



MOLINE CITY COUNCIL AGENDA

Tuesday, October 2, 2012

6:30 p.m.

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

City Hall

Council Chambers – 2nd Floor

619 16th Street

Moline, IL

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSENT AGENDA

All items under the consent agenda are considered to be routine in nature and will be enacted by one motion. There will be no separate discussions of these items unless a council member so requests, in which event the item will be removed from the consent agenda and considered as the first item after approval of the consent agenda.

COUNCIL MEMBER	PRESENT	ABSENT
Knaack		
[REDACTED]		
Raes		
Ronk		
Turner		
Schoonmaker		
Liddell		
Acri		
Mayor Welvaert		

APPROVAL OF MINUTES

Committee-of-the-Whole and Council meeting minutes of September 25, 2012.

SECOND READING ORDINANCES

1. Council Bill/Special Ordinance 4042-2012

A Special Ordinance closing certain streets more particularly described herein to vehicular traffic and authorizing the use of public right-of-way in conjunction with the Lighting on the Commons scheduled for Saturday, November 17, 2012.

EXPLANATION: This is a yearly event.

FISCAL IMPACT: N/A

PUBLIC NOTICE/RECORDING: N/A

2. Council Bill/Special Ordinance 4043-2012

A Special Ordinance closing certain streets more particularly described herein to vehicular traffic and authorizing the use of public right-of-way in conjunction with the Bier Stube Oktoberfest scheduled for Friday, October 5, 2012 and Saturday, October 6, 2012.

EXPLANATION: Bier Stube is holding an outdoor event.

FISCAL IMPACT: N/A

PUBLIC NOTICE/RECORDING: N/A

OMNIBUS VOTE

ITEMS NOT ON CONSENT

SECOND READING ORDINANCE

3. Council Bill/Special Ordinance 4044-2012

A Special Ordinance authorizing the development of the vacant lots located at 3705 and 3809 11th Avenue Place, specifically Parcels 07-7990 and 07-6746-1, for the construction of single-family homes without requiring the improvement of 11th Avenue Place to current City standards as long as said homes are equipped with an approved automatic sprinkler system, are within 600 feet of a fire hydrant, and are in compliance with all other City ordinances and regulations.

OMNIBUS VOTE		
Council Member	Aye	Nay
Raes		
Ronk		
Turner		
Schoonmaker		
Liddell		
Acri		
Knaack		
[REDACTED]		
Mayor Welvaert		

EXPLANATION: Chapter 29 of the Moline Code of Ordinances requires that all land must be developed in accordance with the requirements of the Code, including the improvement of streets to City standards. 11th Avenue Place east of 34th Street is a dead end, unimproved street as narrow as ten feet in parts with deep ditches running along each side that would be extremely costly to improve and that serves a total of five properties. Two of the five properties accessed by 11th Avenue Place are vacant lots, and the owners of these lots have requested that they be able to build on these lots without undertaking the cost of improving the road. This Council seeks to encourage the development of quality housing in the City and recognizes the uniqueness of the situation and topography of 11th Avenue Place and the burden of requiring the road to be improved for the development of two properties. The fire and safety regulations of the City allow for proper fire protection without an access road as long as the building is equipped with an approved automatic sprinkler system, and there is a fire hydrant located within 600 feet of the building.

CB 4044		
Council Member	Aye	Nay
Raes		
Ronk		
Turner		
Schoonmaker		
Liddell		
Acri		
Knaack		
██████████		
Mayor Welvaert		

FISCAL IMPACT: N/A

PUBLIC NOTICE/RECORDING: N/A

FIRST READING ORDINANCES

4. Council Bill/Special Ordinance 4045-2012

A Special Ordinance closing certain streets more particularly described herein to vehicular traffic and authorizing the use of public right-of-way in conjunction with the Trinity QC Classic Rowing Regatta scheduled for Saturday, October 13, 2012.

EXPLANATION: This is a yearly event.

FISCAL IMPACT: N/A

PUBLIC NOTICE/RECORDING: N/A

5. Council Bill/Special Ordinance 4046-2012

A Special Ordinance authorizing the Mayor and City Clerk to execute documents necessary to sell and convey City-owned property located at 2021 River Drive, Moline, to the State of Illinois Department of Transportation for the sum of the property’s appraised value of \$141,000; and authorizing City staff to do all things necessary to complete the sale and conveyance of said property.

EXPLANATION: The Illinois Department of Transportation (IDOT) seeks to purchase City-owned property located at 2021 River Drive, Moline, to facilitate IDOT’s I-74 Quad Cities bridge project. The property currently houses the historic Davenport, Rock Island, and Northwestern Depot and one accessory building. IDOT proposes to purchase the property and the buildings for the appraised value of \$141,000. Approval of this ordinance will allow the City to do all things necessary to sell and convey the property to IDOT for said amount.

FISCAL IMPACT: \$141,000 to the Tourism Fund

PUBLIC NOTICE/RECORDING: N/A

6. Council Bill/Special Ordinance 4047-2012

A Special Ordinance closing certain streets more particularly described herein to vehicular traffic and authorizing the use of public right-of-way in conjunction with the Wells 4 Wellness 5K Run/Walk scheduled for Saturday, October 6, 2012. **CONSIDERATION REQUESTED**

EXPLANATION: This is a new event with plans to be an annual fundraiser to provide safe, clean drinking water for the people of Niger.

Consideration 4047		
Council Member	Aye	Nay
Raes		
Ronk		
Turner		
Schoonmaker		
Liddell		
Acri		
Knaack		
██████████		
Mayor Welvaert		

CB 4047		
Council Member	Aye	Nay
Raes		
Ronk		
Turner		
Schoonmaker		
Liddell		
Acri		
Knaack		
██████████		
Mayor Welvaert		

FISCAL IMPACT: N/A

PUBLIC NOTICE/RECORDING: N/A

MISCELLANEOUS BUSINESS

PUBLIC COMMENT

Members of the public are permitted to speak after first stating their name and address.

EXECUTIVE SESSION

Council Bill/Ordinance No.: 4042-2012

Sponsor: _____

A SPECIAL ORDINANCE

CLOSING certain streets more particularly described herein to vehicular traffic; and

AUTHORIZING the use of public right-of-way in conjunction with the Lighting on the Commons scheduled for Saturday, November 17, 2012.

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

Section 1 – That this Council hereby authorizes and directs the Mayor, Director of Public Works and Police Chief to erect barricades and post temporary signs, if necessary, for the purpose of closing the following designated roadways to vehicular traffic during the specified times mentioned herein:

Saturday, November 17, 2012, from 10:00 a.m. to 8:00 p.m.

15th Street from the southernmost side of River Drive to the northernmost side of 4th Avenue.

It shall be an offense to use said roadways for vehicular purposes during the times herein specified.

Section 2 – That this Council declares the intent of this ordinance to be a temporary variance from other ordinances that may be in conflict herewith and shall authorize the activities described hereinabove only during such times specified for the street closings and shall not constitute a repeal of other ordinances of the City of Moline which are in conflict herewith.

Section 3 – 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

Council Bill/Resolution No.: 4043-2012

Sponsor: _____

A SPECIAL ORDINANCE

CLOSING certain streets more particularly described herein to vehicular traffic; and

AUTHORIZING the use of public right-of-way in conjunction with the Bier Stube Oktoberfest scheduled for Friday, October 5, 2012 and Saturday, October 6, 2012.

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

Section 1 – That this Council hereby authorizes and directs the Mayor, Director of Public Works and Police Chief to erect barricades and post temporary signs, if necessary, for the purpose of closing the following designated roadways to vehicular traffic during the specified times mentioned herein:

Thursday, October 4, 2012, 12:00 p.m. to Sunday, October 7, 2012, 2:00 a.m.

Alley in the 400 block between 14th and 15th Streets,
the closure to be from the westernmost side of 15th Street to
the west end of Bier Stube Biergarten.

Thursday, October 4, 2012, 12:00 p.m. to Monday, October 8, 2012, 12:00 p.m.

Eastern half of the U-Lot

It shall be an offense to use said roadways for vehicular purposes during times herein specified.

Section 2 – That this Council declares the intent of this ordinance to be a temporary variance from other ordinances that may be in conflict herewith and shall authorize the activities described hereinabove only during such times specified for the street closings and shall not constitute a repeal of other ordinances of the City of Moline which are in conflict herewith.

Section 3 – 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

Council Bill/Special Ordinance No. 4044-2012

Sponsor: _____

A SPECIAL ORDINANCE

AUTHORIZING the development of the vacant lots located at 3705 and 3809 11th Avenue Place, specifically Parcels 07-7990 and 07-6746-1, for the construction of single-family homes without requiring the improvement of 11th Avenue Place to current City standards as long as said homes are equipped with an approved automatic sprinkler system, are within 600 feet of a fire hydrant, and are in compliance with all other City ordinances and regulations.

WHEREAS, Chapter 29 of the Moline Code of Ordinances requires that all land must be developed in accordance with the requirements of the Code, including the improvement of streets to City standards; and

WHEREAS, 11th Avenue Place east of 34th Street is a dead end, unimproved street as narrow as ten feet in parts with deep ditches running along each side that would be extremely costly to improve and that serves a total of five properties; and

WHEREAS, two of the five properties accessed by 11th Avenue Place are vacant lots, and the owners of these lots have requested that they be able to build on these lots without undertaking the cost of improving the road; and

WHEREAS, this Council seeks to encourage the development of quality housing in the City and recognizes the uniqueness of the situation and topography of 11th Avenue Place and the burden of requiring the road to be improved for the development of two properties; and

WHEREAS, the fire and safety regulations of the City allow for proper fire protection without a standard width access road as long as the building is equipped with an approved automatic sprinkler system, and there is a fire hydrant located within 600 feet of the building.

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

Section 1 – That the City Council of the City of Moline, Illinois, hereby grants a variance to Chapter 29 of the Moline Code of Ordinances for the development of the properties located at 3705 and 3809 11th Avenue Place, parcel numbers 07-7990 and 07-6746-1, so that the road does not need to be improved to City standards as long as all buildings are equipped with approved automatic sprinkler systems and are located within 600 feet of a fire hydrant.

Section 2 – That this ordinance shall be a temporary variance from any other ordinance with which it may conflict and shall not constitute a repeal of any such ordinance.

Section 3 -- 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

Council Bill/Resolution No.: 4045-2012

Sponsor: _____

A SPECIAL ORDINANCE

CLOSING certain streets more particularly described herein to vehicular traffic; and

AUTHORIZING the use of public right-of-way in conjunction with the Trinity Q C Classic Rowing Regatta scheduled for Saturday, October 13, 2012.

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

Section 1 – That this Council hereby authorizes and directs the Mayor, Director of Public Works and Police Chief to erect barricades and post temporary signs, if necessary, for the purpose of closing the following designated roadways to vehicular traffic during the specified times mentioned herein:

Friday, October 12, 2012, 3:00 p.m. to Saturday, October 13, 2012, 5:00 p.m.

17th Street the northernmost side of River Drive to the cul de sac.

It shall be an offense to use said roadways for vehicular purposes during times herein specified.

Section 2 – That this Council declares the intent of this ordinance to be a temporary variance from other ordinances that may be in conflict herewith and shall authorize the activities described hereinabove only during such times specified for the street closings and shall not constitute a repeal of other ordinances of the City of Moline which are in conflict herewith.

Section 3 – 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

Council Bill/Special Ordinance No.: 4046-2012

Sponsor: _____

A SPECIAL ORDINANCE

AUTHORIZING the Mayor and City Clerk to execute documents necessary to sell and convey City-owned property located at 2021 River Drive, Moline, to the State of Illinois Department of Transportation for the sum of the property's appraised value of \$141,000; and

AUTHORIZING City staff to do all things necessary to complete the sale and conveyance of said property.

WHEREAS, the State of Illinois Department of Transportation (IDOT) wishes to purchase City-owned property located at 2021 River Drive, Moline, in conjunction with IDOT's proposed Interstate Route 74 Bridge right-of-way project; and

WHEREAS, the City agrees to sell and convey to IDOT and IDOT agrees to purchase from the City said property for its appraised value of \$141,000.

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

Section 1. That the Mayor and City Clerk are hereby authorized to execute documents necessary to sell and convey City-owned property located at 2021 River Drive, Moline, to the State of Illinois Department of Transportation for the sum of the property's appraised value of \$141,000; and City staff is hereby authorized to do all things necessary to complete the sale and conveyance of said property.

Section 2. 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: _____

Attest: _____
City Clerk

Approved as to Form:

City Attorney



Route: FAI 74
Section 81-1
County: Rock Island

Project: -----
Job No. R-92-012-08
Parcel 2120806

Owner(s) of Real Property: City of Moline, IL, a Municipal Corporation
619 16th Street, Moline IL 61265

Location of Property: 2021 River Drive
Moline IL 61265

Pursuant to 735 ILCS 30/10-5-15, the following has been prepared in order to fully inform you of the details of the acquisition of your property as right of way for the proposed improvement of FAI Route 74. The legal description of the parcel to be acquired is found on the attached instrument of conveyance.

The amounts shown below are the full amounts of the approved values and are based on fair market value of the property. The fair market value of the part to be acquired is estimated without regard for any decrease or increase in the fair market value caused by the project for which the property is being acquired; however, the damage to the remaining property, if any, is estimated with full consideration of the effect of the proposed improvement.

1. Existing Property:

Total area 51,028 sq. ft., more or less

Highest and best use: commercial

2. Land to be Acquired in Fee Simple:

New right of way 51,028 sq. ft.

Existing right of way (when applicable) NA sq. ft.

Total right of way 51,028 sq. ft.

3. Improvements and/or Fixtures to be Acquired:

This is a total take of land and all improvements.

4. Compensation for Land Acquired in Fee Simple:

Fair market value of the <u>51,028</u> sq. ft. to be acquired including all improvements as part of the whole property, based on an analysis of market data in the vicinity of the acquisition.	<u>\$141,000.00</u>
Damage to the remaining property as a result of the acquisition (if any).	<u>\$NA</u>
Total compensation for permanent right of way acquired in fee simple.	<u>\$141,000.00</u>
Less cost of construction to be offset against total compensation.	<u>\$NA</u>
Net compensation	<u>\$141,000.00</u>

Benefits in the amount of \$NA have been estimated to the remaining property. These benefits have been offset against any possible damages but have not been offset against any part of the compensation of the part acquired.

5. Compensation for Easements Including Any Damages or Benefits:

Permanent Easements- <u>NA</u> for <u>NA</u>	<u>\$NA</u>
acres (state purpose)	
Temporary Easements- <u>NA</u> for <u>NA</u>	<u>\$NA</u>
acres (state purpose)	
Total compensation for easements (when applicable)	<u>\$NA</u>

6. Total Compensation for Entire Acquisition, which includes all interests in the land required for the highway improvement and damages to the remainder property, if any. (sum of 4+5)	<u>\$141,000.00</u>
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7. Personal Property (Not Being Acquired) located on the Proposed Right of Way:

NA

You may want to retain and remove from the right of way some, or all, of the improvements included in the acquisition. If so, the following owner-retention values have been established for the improvements listed above in Item 3, and the total of the owner-retention values for the improvements retained will be deducted from the total compensation.

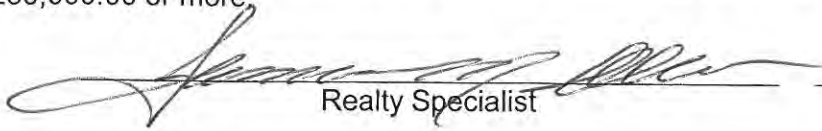
Improvement	Owner-Retention Value
<u>one, one-story masonry commercial office building</u>	<u>\$500.00</u>
<u>one accessory building</u>	<u>\$included</u>

Any agreement to retain such improvements does not convey with it a permit to move the improvements on, or over, any state highway. Mr. Allen will be happy to furnish information for your use in applying for a permit if one is needed.

Eric S. Therkildsen, P.E.
Acting Deputy Director of Highways,
Region Two Engineer

On behalf of the Illinois Department of Transportation, Division of Highways, and as outlined in the above summary, I hereby offer you the sum of \$141,000.00 for the property described on the attached instruments free and clear of all claims of other parties, liens, taxes and encumbrances.

If the above offer is over \$250,000.00, it is contingent on the Illinois Department of Transportation adhering to 30 ILCS 105/9.02 which requires specific contracting authority for all procurement contracts in the amount of \$250,000.00 or more.


Realty Specialist


Date

Council Bill/Resolution No.: 4047-2012

Sponsor: _____

A SPECIAL ORDINANCE

CLOSING certain streets more particularly described herein to vehicular traffic; and

AUTHORIZING the use of public right-of-way in conjunction with the Wells 4 Wellness scheduled for Saturday, October 6, 2012.

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

Section 1 – That this Council hereby authorizes and directs the Mayor, Director of Public Works and Police Chief to erect barricades and post temporary signs, if necessary, for the purpose of closing the following designated roadways to vehicular traffic during the specified times mentioned herein:

Saturday, October 6, 2012, from 6:30 a.m. to 9:00 a.m.

- All lanes of 53rd Street from the northernmost side of 47th Avenue to the end of the cul de sac
- All lanes of 47th Avenue from easternmost side of 53rd Street to the westernmost side of 48th Street
- All lanes of 48th Street from the northernmost side of 47th Avenue to the southernmost side of 56th Avenue
- All lanes of 56th Avenue from the westernmost side of 48th Street to the westernmost side of 60th Street

It shall be an offense to use said roadways for vehicular purposes during times herein specified.

Section 2 – That this Council declares the intent of this ordinance to be a temporary variance from other ordinances that may be in conflict herewith and shall authorize the activities described hereinabove only during such times specified for the street closings and shall not constitute a repeal of other ordinances of the City of Moline which are in conflict herewith.

Section 3 – 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