

Committee-of-the-Whole Minutes

Tuesday, April 21, 2015

PRESENT: Mayor Pro-Tem John Knaack (*Chair & Ward 1 Alderman*)
Alderman David Parker, Jr. (*Ward 2*)
Alderman Carol Triebel (*Ward 3*)
Alderman John Zelnio (*Ward 4*)
Alderman Lori Turner (*Ward 5*)
Alderman Kevin Schoonmaker (*Ward 6*)
Alderman Sean Liddell (*Ward 7*)
Alderman Stephanie Acri (*Alderman At-Large*)

ABSENT: Mayor Scott Raes (*Chair*)

STAFF: Lew Steinbrecher, City Administrator
Maureen Riggs, City Attorney
Tracy Koranda, City Clerk
Ray Forsythe, Planning & Development Director
Alison Fleming, Human Resources Manager
Nate Scott, IT Manager
Lee Ann Fisher, Library Director
Kim Hankins, Public Safety Director
Scott Hinton, City Engineer
Kathy Carr, Finance Director
Mike Waldron, Public Works Director
Shawn Christ, Land Development Manager
Doug House, Municipal Services General Manager
Todd Allen, Fire Battalion Chief

OTHERS: Mike Wendt, Resident
Ron Miller, Resident
Sandy O'Neill, Resident
Dave Smith, Russell Construction
Jennifer Belby, Russell Construction
Dawn Neuses, The Dispatch
Reporters – WQAD, KWQC & WHBF

Mayor Raes called the meeting to order at 6:30 p.m. in Council Chambers.

Agenda Items

- 1. A Resolution authorizing the Mayor and City Clerk to execute a Road Salt Purchase Agreement for 2015-2016 Season with the City of Davenport.** Doug House, Municipal Services General Manager, stated that the City agrees to purchase 500 tons of salt with the Quad City Joint Salt Bid and place a reserve supplemental order of 4,500 tons with the City of Davenport as the agent for said purchase. Participation in this contract provides a lower cost per ton. The City agrees to pay 50 percent of its order between July 1, 2015 and July 10, 2015. An invoice will be submitted for the balance following delivery of the product. A

- motion was made by Alderman Parker to approve. Seconded by Alderman Schoonmaker. Motion passed unanimously.
2. **A Special Ordinance vacating a 30' x 115' piece of 2nd Avenue right-of-way to George Pokrajac, 201 48th Street, Moline.** Shawn Christ, Land Development Manager, indicated that George Pokrajac of A&A Refrigeration, 201 48th Street, is requesting that the City of Moline vacate a portion of right-of-way (ROW) at 2nd Avenue. This 30' x 115' piece of 2nd Avenue ROW is only used by the applicant or his customers and employees. The applicant is the only adjacent property owner to the ROW and there are no objections from surrounding property owners. There are City utilities located under the ROW, so the City will retain a utility easement over the property. The fair market value of this property was determined by City staff to be \$5,175, which the applicant will pay to the City upon approval of the ROW vacation. A motion was made by Alderman Schoonmaker to approve. Seconded by Alderman Parker. Motion passed unanimously.
 3. **An Ordinance amending Chapter 35, "Zoning and Land Development," of the Moline Code of Ordinances, by enacting thereto an amendment of the Zoning Map, incorporated therein as Section 35-3103 (Daniel Palmer, on behalf of Nordav Growth Partners, LLC; 1510 47th Avenue and three other vacant parcels, Lots 10, 11 and 12 of Southpark West).** Shawn Christ, Land Development Manager, explained that this ordinance will rezone a 4.9-acre tract at 1510 47th Avenue, Moline, and three other adjacent vacant parcels, Lots 10, 11 and 12 of Southpark West, owned by Nordav Growth Partners, LLC, from I-1 Light Industrial to B-4 Highway/Intensive Business District. A motion was made by Alderman Turner to approve. Seconded by Alderman Triebel. Motion passed unanimously.
 4. **An Ordinance the enlarging the corporate limits of the City of Moline by annexing thereto a certain parcel of land in Rock Island County particularly described as 1210 38th Avenue, Moline.** Shawn Christ, Land Development Manager, stated that the City has received a petition of annexation filed by the owners of record of 1210 38th Avenue. Said territory is not within the corporate limits of any municipality but is contiguous to the City of Moline. Proper notice has been given to South Moline Township and its Boards and Commissioners of the pending annexations. City staff has found this annexation to be in the best interests of the City. A motion was made by Alderman Parker to approve. Seconded by Alderman Zelnio. Motion passed unanimously.
 5. **A Special Ordinance authorizing the Mayor and City Clerk to execute a Performance Based Development Agreement between the City of Moline and S.J. Russell L.C. for the "The Point" redevelopment project and to execute any necessary agreements referenced therein; and authorizing appropriate City officers and staff to do all things necessary to complete each of the City's responsibilities pursuant to said agreement.** Ray Forsythe, Planning & Development Director, explained that the City of Moline wishes to enter into a Performance Based Development Agreement with S.J. Russell L.C. for the redevelopment of property consisting of approximately 15.21 gross acres with approximately 9.00 usable acres (392,040 sf), located at 635 10th Avenue, Moline, Illinois, parcel number 08-5348, as well as Lot 2 of Hawk Hollow Addition (the outlot to the east on the southeast corner of 5th Avenue and 6th Street), for "The Point" redevelopment project. The City wishes to support the redevelopment by granting certain incentives to include TIF. The project will consist of the redevelopment of the property into 180,000 square feet of new construction, consisting of, at a minimum, 135 units in Phase I, as well as landscaping and other improvements to redevelop the site. Additional phases may follow with further development. A motion was made by Alderman Parker to approve. Seconded by Alderman Turner. Motion passed unanimously.
 6. **An Ordinance amending Chapter 11, "FIRE PREVENTION AND PROTECTION," of the Moline Code of Ordinances, Sec. 11-2116, "SAME FEES," by enacting one new subsection (a)(9) to include a first responder fee.** Kathy Carr, Finance Director, indicated that per City Council direction given on February 10, 2015, City staff formulated a recommendation on a first responder fee specified and prescribed by the City Council to address the potential shortfall in ambulance revenues in 2015. As this item was tabled by City Council on April 7, 2015, referring same back to the Administration to define an at-fault accident

and describe an appeal process. As a result, staff recommends at-fault to be defined as one where the driver is issued an at-fault citation by the Moline Police Department and Non-Moline Residence is defined by the address on the driver's license of the person issued the at-fault citation. The establishment of a formal appeal process would be for the Public Safety Director to review and determine the appropriateness of the first responder fee upon submission of the City's appeal form. A motion was made by Alderman Liddell to approve. Seconded by Alderman Zelnio. Motion passed with Aldermen Triebel and Acri voting nay.

7. **A Resolution amending Budget Resolution #1169-2014 by authorizing changes to various line items in the budget for FY 2015; and authorizing the Finance Director to do all things necessary to complete said changes.** Kathy Carr, Finance Director, explained that budget amendments are compiled periodically throughout the fiscal year and presented to City Council for approval. These amendments are proposed to reflect recent changes to the current budget to avoid any adverse affect to the City's legal budgetary compliance. A motion was made by Alderman Schoonmaker to approve. Seconded by Alderman Parker. Motion passed unanimously.
8. **An Ordinance amending Chapter 22, "OFFENSES - MISCELLANEOUS," of the Moline Code of Ordinances, Section 22-2100, "DISORDERLY CONDUCT," by enacting one new subsection (e) entitled "Minors involved in electronic dissemination of indecent visual depictions," and by enacting one new subsection (f) entitled "Penalty."** Maureen Riggs, City Attorney, stated that City staff seeks to amend Chapter 22, "OFFENSES - MISCELLANEOUS," of the Moline Code of Ordinances to add provisions concerning minors involved in the electronic dissemination of indecent visual depictions. This offense has recently become an issue as a result of the prevalence of the possession of cell phones, tablets and other electronic communication devices by minors. Amending Section 22-2100 to add subsections (e) and (f) to address the electronic dissemination of indecent visual depictions and penalties for said violation will provide clarity as to how to handle said offenses in line with the State statutes, and will provide an alternative means of charging minors with possession of indecent visual depictions. A motion was made by Alderman Liddell to approve. Seconded by Alderman Schoonmaker. Motion passed unanimously.
9. **A Resolution authorizing the Mayor and City Clerk to execute a contract with Davenport Electric Contract Company for Project #1226, Traffic Signal Replacement at Avenue of the Cities and 34th Street, in the amount of \$239,817.19.** Scott Hinton, City Engineer, indicated that bids were solicited with Davenport Electric Contract Company submitting the lowest responsible and responsive bid in the amount of \$239,817.19. A motion was made by Alderman Parker to approve. Seconded by Alderman Zelnio. Motion passed unanimously.
10. **A Resolution authorizing the Mayor and City Clerk to execute a contract with McCarthy Improvement Company for Project #1214, 2015 Utility Relocations along John Deere Road, in the amount of \$1,190,200.00.** Scott Hinton, City Engineer, explained that bids were solicited with McCarthy Improvement Company submitting the lowest responsible and responsive bid. A motion was made by Alderman Parker to approve. Seconded by Alderman Zelnio. Motion passed unanimously.
11. **A Resolution authorizing the Mayor and City Clerk to sign a liquor license consent form granting the City's consent for a Class A – Restaurant Liquor License to be issued at 2900 River Drive.** Tracy Koranda, City Clerk, stated that the Mills at Riverbend Commons, 2900 River Drive, is in the process of acquiring a tenant that will be applying for a Class A – Restaurant Liquor License. Section 4-3202(a) of the Moline Code of Ordinances states that a majority of the surrounding property owners within a radius of 150 feet of the front of the center of the building shall consent to the issuance of a liquor license. The City-owned property that falls within 150 feet of the referenced property is along Ben Butterworth Parkway. The Park Board approved authorization at its January 22, 2015 meeting. City staff has no objections to the issuance of a liquor license at this address. A motion was made by Alderman Parker to approve. Seconded by Alderman Liddell. Motion passed unanimously.

The meeting adjourned at 7:06 p.m.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Tracy A. Koranda".

Tracy A. Koranda
City Clerk