

Memorandum

Public Works Department



To: City Manager
Subject: Outdoor Seating Plan on Right of Way at 1831 3rd Avenue
Date: January 15, 2020
Number: 2020-010

The QC Coffee and Pancake House (1831 3rd Avenue) has submitted a request to add an outdoor seating area within the 3rd Avenue Right of Way (ROW) at the above address. The seating area would be located directly in front of the building on 3rd Avenue and is intended to provide outdoor seating to the business (see attached diagram).

As originally submitted, the seating plan proposal would impact the pedestrian access route (PAR) as required by the American with Disabilities Act (ADA). However, the clear path guidelines have been communicated to the owners as part of the review process. Vehicular traffic along 3rd Avenue should not be affected by the presence of the seating area within the ROW.

If the City grants permission to install the outdoor seating plan at this location, the property owner would be required to provide the following:

1. Proof of insurance with the city listed as additional insured to hold the City harmless for any liability due to the presence of the object within the ROW. The owners have been notified of this requirement and have provided this document as required.
2. Provide a recordable agreement with the City to maintain the seating area and to recognize that the City will not replace the seating if it is necessary to remove it in order to maintain any existing or future utilities.

Recommendation

It is recommended that City Council allow the QC Coffee and Pancake House to install the outdoor seating area within the 3rd Avenue Right of Way at the above referenced address as long as they provide proof of insurance and a recordable agreement.

Submitted by: Michael T. Bartels, Public Works Director
Michael J. Kane, P.E., City Engineer

Approved by: Randall D. Tweet, City Manager

SAMPSONFENCE LTD.

4109 ROCKINGHAM ROAD • DAVENPORT, IOWA 52802 • 563-324-1448

jandszepeda@gmail.com

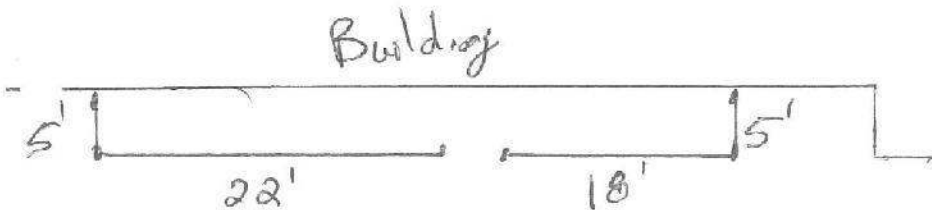
Date 12/17/19

Name Sarah Zepeda Phone: Work _____
 Phone: Home 563-940-0946
 Street 1831 3rd Ave Email _____
 City R.I. State Ill Zip 61201

Utilities Reg # None Date: _____ Time: _____
 County: _____ Cross Rd: _____ Members: _____

IA: 1-800-292-8989

IL: 1-800-892-0123



All posts 8' high for lights.
 Extra cost for swing gate \$348.00
 Extra cost for panic bar on gate \$452.00

Ed Sampson call #563-529-2770

WOOD FENCE	
Style	Ht.
Post	
Rails	
Boards	
Gates	
Nails	
Installation	
CHAIN LINK FENCE	
Galvanized / Black Vinyl Coated	
Fabric	Ht.
Top Rail	
Line Post	
Terminal Post	
Gate Post	
Gates	
Barb Wire	
Installation	
ORNAMENTAL 42" Ht	
Type	<u>Montage</u>
Style	<u>3 rail Majestic Black</u>
Post	<u>2" 150w</u>
Rails	<u>1 3/4" 166w</u>
Pickets	<u>5/8" 166w</u>
Gates	<u>Optional</u>
Footings	<u>Flange Mount</u>
VINYL	
Type	
Style	
Color	
Posts	
Caps	
Gates	
Installation	

Authorized Signature Ed Sampson

Customer Signature _____

Price \$2,680.00

Permit _____

Extras _____

Total _____

Terms: Due and payable upon completion.

ACCEPTANCE OF PROPOSAL:
 The above prices, specifications and conditions are satisfactory and are hereby accepted. You are to do the work as specified. Payment will be made as outlined above.
 This proposal, when signed by customer, becomes a legal contract. This contract does not include removal of trees, shrubs or any other material in the fence line. **All work to be staked by owner. Owner responsible for location of fence.**