 1, 2019 and that the resolution was passed on July 10, 2019. City Clerk Dave Leath told Mr. Tikka that Resolution 2019-09 was passed on June 26, 2019 and that the letter he received that was dated July 1, 2019. Mr. Tikka said that the letter dated July 1, 2019 is the only letter that he's received on this issue. He wondered why nobody notified or communicated with him during this process. Mr. Tikka suggested that the minutes of the meeting be posted in a timelier fashion on the city website.

The Mayor told Mr. Tikka that the City Council was working on the issue of compliance and he would be notified when they decide on a course of action. Mr. Tikka said that feels like the City has reneged on its agreement for the rezone of his property and the use of the red building. He commented that he feels like he's been misled on this issue by the city. The Mayor thanked Mr. Tikka for his input.

## **COMMITTEE REPORTS**

### **Finance**

Lance Strite reported that the Committee met to discuss the second quarter of 2019 financials. Lance said the city's budget was in good shape so far. He said revenues were at 69% and expenditures at 35%. He complimented City Administrator Steve Goemmel for his budgeting skills.

## **MAYOR'S REPORT**

Mayor Sweet told the City Council that the Mayor of Reardan has resigned and Gayle Daniels is the new acting mayor. He said there has been a lot of turn over with in the City of Reardan. He mentioned that former Lincoln County Sheriff's Deputy Andy Manke is the new chief of police in Reardan. City Administrator Steve Goemmel told the City Council that he offered to assist the City of Reardan if they need help.

The Mayor told the City Council that he is working with the City Attorney and City Administrator Steve Goemmel to update our nuisance and code enforcement ordinances. The Mayor hopes to bring the new ordinances to committee soon.

## **OLD BUSINESS**

None.

## **NEW BUSINESS**

*1. Resolution 2019-14 Weed Abatement* – City Clerk Dave Leath told the City Council that the Craig Sweet forwarded a list of properties that needed weed abatement to him. Proper notice was given by registered mail to the property owners and this resolution has a list of property owners who did not take care of their weeds. He asked the City Council to approve this resolution.

Lance Strite made a motion to approve Resolution 2019-14. The motion was seconded by Theresa Telford. The motion carried.

## **APPROVAL TO PAY BILLS**

Nathan Hansen made a motion to pay Claims/Vouchers #15742 - #15762 in the amount of \$64,233.00. The motion was seconded by Pete Schweiger. The motion carried.

## **ADJOURNMENT**

Theresa Telford made a motion to adjourn the meeting. The motion was seconded by Nathan Hansen. The motion carried. The meeting was adjourned at 7:43 p.m.

---

David M. Leath  
City Clerk/Treasurer

---

Mayor Brad Sweet