



# MOLINE CITY COUNCIL AGENDA

Tuesday, October 23, 2018

6:00 p.m.

(Immediately following the Committee-of-the-Whole meeting)

City Hall

Council Chambers – 2<sup>nd</sup> Floor

619 16th Street

Moline, IL

**Call to Order**

**Pledge of Allegiance**

**Invocation – Alderman Wendt**

**Roll Call**

**Consent Agenda**

All items under the consent agenda will be enacted by one motion. There will be no separate discussions of these items unless a Council Member so requests, in which case, the item will be moved from the Consent Agenda and considered as the first item after the Omnibus Vote.

COUNCIL MEMBER	PRESENT	ABSENT
Rodriguez		
Parker		
Wendt		
Potter		
Turner		
Schoonmaker		
Waldron		
Berg		
Mayor Acri		

**Approval of Minutes & Appointments Made**

Committee-of-the-Whole and Council meeting minutes of October 16, 2018, and appointments made during Committee-of-the-Whole on October 23, 2018.

**Second Reading Ordinances**

**1. Council Bill/Special Ordinance 4055-2018**

A Special Ordinance granting a temporary modification to Section 28-3200(a) and Section 35-4218 of the Moline Code of Ordinances to delay the construction of sidewalks for property located at 1122 5<sup>th</sup> Avenue with the condition that the applicant install a new sidewalk along the 11<sup>th</sup> Street (alley) frontage from the end of the existing sidewalk to 6<sup>th</sup> Avenue and correct any damaged panels of the existing sidewalk and be required to install ADA compliant ramps at the 6<sup>th</sup> Avenue intersection.

**Explanation:** The Boys and Girls Club desires to develop property at 1122 5<sup>th</sup> Avenue by constructing a green house on the portion bordered by 5<sup>th</sup> Avenue, 6<sup>th</sup> Avenue, and the alley. While this is a corner lot, a sidewalk is required to be installed on both 5<sup>th</sup> and 6<sup>th</sup> Avenues. The Boys and Girls Club is seeking a temporary modification to delay installation of public sidewalks due to the cost. This special ordinance would delay construction of sidewalks along the 5<sup>th</sup> Avenue and 6<sup>th</sup> Avenue frontages, with the condition that the applicant install a new sidewalk along the 11<sup>th</sup> Street (alley) frontage from the end of the existing sidewalk to 6<sup>th</sup> Avenue. The applicant would also correct any damaged panels of the existing sidewalk and be required to install ADA compliant ramps at the 6<sup>th</sup> Avenue intersection.

**Fiscal Impact:** N/A

**Public Notice/Recording:** N/A

**Omnibus Vote**

**Miscellaneous Business (if necessary)**

**Public Comment**

Members of the Public are permitted to speak after coming to the podium and stating their names.

**Executive Session (if necessary)**

OMNIBUS VOTE		
Council Member	Aye	Nay
Wendt		
Potter		
Turner		
Schoonmaker		
Waldron		
Berg		
Rodriguez		
Parker		
Mayor Acri		

Council Bill/Special Ordinance No. 4055-2018  
Sponsor: \_\_\_\_\_

A SPECIAL ORDINANCE

GRANTING a temporary modification to Section 28-3200(a) and Section 35-4218 of the Moline Code of Ordinances to delay the installation of sidewalks for property located at 1122 5<sup>th</sup> Avenue, Moline.

WHEREAS, the owner of the property addressed as 1122 5<sup>th</sup> Avenue (parcel #08-5799) has requested a temporary modification to delay installing a sidewalk at the property; and

WHEREAS, City standards require sidewalk installation along all streets at the time a lot is developed, and because this is a corner lot, sidewalks are required to be installed on both 5<sup>th</sup> and 6<sup>th</sup> Avenues; and

WHEREAS, the property owner is seeking a temporary modification to delay installation of sidewalks due to the cost; and

WHEREAS, this special ordinance would delay construction of sidewalks along the 5<sup>th</sup> Avenue and 6<sup>th</sup> Avenue frontages, with the condition that the property owner install a new sidewalk along the 11<sup>th</sup> Street (alley) frontage from the end of the existing sidewalk to 6<sup>th</sup> Avenue at this time; and

WHEREAS, the property owner would also correct any damaged panels of the existing sidewalk and be required to install ADA compliant ramps at the 6<sup>th</sup> Avenue intersection.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

**Section 1** – That this Council hereby finds and declares that it is in the best interests of the City of Moline, Illinois, to grant a temporary modification to Sec. 28-3200(a) and Sec. 35-4218 of the Moline Code of Ordinances for the following described territory to allow the owner of 1122 5<sup>th</sup> Avenue to delay construction of sidewalks along the 5<sup>th</sup> Avenue and 6<sup>th</sup> Avenue frontages until such time that it is deemed necessary by the City and to require the applicant to install a sidewalk along the 11<sup>th</sup> Street frontage at this location:

LOT NUMBER ONE (1) IN BLOCK “I” IN THAT PART OF THE CITY OF MOLINE KNOWN AS AND CALLED MOLINE WATER POWER COMPANY’S ADDITION, EXCEPT THAT PART TAKEN BY CONDEMNATION PROCEEDINGS NO. 60-L-356 FILED NOVEMBER 30, 1960 FOR HIGHWAY PURPOSES.

THE EAST ONE HALF (1/2) OF LOT NUMBER ONE (1) IN BLOCK NUMBER ELEVEN (11) IN THAT PART OF THE CITY OF MOLINE KNOWN AS AND

CALLED PITTS, GILBERT AND PITTS SECOND ADDITION TO MOLINE, EXCEPT THAT PART USED, TAKEN OR DEDICATED FOR HIGHWAY PURPOSES.

**Section 2** – That this ordinance shall not constitute a repeal of any or all ordinances or resolutions in conflict herewith but shall be construed as a one-time modification with regard to such conflicting ordinances or resolutions.

**Section 3** – That this ordinance is an exercise of the City’s home rule powers granted to it by virtue of Article VII, Section 6 of the 1970 Illinois Constitution, and shall therefore take precedence over any conflicting State Statutes or rules.

**Section 4** – That this ordinance shall be in full force and effect from and after passage, approval, and if required by law, publication in the manner provided for by law.

CITY OF MOLINE, ILLINOIS

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

Passed: \_\_\_\_\_

Approved: \_\_\_\_\_

Attest: \_\_\_\_\_  
City Clerk

Approved as to Form:

\_\_\_\_\_  
City Attorney