

**CITY OF BETTENDORF
CITY COUNCIL MEETING MINUTES**

MARCH 15, 2022

The City Council of Bettendorf, Iowa met in regular session on March 15, 2022 at 7:00 p.m., in the Council Chambers at Bettendorf City Hall, 1609 State Street, Bettendorf, Iowa.

The City of Bettendorf continues to follow CDC Guidelines with respect to the current COVID-19 situation. Additionally, the City of Bettendorf broadcasted this public meeting online at <http://www.bettendorf.org/live-meeting>.

Council Members Present: Adamson, Brown (Zoom – joined at 7:03 p.m.), Connors, Naumann, Sechser, Baden, Webster (Zoom)

Presiding: Mayor Robert S. Gallagher

Mayor Gallagher opened the meeting with the Pledge of Allegiance followed with an Invocation given by Bettendorf Police Chaplain and Pastor of Mighty Fortress Church, Pastor Alex Sierra.

PUBLIC REQUESTS OF COUNCIL

No one addressed the Council and the session was closed.

PUBLIC HEARING REGARDING THE FY2022/23 BUDGET AND CERTIFICATION OF TAXES

Finance Director Jason Schadt gave an explanation of the resolution. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and no written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. No one addressed the Council and the Public Hearing was closed.

RESOLUTION

Council Member Naumann presented a resolution adopting the fiscal year 2022/23 budget and certification of taxes and the City's 5-year Capital Improvement Program, and made a motion to approve the resolution as presented. Council Member Baden seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE TANGLEWOOD ROAD RECONSTRUCTION PROJECT FROM DEVILS GLEN ROAD TO GRAYHAWK DRIVE

Public Works Director Brian Schmidt gave an explanation of the resolution. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and no written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. No one addressed the Council and the Public Hearing was closed.

RESOLUTION

Council Member Adamson presented a resolution approving the plans, specifications and form of contract for the Tanglewood Road Reconstruction Project from Devils Glen Road to Grayhawk Drive, and made a motion to approve the resolution as presented. Council Member Connors seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE 2022 STREET RESURFACING PROGRAM

Public Works Director Brian Schmidt gave an explanation of the resolution. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and no written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. No one addressed the Council and the Public Hearing was closed.

RESOLUTION

Council Member Baden presented a resolution approving the plans, specifications and form of contract for the 2022 Street Resurfacing Program, and made a motion to approve the resolution as presented. Council Member Sechser seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE 2022 FULL DEPTH PATCHING PROGRAM

Public Works Director Brian Schmidt gave an explanation of the resolution. Mayor Gallagher questioned staff and Public Works Director Brian Schmidt responded. Mayor Gallagher asked for any other questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and no written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. No one addressed the Council and the Public Hearing was closed.

RESOLUTION

Council Member Connors presented a resolution approving the plans, specifications and form of contract for the 2022 Full Depth Patching Program, and made a motion to approve the resolution as presented. Council Member Naumann seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE REQUEST FOR DESIGNATION AS FOREST COVERS/RIVERS AND STREAMS/RIVER AND STREAM BANKS FOR A PORTION OF PROPERTY LOCATED AT 4340 TANGLEWOOD ROAD TO QUALIFY FOR TAX EXEMPTION

City Administrator Decker Ploehn gave an explanation of this resolution and the following resolution. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and no written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. No one addressed the Council and the Public Hearing was closed.

RESOLUTION

Council Member Sechser presented a resolution approving the request for tax exemption for 4340 Tanglewood Road, and made a motion to approve the resolution as presented. Council Member Naumann seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE REQUEST FOR DESIGNATION AS FOREST COVERS FOR A PORTION OF PROPERTY LOCATED AT 3000 BARCELONA TERRACE TO QUALIFY FOR TAX EXEMPTION

Mayor Gallagher verified that the Notice of Public Hearing had been published and no written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. Ray Palczynski of 2927 Villa Court stated the property butts up to his and is well taken care of by the Tully's. He thanked the Council for allowing the exemption. No one else addressed the Council and the Public Hearing was closed.

RESOLUTION

Council Member Naumann presented a resolution approving the request for tax exemption for 3000 Barcelona Terrace, and made a motion to approve the resolution as presented. Council Member Sechser seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

ORDINANCE – FIRST AND FINAL READING CORRECTING SCRIVENER'S ERRORS IN ORDINANCE 22-21

City Planner Taylor Beswick gave an explanation of the resolution. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher explained that staff has requested waiving the second and third readings of this ordinance and asked for a motion for same. Council Member Adamson made a motion to waive the second and third readings of the ordinance correcting Scrivener's Errors in Ordinance 22-21, and Council Member Connors seconded the motion. Roll call vote to waive the second and third readings indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

Council Member Adamson presented the first and final reading of an ordinance correcting Scrivener's Errors in Ordinance 22-21, and made a motion to approve the ordinance at its final reading as presented. Council Member Connors seconded the motion. Mayor Gallagher asked for any questions. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

Council Member Adamson requested notification be sent out along with our utility billing to inform citizens of the change in ward and precinct boundaries. Mayor Gallagher responded.

ORDINANCE – SECOND READING AMENDING THE BETTENDORF CITY CODE BY DELETING TITLE 8, CHAPTER 3, ENTITLED "SOLID WASTE COLLECTION" AND CREATING A NEW CHAPTER 3, ENTITLED "SOLID WASTE MANAGEMENT"

Council Member Baden presented the second reading of an ordinance amending the Bettendorf City Code by deleting Title 8, Chapter 3, entitled "Solid Waste Collection" and creating a new Chapter 3, entitled "Solid Waste Management", and made a motion to approve the ordinance at its second reading as presented. Council Member Naumann seconded the motion. Mayor Gallagher asked for any questions. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

ORDINANCE – THIRD AND FINAL READING AMENDING SECTION 11-6-3(G)(7) OF THE BETTENDORF CITY CODE DOWNTOWN MASTER PLAN OVERLAY DISTRICT – PROHIBITED USES

Council Member Connors presented the third and final reading of an ordinance amending Section 11-6-3(G)(7) of the Bettendorf City Code, Downtown Master Plan Overlay District – Prohibited Uses, and made a motion to approve the ordinance at its final reading as presented. Council Member Adamson seconded the motion. Mayor Gallagher asked for any questions. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

ORDINANCE – THIRD AND FINAL READING ADJUSTING THE RATES FOR SEWER UTILITY AND STORM WATER UTILITY ENTERPRISE ACTIVITIES OF THE CITY BY AMENDING SECTIONS 8-2-6 AND 9-1-7 OF THE CITY CODE

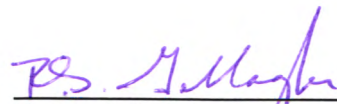
Council Member Sechser presented the third and final reading of an ordinance adjusting the rates for Sewer Utility and Storm Water Utility Enterprise Activities of the City by amending Sections 8-2-6 and 9-1-7 of the City Code, and made a motion to approve the ordinance at its final reading as presented. Council Member Baden seconded the motion. Mayor Gallagher asked for any questions. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.

CONSENT AGENDA

Mayor Gallagher asked for a motion to approve the Consent Agenda as presented. Council Member Naumann made a motion to approve the Consent Agenda as presented, and Council Member Sechser seconded the motion. Mayor Gallagher asked Council for any questions. None presented. Roll call vote indicated Brown (aye); Connors (aye); Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); and Adamson (aye). The motion passed unanimously.


ADJOURNMENT

There being no further business, Council Member Connors made a motion to adjourn and Council Member Adamson seconded the motion. The meeting was adjourned at approximately 7:26 p.m.



Mayor Robert S. Gallagher

Attest:



City Clerk Decker P. Ploehn

**CONSENT AGENDA
MARCH 15, 2022**

**ALL ITEMS APPEARING BELOW ARE CONSIDERED ROUTINE BY THE CITY COUNCIL
AND SHALL BE ENACTED BY ONE MOTION. IF DISCUSSION IS DESIRED, THAT ITEM
SHALL BE REMOVED AND DISCUSSED SEPARATELY**

- A. Minutes from March 1, 2022 (Approve and Adopt)
- B. Resolution appointing UMB Bank, N.A. of West Des Moines, Iowa to serve as Paying Agent, Bond Registrar, and Transfer Agent, Approving the Paying Agent and Bond Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement (Series 2022A). (Approve and Adopt)
- C. Resolution authorizing and providing for the issuance of \$16,235,000 General Obligation Bonds, Series 2022A, and levying a tax to pay said Bonds; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. (Approve and Adopt)
- D. Resolution appointing UMB Bank, N.A. of West Des Moines, Iowa to serve as Paying Agent, Bond Registrar, and Transfer Agent, Approving the Paying Agent and Bond Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement (Series 2022B). (Approve and Adopt)
- E. Resolution authorizing and providing for the issuance of \$3,005,000 Taxable General Obligation Urban Renewal Bonds, Series 2022B, and levying a tax to pay said Bonds; Approval of the Continuing Disclosure Certificate. (Approve and Adopt)
- F. Resolution setting the date for a public hearing and directing the advertising of bids for the 2022 Pavement Preservation Program. (Approve and Adopt)
- G. Resolution setting the date for a public hearing on the FY2023 application for State Transit Assistance Funds for Transit System Operations. (Approve and Adopt)
- H. Resolution awarding the contract and approving the contract and bond for the Gretchen Court Reconstruction Project. (Approve and Adopt)
- I. Resolution awarding the contract and approving the contract and bond for the Hollow View Drive Reconstruction Project from Halcyon Drive to Greenfield Road. (Approve and Adopt)
- J. Resolution awarding the contract and approving the contract and bond for the 2022 Citywide Landscape Planting Program. (Approve and Adopt)
- K. Resolution awarding the contract and approving the contract and bond for the 2022 Citywide Landscape Mulching Program. (Approve and Adopt)
- L. Resolution awarding the contract and approving the contract and bond for the 2022 Citywide Landscape Maintenance Program. (Approve and Adopt)
- M. Resolution authorizing the Mayor to sign an agreement with the City of Moline for shared maintenance of the I-74 Recreational Trail and Aesthetic Lighting. (Approve and Adopt)
- N. Resolution approving the Civil Service List submitted for the Police Officer position in the Police Department. (Approve and Adopt)

- O. Resolution approving an extended outdoor service area and outdoor event on April 2, 2022, for Purgatory's Pub, 2104 State Street. (Approve and Adopt)
- P. Resolution approving liquor license renewals and requests for The Bettplex, LLC; Scrub Pub; Harley Corin's; Foundry; Sunrise Golf; Crawford Brew Works; Central Standard; Five Cities Brewing; and Purgatory's Pub. (Approve and Adopt)
- Q. Bills (Approve payment and direct City Clerk to issue checks in respective amounts)