

MINUTES OF THE REGULAR MEETING OF THE DAVENPORT CITY COUNCIL
March 28, 2018

ROLL CALL

Mayor Pro Tem Theresa Telford called the meeting to order at 7:00 p.m. Council Members present were: Patrick Katz, Nathan Hansen, Corey Hollis, and Pete Schweiger.

Absent: Chris Ruiz and Mayor Sweet

Motion to Excuse: Lance Strite made a motion to excuse Chris Ruiz from the meeting. The motion was seconded by Cory Hollis. The motion carried.

Also present were: Fred Bell, Steve Goemmel, Bryan Hicks, Scott Hutsell, Dave Leath, Marcia Smith, Mark Smith, and Jeremy Tikka.

APPROVAL OF MINUTES

Patrick Katz made a motion to approve the minutes from the March 14, 2018 meeting. The motion was seconded by Cory Hollis. The motion carried.

CONFIRMATION OF AGENDA

No Changes.

COMMENT / SIGN IN SHEET

Bryan Hicks from Century West signed in to address the City Council. Bryan introduced himself as an engineer from Century West, Inc. Bryan told the City Council that T.I.B. approved the Seventh Street Wall Project at their last meeting. He asked the City Council to consider approving the base bid from H.M. Winkler, Inc., who had the apparent low bid for the project. Bryan reminded the City Council that we sent the project out to bid twice. Both times, the bids were higher than the amount of money that was available for the project. Bryan said the first bids were way too high because all the contractors were busy so the city decided to rebid the project during the winter in an attempt to get a better bid. He said that strategy worked but the city still didn't have enough funds to complete the project. Bryan said that they went back to Gloria Bennett from T.I.B. in an attempt to get more funding. Gloria took the project to the T.I.B. Board and they added some money to the project. Bryan thanked T.I.B. for doing that. Bryan said that the project will take 32 work days to complete. That's about six and a half work weeks. He said they are hoping to start in late May if the City Council approves the project.

Bryan asked the City Council to approve Resolution 2018-10 accepting the bid for the Seventh Street Retaining Wall – Sidewalk Replacement Project. Mayor Pro Tem Theresa Telford thanked Bryan for his report and said the City Council will vote on this resolution in New Business.

COMMITTEE REPORTS

Street

Patrick Katz told the City Council that the Committee met to discuss the sign ordinance in Davenport. He said the Committee is still reviewing the sign ordinance and does not have a recommendation for the City Council at this time. He said most of the sign ordinance was written in 1912 and it needs to be updated.

MAYOR'S REPORT

No Report.

OLD BUSINESS

None.

NEW BUSINESS

1. Resolution 2018-06 Modifying the City Fee Schedule Increasing Cemetery Service Fees and adding a Fee for Off-Site Signs in the City Right of Way – Nathan Hansen commented that he didn't think a funeral on a legal holiday or Sunday should be allowed in the cemetery. City Administrator Steve Goemmel read the ordinance in the current code book that prohibits funerals on Sunday or on legal holidays.

Pete Schweiger made a motion to strike the holiday and Sunday provision in this resolution and to accept Resolution 2018-06 Modifying the City Fee Schedule increasing cemetery fees and adding a fee for offsite signs in the right of way. The motion was seconded by Cory Hollis. The motion carried.

2. Resolution 2018-09 Renewal of an Interlocal Agreement with Lincoln County Public Works for Street Repair. City Administrator Steve Goemmel told the City Council that the previous agreement with Lincoln County expired this year and this is a replacement agreement. He said, from time to time, the City contracts with Lincoln County for street repairs and a new agreement is needed for the City to hire them.

Lance Strite made a motion to accept Resolution 2018-09. The motion was seconded by Nathan Hansen. The motion carried.

3. Resolution 2018-10 Accepting a Proposal from W.M. Winkler Company for the Seventh Street Retaining Wall –Sidewalk Replacement Project. City Administrator Steve Goemmel told the City Council that this resolution accepts W.M. Winkler Inc.'s base bid of \$415,029.50.

Nathan Hansen made a motion to accept Resolution 2018-10. The motion was seconded by Pete Schweiger. The motion carried.

4. Resolution 2018-11 Arranging for the Acquisition of Land for the Airport Runway Extension Project. City Administrator Steve Goemmel told the City Council that this resolution is needed by the FAA to show City Council approval for the land acquisition at the airport. Steve said FAA will reimburse the City for each parcel of land when they are purchased. There are four parcels and three of them have agreed to a purchase price.

Lance Strite made a motion to approve Resolution 2018-11. The motion was seconded by Pat Katz. The motion carried.

5. First Reading of Ordinance 1127 Amending the Davenport Municipal Code Title 17 Zoning Map. Jeremy and Whisper Tikka applied to have their residence at 914 Morgan Street rezoned from residential one to commercial. Mayor Pro Tem Theresa Telford recognized Davenport Planning Commission Chairman Gene Hein. Gene told the City Council that the Planning Commission held a public hearing on March 21, 2018 to hear Mr. Tikka's request for a rezone. Gene said the Planning Commission voted to approve the zone change requested by Jeremy and Whisper Tikka on the above stated property. The Planning Commission placed a restriction on the zone change that the portion of the building located on the northwest corner of the property that is encroaching into the city's right of way is to be removed. Mr. Tikka commented that he would use the building for storage if the property is rezoned since you can't live on the main floor of a commercial building. Cory Hollis asked Gene Hein if we were opening up a can of worms by allowing this rezone. Gene said that all businesses need a conditional use permit to have a home occupation and thus the City Council will have control of businesses that want to relocate into their homes. Gene said some businesses are not allowed by the zoning code in a residential zone. Scott Hutsell commented that Mr. Tikka's home at one time was commercial. City Administrator Steve Goemmel commented that rezoning

the property actually solves a zoning problem by returning the property to commercial and removing the part of the building that's in the city right of way.

Patrick Katz made a motion to approve Ordinance 1127 at its first and final reading. The motion was seconded by Pete Schweiger. The motion carried.

APPROVAL TO PAY BILLS

Nathan Hansen made a motion to accept Claims/Vouchers #14384 - #14303 in the amount of \$17,643.50. The motion was seconded by Pete Schweiger. The motion carried.

ADJOURNMENT

Patrick Katz made a motion to adjourn the meeting. The motion was seconded by Nathan Hansen. The motion carried. The meeting was adjourned at 7:40 p.m.

David M. Leath City Clerk/Treasurer

Mayor Brad Sweet