

**CITY OF BETTENDORF
CITY COUNCIL MEETING MINUTES**

MARCH 5, 2024

The City Council of Bettendorf, Iowa met in regular session on March 5, 2024, at 7:00 p.m., in the Council Chambers at Bettendorf City Hall, 1609 State Street, Bettendorf, Iowa.

The City of Bettendorf broadcasted this public meeting online at www.bettendorf.org/YouTube.

Council Members Present: Adamson (virtually), Brown (virtually), Jager, Naumann (virtually), Sechser, Baden, Palczynski (virtually)

Presiding: Mayor Robert S. Gallagher

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

PROCLAMATIONS

Mayor Gallagher issued a proclamation proclaiming the month of March as National Kidney Awareness Month and March 9, 2024 as World Kidney Day in the Bettendorf community. The proclamation was requested by Jonathan Napolitano, Community Outreach Manager, National Kidney Foundation Serving Iowa.

Mayor Gallagher issued a proclamation proclaiming September 24, 2024 as Rivermont Collegiate Day in the Bettendorf community. Headmaster Max Roach requested and received the proclamation along with Jane Bettendorf Vieth. Rivermont Collegiate will celebrate their 140th Anniversary on September 24, 2024.

PUBLIC REQUESTS OF COUNCIL

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

PUBLIC HEARING REGARDING THE 2024 PAVEMENT MARKINGS PROGRAM

Public Works Director Brian Schmidt gave an explanation of the resolution. Mayor Gallagher asked for 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 plans, specification, and form of contract for the 2024 Pavement Markings 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 Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE 2024 STREET RESURFACING PROGRAM

Public Works Director Brian Schmidt gave an explanation of the resolution. Mayor Gallagher asked for 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 plans, specification, and form of contract for the 2024 Street Resurfacing Program, and made a motion to approve the resolution as presented. Council Member Palczynski seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING THE 2024 INTAKE REPAIR PROGRAM

Public Works Director Brian Schmidt gave an explanation of the resolution. Mayor Gallagher asked for 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, specification, and form of contract for the 2024 Intake Repair Program, and made a motion to approve the resolution as presented. Council Member Jager seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING A REQUEST FOR DESIGNATION AS FOREST COVER FOR A PORTION OF PROPERTY LOCATED AT 8822 WELLS FERRY ROAD TO QUALIFY FOR TAX EXEMPTION

City Attorney Chris Curran gave an explanation of the resolution and the following two resolutions. Mayor Gallagher asked for questions. Council Member Palczynski questioned

staff and Mr. Curran responded. 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 request for tax exemption for 8822 Wells Ferry Road, and made a motion to approve the resolution as presented. Council Member Adamson seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING A REQUEST FOR DESIGNATION AS FOREST COVER 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. 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 3000 Barcelona Terrace, 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 Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

PUBLIC HEARING REGARDING A REQUEST FOR DESIGNATION AS FOREST COVER/RIVERS AND STREAMS/RIVER AND STREAM BANKS FOR A PORTION OF PROPERTY LOCATED AT 4340 TANGLEWOOD ROAD 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. No one addressed the Council, and the Public Hearing was closed.

RESOLUTION

Council Member Jager 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 Sechser seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

ORDINANCE – SECOND READING AMENDING BETTENDORF, IOWA, ZONE MAP FOR PROPERTY GENERALLY LOCATED AT 4255 MIDDLE ROAD, A-1, AGRICULTURAL/URBAN RESERVE DISTRICT TO R-2, SINGLE-FAMILY RESIDENCE DISTRICT, SUBMITTED BY BRIAN C. BLAUM (CASE 24-006)

Council Member Jager presented the second reading of an ordinance amending the Bettendorf, Iowa Zone Map for property generally located 4255 Middle Road, A-1, Agricultural/Urban Reserve District to R-2, Single-Family Residence District, and made a motion to approve the ordinance at its second reading as presented. Council Member Palczynski seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

ORDINANCE – SECOND READING AMENDING BETTENDORF, IOWA, ZONE MAP FOR PROPERTY LOCATED AT 1975, 2119, AND 2121 KIMBERLY ROAD, C-2, COMMUNITY COMMERCIAL DISTRICT TO C-3, GENERAL BUSINESS DISTRICT, SUBMITTED BY KEVIN KOELLNER/FOCUS REAL ESTATE DEVELOPMENT (CASE 24-003)

Council Member Jager presented the second reading of an ordinance amending the Bettendorf, Iowa Zone Map for property located at 1975, 2119, and 2121 Kimberly Road, C-2, Community Commercial District to C-3, General Business District, and made a motion to approve the ordinance at its second reading as presented. Council Member Baden seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.

ORDINANCE – SECOND READING ADJUSTING THE RATES FOR STORMWATER UTILITY, SEWER UTILITY, AND SOLID WASTE ENTERPRISE ACTIVITIES OF THE CITY

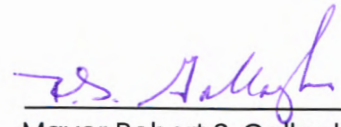
Council Member Baden presented the second reading of an ordinance adjusting the rates for Stormwater Utility, Sewer Utility, and Solid Waste Enterprise Activities of the City, and made a motion to approve the ordinance at its second reading as presented. Council Member Sechser seconded the motion. Mayor Gallagher asked for any discussion from Council. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (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 Palczynski seconded the motion. Mayor Gallagher asked Council for any questions. None presented. Roll call vote indicated Sechser (aye); Baden (aye); Palczynski (aye); Adamson (aye); Brown (aye); Jager (aye); and Naumann (aye). The motion passed unanimously.


ADJOURNMENT

There being no further business, Council Member Sechser made a motion to adjourn, and Council Member Jager seconded the motion. The meeting was adjourned at approximately 7:24 p.m.



Mayor Robert S. Gallagher

Attest:



City Clerk Decker P. Ploehn

CONSENT AGENDA

MARCH 5, 2024

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 February 20, 2024 and February 26, 2024 (Approve and Adopt)
- B. Resolution appointing 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. (Approve and Adopt)
- C. Resolution authorizing and providing for the issuance, and levying a tax to pay the Bonds; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. (Approve and Adopt)
- D. Resolution setting the date for a public hearing for the proposed FY24/25 property tax rates. (Approve and Adopt)
- E. Resolution setting the date for a public hearing and directing the advertising for bids for the 2024 Pavement Preservation Program. (Approve and Adopt)
- F. Resolution setting the date for a public hearing on the FY2024 application for Federal Transit Administration Section 5307 financial assistance. (Approve and Adopt)
- G. Resolution setting the date for a public hearing on the FY2024 application for Federal Transit Administration Section 5307 capital project funds. (Approve and Adopt)
- H. Resolution setting the date for a public hearing on the FY2024 application for Federal Transit Administration Section 5339 capital project funds. (Approve and Adopt)
- I. Resolution awarding the contract and approving the contract and bond for the Edgewood Drive Reconstruction Project from 19th Street to 21st Street. (Approve and Adopt)
- J. Resolution awarding the contract and approving the contract and bond for the 2024 Full Depth Patching Program. (Approve and Adopt)

- K. Resolution awarding the contract to A Cut Above Lawn and Landscape, LLC for Turf Maintenance Services Contract for City Right-of-Way (Zone 1-2024). (Approve and Adopt)
- L. Resolution awarding the contract to A Cut Above Lawn and Landscape, LLC for Turf Maintenance Services Contract for City Right-of-Way (Zone 2-2024). (Approve and Adopt)
- M. Resolution awarding the contract to Fisher Lawn Care, Inc. for the 2024 Turf Maintenance Services for City Facilities. (Approve and Adopt)
- N. Resolution approving the final plat of Unity Crossing First Addition, submitted by Focus Real Estate Development (Case 24-008). (Approve and Adopt)
- O. Resolution approving the final plat of Forest Green 3rd Addition (replat of part of Outlot C of Forest Green 2nd Addition), submitted by McNamara Construction/Chris McNamara (Case 24-012). (Approve and Adopt)
- P. Resolution approving the final plat of Forest Green 4th Addition (replat of part of Outlot C of Forest Green 2nd Addition), submitted by McNamara Construction/Chris McNamara (Case 24-013). (Approve and Adopt)
- Q. Resolution setting a date for public hearing on an ordinance rezoning 1017 Grant Street, R-2, Single-Family Residence District to C-1, Neighborhood Commercial District, submitted by SJF Homes, LLC/Amber and Mark Holmes (Case 24-014)
- R. Resolution setting a date for public hearing on an ordinance rezoning property generally located at 6500 Crow Creek Road, A-1, Agricultural/ Urban Reserve District to R-2, Single-Family Residence District, submitted by Pheasant Creek Estates, LLC (Case 24-009)
- S. Resolution approving the Mayoral appointment of Lauran Wittnebel and Kathleen Roberts to the Parks Advisory Board. (Approve and Adopt)
- T. Resolution approving annual and/or special event mobile food unit licenses for The Full Nelson Catering, LLC. (Approve and Adopt)
- U. Resolution approving alcohol license renewals and requests for Oscar's Pub and Rudy's Tacos. (Approve and Adopt)
- V. Bills (Approve payment and direct City Clerk to issue checks in respective amounts)