

**CITY OF BETTENDORF  
CITY COUNCIL MEETING MINUTES**

**APRIL 19, 2022**

The City Council of Bettendorf, Iowa met in regular session on April 19, 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, Connors, Naumann, Sechser, Baden, Webster  
**Presiding:** Mayor Robert S. Gallagher

Mayor Gallagher opened the meeting with the Pledge of Allegiance followed with an Invocation given by Pastor Richard Pokora of All Saints Lutheran Church.

**RECOGNITION**

Mayor Gallagher recognized and presented Brian Hickey, Palmer Hills Golf Course Maintenance Manager, with a plaque for his recent accomplishment as the recipient of the 2022 GCSAA Environmental Stewardship Award. Parks and Recreation Director Kim Kidwell and Golf Pro Jon Waddell were present. Kim thanked Brian for his hard work and dedication. Brian thanked the Mayor and Council, his staff, Kim and Jon for their support, stating it is a team effort and he couldn't do the work without them.

**PROCLAMATION**

Mayor Gallagher read a proclamation proclaiming April 22, 2022 as Earth Day in the Bettendorf community. Susan Leuthauser and Tom Benge of Progressive Action for the Common Good (PACG) were on hand to receive the proclamation. Ms. Leuthauser thanked the Mayor and Council for the proclamation, and stated she is a longtime resident of Bettendorf. Ms. Leuthauser thanked everyone in the community for their support and is very proud of the efforts taken in maintaining the environment.

**PROCLAMATION**

Mayor Gallagher read a proclamation proclaiming April 29, 2022 as Arbor Day in the Bettendorf community. Bob Sartor and Ron Phillips of Bettendorf's Trees Are Us Committee, and Jason Manfull, Bettendorf's Parks Maintenance Supervisor were on hand to receive the proclamation. Bob Sartor stated there is an Arbor Day Tree Planting at Grant Wood School on April 29<sup>th</sup> at 9 am and everyone is invited.

Mayor Gallagher also announced that the Urban Tree Council awarded the City of Bettendorf the 'Tree City USA and Growth Award' at their 31<sup>st</sup> Annual Community Forestry Award Luncheon on April 12, 2022. Additionally, Bettendorf's Trees Are Us was selected to receive a grant for \$2,000 through MidAmerican Energy's Trees Please! Program, which supports Trees Are Us' tree planting project. Bob Sartor stated the Trees Are Us Committee is especially proud of the Growth Award.

**PUBLIC REQUESTS OF COUNCIL**

Margarito "Skip" Saldivar of 2738 State Street addressed the Council with his concerns regarding the property located at 2135 Mississippi Blvd. Mayor Gallagher assured Mr. Saldivar that the matter would be looked into. Mr. Saldivar also requested that State Street and Grant Street be made into two-way streets. Mr. Saldivar thanked city staff for a fine job they do.

No one else addressed the Council and the session was closed.

### **PUBLIC HEARING REGARDING THE FY2023 APPLICATION FOR STATE TRANSIT ASSISTANCE FUNDS FOR TRANSIT SYSTEM OPERATIONS**

City Engineer Brent Morlok 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 Sechser presented a resolution approving the FY2023 application for State Transit Assistance Funds in the estimated amount of \$231,516.00 to be used by the city's transit system for transit system operations, 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 Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); Adamson (aye); Brown (aye); and Connors (aye). The motion passed unanimously.

### **PUBLIC HEARING REGARDING THE 2022 PAVEMENT MARKINGS PROGRAM**

City Engineer Brent Morlok 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 2022 Pavement Markings Program, and made a motion to approve the resolution as presented. Council Member Brown seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); Adamson (aye); Brown (aye); and Connors (aye). The motion passed unanimously.

### **PUBLIC HEARING REGARDING REZONING PROPERTY GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF FOREST GROVE DRIVE AND CRISWELL STREET, A-1, AGRICULTURAL/ URBAN RESERVE DISTRICT TO R-3, MIXED RESIDENTIAL DISTRICT (CASE 22-008)**

Community Development Director Mark Hunt gave an explanation of the ordinance. Mayor Gallagher asked for any questions. Mayor Gallagher and Council Members Naumann and Sechser questioned staff, and City Attorney Chris Curran, Community Development Director Mark Hunt, and Developer Chris McNamara responded. Mayor Gallagher verified that the Notice of Public Hearing had been published and that one written correspondence had been received on the matter. Mayor Gallagher then opened the Public Hearing. Amy VenHorst of 6230 Criswell Street addressed the Council with her concerns with the development being in close proximity to her family farm and its operations, and what the effects it might have on same, as well as her requests of the Developer. Community Development Director Mark Hunt responded. Greg Jager of Pastrnak Law Firm, attorney for the developer, Dick McNamara Construction, LLC, addressed the Council clarifying the intent of the developer is not to build multi-level townhomes, rather single-story, zero-step townhomes. He further thanked city staff and Council Member Webster, specifically, for the work and collaboration with the neighbors of the potential development that has been done on this matter. No one else addressed the Council and the Public Hearing was closed.

## **ORDINANCE**

Council Member Connors presented the first reading of an ordinance amending the Bettendorf, Iowa Zone Map for property generally located southwest of the intersection of Forest Grove Drive and Criswell Street, A-1, Agricultural/ Urban Reserve District to R-3, Mixed Residential District, and made a motion to approve the ordinance at its first reading as presented. Council Member Baden seconded the motion. Mayor Gallagher asked for any questions. Council Member Webster commented on the amount of work and collaboration that was done between the neighbors, the developer and city staff and thanked them for the comprise that has been done between all parties to make this development work. Roll call vote indicated Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); Adamson (aye); Brown (aye); and Connors (aye). The motion passed unanimously.

## **PUBLIC HEARING REGARDING REVOKING THE EXISTING PLANNED UNIT DEVELOPMENT PLAN (PUD) AND REVERT THE ZONING DISTRICT CLASSIFICATION TO R-1, SINGLE-FAMILY RESIDENCE DISTRICT FOR 1200 DEVILS GLEN ROAD (CASE 22-006)**

Community Development Director Mark Hunt gave an explanation of the ordinance. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and that 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.

## **ORDINANCE**

Council Member Naumann presented the first reading of an ordinance revoking the existing Duck Creek Planned Unit Development Plan and amending the Bettendorf, Iowa Zone Map by reverting the zoning district classification to R-1, Single-Family Residence District for 1200 Devils Glen Road, and made a motion to approve the ordinance at its first reading as presented. Council Member Webster seconded the motion. Mayor Gallagher asked for any questions. None presented. Roll call vote indicated Naumann (aye); Sechser (aye); Baden (aye); Webster (aye); Adamson (aye); Brown (aye); and Connors (aye). The motion passed unanimously.

## **PUBLIC HEARING REGARDING AMENDING SECTION 11-11-12.L SUPPLEMENTAL DEVELOPMENT REGULATIONS – OPEN SPACE ON LOTS: FENCES AND WALLS (CASE 22-004)**

Community Development Director Mark Hunt gave an explanation of the ordinance. Mayor Gallagher asked for any questions. None presented. Mayor Gallagher verified that the Notice of Public Hearing had been published and that 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.

## **ORDINANCE**

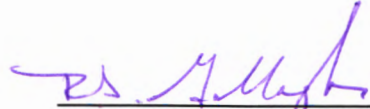
Council Member Baden presented the first reading of an ordinance amending Section 11-11B-12.L of the Bettendorf City Code, Supplemental Development Regulations – Open Spaces on Lots: Fences and Walls, and made a motion to approve the ordinance at its first reading as presented. Council Member Naumann seconded the motion. Mayor Gallagher asked for any questions. Council Member Sechser questioned staff, City Attorney Chris Curran responded and Council Member Connors commented. Council Member Webster questioned staff and Community Development Director Mark Hunt and City Engineer Brent Morlok responded. Roll call vote indicated Naumann (aye); Sechser (nay); Baden (aye); Webster (aye); Adamson (aye); Brown (aye); and Connors (aye). The motion passed 6-1.

## CONSENT AGENDA

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

## ADJOURNMENT

There being no further business, Council Member Webster made a motion to adjourn and Council Member Baden seconded the motion. The meeting was adjourned at approximately 7:51 p.m.



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Mayor Robert S. Gallagher

Attest:



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City Clerk Decker P. Ploehn

**CONSENT AGENDA  
APRIL 19, 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 April 5, 2022 (Approve and Adopt)
- B. Resolution setting the date for a public hearing and directing the advertising of bids for the 2022 Alley Rehabilitation Program. (Approve and Adopt)
- C. Resolution awarding the contract and approving the contract and bond for the 2022 Pavement Preservation Program. (Approve and Adopt)
- D. Resolution authorizing the Director of Public Works to issue a purchase order to Terry-Durin Company for light fixtures for the Forest Grove Drive Phase III Reconstruction Project. (Approve and Adopt)
- E. Resolution ordering the installation of street lights in the Century Heights 18<sup>th</sup> Addition. (Approve and Adopt)
- F. Resolution approving a Professional Services Agreement with Shive-Hattery for the purpose of designing and creating construction documents for the City of Bettendorf's new gateway and monument signage. (Approve and Adopt)
- G. Resolution appointing Matthew DeBisschop to the City of Bettendorf's Civil Service Commission. (Approve and Adopt)
- H. Resolution authorizing the Fire Chief to sign a Medical Director Agreement between Dr. Richard J. Vermeer and Bettendorf Fire Rescue. (Approve and Adopt)
- I. Resolution authorizing the Chief of Police to purchase one (1) 2022 Ford Escape from Lindquist Ford located in Bettendorf, Iowa; cost not to exceed \$31,539.80. (Approve and Adopt)
- J. Resolution approving the Quad City Running Festival to be held May 30, 2022. (Approve and Adopt)
- K. Resolution approving mobile food unit licenses for Coffee Oasis; Capriotti's; and Arty's Ice Cream & Grill. (Approve and Adopt)
- L. Resolution approving liquor license renewals and requests for Purgatory's Pub; Zeke's Island Café; Verde; and Isle of Capri; Outdoor Service for Adventurous Brewing; and a new license for The Isle Marina Bar; Dos Hippies; and Quartet Senior Living. (Approve and Adopt)
- M. Bills (Approve payment and direct City Clerk to issue checks in respective amounts)