



**\*\*\* DES MOINES CITY COUNCIL MEETING REPORT \*\*\***

The City Council took the following action on items listed in the attached meeting agenda summary. Copies of ordinances, resolutions and other Council action may be obtained from the City Clerk's Office (515) 283-4209. The six-digit number beginning with '11-' preceding each item on the agenda is a roll call number assigned by the City Clerk. Please refer to this number when requesting information or copies.

**SUMMARY OF DES MOINES CITY COUNCIL MEETING**

November 21, 2011  
4:30 PM

**SPECIAL PRESENTATION – 4:00 PM**

[National](#) Environmental Hall of Fame Recognition

**INVOCATION:** Council Member Skip Moore

- [11-1931](#) 1. ROLL CALL: **Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.**
- [11-1932](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1933](#) 3. APPROVING CONSENT AGENDA \* – items 3 through 37: **Moved by Hensley to adopt the balance of the Consent Agenda. Motion Carried 7-0.**

**\*Note:** These are routine items and will be enacted by one roll call vote without separate discussion unless someone, Council or public, requests an item be removed to be considered separately.

**LICENSES AND PERMITS**

11-1934

4. Approving Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt; continue item V (Shop N Save) until December 5<sup>th</sup>; refer to the City Manager and City Attorney to work with Shop N Save on a plan to address the concerns raised. The City Attorney will provide information on criteria for declaring a business as a nuisance. Motion Carried 7-0.**

**NEW APPLICATIONS**

(A)	KUM & GO #207	4200 HUBBELL AVE	E Liquor
(B)	KUM & GO #208	3200 SE 14TH ST	E Liquor
(C)	KUM & GO #4110	2110 GUTHRIE AVE	E Liquor
<del>(D)</del>	<del>LIME LOUNGE</del>	<del>435 E GRAND AVE</del>	<del>C Liquor</del>
(E)	QUIK TRIP #500	3700 HUBBELL AVE	E Liquor
(F)	QUIK TRIP #501	2221 E EUCLID AVE	E Liquor
(G)	QUIK TRIP #523	850 ARMY POST RD	E Liquor
(H)	QUIK TRIP #534	2945 E UNIVERSITY	E Liquor
(I)	QUIK TRIP #554	901 SW 63RD	E Liquor
<del>(J)</del>	<del>QUIK TRIP #560</del>	<del>2300 MLK PKWY</del>	<del>E Liquor</del>

**RENEWAL APPLICATIONS**

(K)	BIANCHIS HILLTOP	2820 HUBBELL AVE	C Liquor
(L)	DOWNTOWN PANTRY	208 4TH ST	E Liquor
(M)	EL RODEO #2	1234 E EUCLID AVE	C Liquor
(N)	EUROPA GROCERIES	3839 MERLE HAY RD	C Beer
(O)	GINOS RESTAURANT	2809 6TH AVE	C Liquor
(P)	HIGH LIFE LOUNGE	200 SW 2ND ST	C Liquor
(Q)	HY VEE GAS #4	4701 FLEUR DR	C Beer
(R)	JAVA JOES COFFEEHOUSE	214 4TH ST	C Beer/Wine
(S)	PARK AVENUE PUB	1101 PARK AVE	C Liquor
(T)	ROYAL MILE	210 4TH ST	C Liquor
(U)	SAHOTA FOOD MART	1805 SE 14TH ST	E Liquor
*(V)	SHOP N SAVE	1829 6TH AVE	E Liquor
(W)	SLEEPY HOLLOW	4051 DEAN AVE	C Liquor
(X)	SUDSUCKERS	1511 E ARMY POST	C Liquor
(Y)	VAUDEVILLE MEWS	212 4TH ST	C Liquor

**SPECIAL EVENTS APPLICATIONS**

- |      |                        |               |  |
|------|------------------------|---------------|--|
| (Z)  | CHEFS KITCHEN          | 601 LOCUST ST | Five (5) Day License<br>Class C Liquor License for various events, December 2-6, 2011.   |
| (AA) | Jordan Creek Maid Rite | 519 PARK ST   | Five (5) Day License<br>Class C Liquor License for Illuminate event on December 2, 2011. Pending approval of Building, Electrical, Fire and Zoning Departments. Sponsor: Council Member Hensley. |

- [11-1935](#) 4-I [Consideration](#) of new Class E Liquor License for QuikTrip #559, 4024 Fleur Drive. Sponsor: Council Member Hensley. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1936](#) 5. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**

## **PUBLIC IMPROVEMENTS**

6. Ordering construction of the following:

- [11-1937](#) (A) [Demolition](#) at Southern Meadows Phase 2, 2800 SE 8th Street - Receiving bids, (12-6-11), and Setting date of hearing, (12-19-11). (Construction Estimate - \$160,000). ([Council Communication No. 11-718](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1938](#) (B) [SE](#) Connector Demo & Site Prep - SE 9th St. to SE 15th St. - Receiving bids, (12-6-11), and Setting date of hearing, (12-19-11). (Construction Estimate - \$867,480). ([Council Communication No. 11-713](#)) **Moved by Moore to adopt. Motion Carried 7-0.**

7. Items regarding Southeast Connector:

- [11-1939](#) (A) [Approving](#) Iowa Department of Transportation (IDOT) RISE Agreement. ([Council Communication No. 11-711](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [11-1940](#) (B) [Approving](#) Professional Services Agreement with Kirkham Michael & Associates, Inc. for design services on SE 14th to SE 30th Street, not to exceed \$2,953,706. ([Council Communication No. 11-709](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**

8. Approving Agreements with the U.S. Department of the Interior, Geological Survey for the following:

- [11-1941](#) (A) [Purchase](#) and installation of radio transmitters and voice/data modems at eleven (11) river and stream gauging stations. ([Council Communication No. 11-703](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1942](#) (B) [Operation](#) and maintenance of five (5) river and stream gauging stations. ([Council Communication No. 11-705](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

9. Approving completion and acceptance of private construction contracts for the following:
- [11-1943](#) (A) Paving improvements, 5<sup>th</sup> Avenue near I-235, between Baker Electric, Inc. and Mercy Medical Center-Des Moines. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1944](#) (B) Paving improvements, Cambridge Street at Findley Elementary School between Joiner Construction Co., Inc. and Des Moines Independent Community School District. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1945](#) (C) Paving improvements, E. 12<sup>th</sup> Street at Cattell Elementary School between Joiner Construction Co., Inc. and Des Moines Independent Community School District. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1946](#) (D) Sanitary sewer improvements, vacated Clark Street from 27<sup>th</sup> to 28<sup>th</sup> Street between Corell Contractor, Inc. and Drake University. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1947](#) (E) Sanitary sewer improvements, Maury Street between SE 10<sup>th</sup> & SE 11<sup>th</sup> Streets between Detrick Excavating Inc. and Greater Des Moines Habitat for Humanity. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1948](#) (F) Storm sewer improvements, 1824 DeWolf Street between Downing Construction Co., Inc. and Houghton Properties. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1949](#) (G) Storm sewer improvements, 5625 Franklin Avenue between Gator Excavating, Inc. and Septagon Construction Company. **Moved by Hensley to adopt. Motion Carried 7-0.**
10. Communication from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Hensley to adopt. Motion Carried 7-0.**
11. Accepting completed construction and approving final payment for the following:
- [11-1951](#) (A) 2011 Expanded Street Resurfacing Program – Contract 1, OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1952](#) (B) 2010 Designated Neighborhood Sidewalk Replacement Program, MPS Engineers, PC. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1953](#) (C) Highland Hills Sanitary Sewer Lining, Insituform Technologies USA, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
  - [11-1954](#) (D) 2010 HMA Pavement Scarification & Resurfacing, Grimes Asphalt & Paving Corp. **Moved by Hensley to adopt. Motion Carried 7-0.**

## SPECIAL ASSESSMENTS

### WITHDRAWN

- [11-1955](#) 12. ~~Levying assessments for costs of Nuisance Abatement – NAC Emergency Orders (Community Development) Schedule No. 2011-14.~~
- [11-1956](#) 13. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of Neighborhood Inspection Rental Code, Schedule No. 2011-09. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1957](#) 14. [Approving](#) deletion of NAC-Emergency Assessment at 1340 E. 13<sup>th</sup> Street. **Moved by Hensley to adopt. Motion Carried 7-0.**

## LAND/PROPERTY TRANSACTIONS

- [11-1958](#) 15. [Acceptance](#) of permanent easement for sanitary and storm sewer at 3230 Dixon Street from Liberty Holdings, Inc., \$1. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1959](#) 16. [Establishing](#) fair market value of property owned by Kemin Holdings, LC for Southeast Connector Project – SE 14<sup>th</sup> Street to SE 30<sup>th</sup> Street. ([Council Communication No. 11-715](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1960](#) 17. [Approving](#) settlement of condemnation appeal for the acquisition of 3030 Merle Hay Road from Frank A. and Melba L. Scaglione in the amount of \$105,000 for the Merle Hay Road and Urbandale Avenue Intersection Improvements Project. ([Council Communication No. 11-714](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1961](#) 18. [Approving](#) Subdivision Improvement Bond Release for Prairie Hills of Des Moines Plat 1, 2600 block of E. Payton Avenue. ([Council Communication No. 11-707](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1962](#) 19. [Ratification](#) of prior approval of the final subdivision plat of Woodside Estates West, Plat 7 located in the vicinity of 5564 NW 3<sup>rd</sup> Court in unincorporated Polk County. ([Council Communication No. 11-698](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1963](#) 20. [Approval](#) of 89 tax abatement applications for improvements to property completed in 2011. ([Council Communication No. 11-697](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

## BOARDS/COMMISSIONS/NEIGHBORHOODS

- [11-1964](#) 21. [Approving](#) designating three new neighborhoods to be included in the City's Neighborhood Revitalization Program: Grays Lake, Lower Beaver, and Martin Luther King Jr. Park. ([Council Communication No. 11-700](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1965](#) 22. [Approving](#) the selection of five Charter neighborhoods into the Neighborhood Revitalization Program's Charter Pilot Project: Beaverdale, Woodland Heights, Capitol East, Capitol Park, and River Bend. ([Council Communication No. 11-702](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

## SETTING DATE OF HEARINGS

- [11-1966](#) 23. [On](#) assessment of \$500 penalty for violation of Iowa alcoholic beverage laws (sale to minor) to the following, (12-5-11): **Moved by Hensley to adopt. Motion Carried 7-0.**
- (A) Star Bar, 2811 Ingersoll Avenue.
  - (B) Downtown Pantry, 208 4<sup>th</sup> Street.
  - (C) Nadry, Inc., 2701 Ingersoll Avenue.
  - (D) Johnny's Hall of Fame, 302 Court Avenue.
  - (E) US Gas, 3000 SW 9<sup>th</sup> Street.
  - (F) ~~Kamodo Club Sake n Sushi, 214 3<sup>rd</sup> Street.~~

## LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [11-1967](#) 24. [Approving](#) payment to Peddicord, Wharton, Spencer and Hook, LLP for representation of Police Officer Mersed Dautovic, \$764. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1968](#) 25. [Approving](#) payment to Ahlers & Cooney, PC in conjunction with collective bargaining, \$5,553.50. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1969](#) 26. [Approving](#) payment to Kimberly Piper for workers compensation, \$17,105.37. **Moved by Hensley to adopt. Motion Carried 7-0.**

## CITY MANAGER COMMUNICATIONS

- [11-1970](#) 27. [Submitting](#) travel and training requests for T.M. Franklin Cownie and Mikel Johnson. ([Council Communication No. 11-706](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
28. Number not used.

## APPROVING

- [11-1971](#) 29. [Notice](#) of Finding of No Significant Impact on the Environment and Request for Release of Funds from the U.S. Department of Housing and Urban Development (HUD) for the Lead-based Hazard Control Grant awarded to Polk County. ([Council Communication No. 11-704](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1972](#) 30. [Release](#) of Easement for Temporary Skywalk Corridor through a portion of the Des Moines Building at 513 Locust Street. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1973](#) 31. [Loan](#) Agreement with U.S. Navy for public display of USS Des Moines Model until January 25, 2013. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1974](#) 32. [Banner](#) design submitted by Downtown Community Alliance, on behalf of Meredith Corporation, to be displayed in downtown Des Moines on Locust in winter 2011. **Moved by Hensley to approve banner design. Motion Carried 7-0.**
- [11-1975](#) 33. [Approving](#) bid from Pomeroy IT Solutions (Chris Froman, President) for annual maintenance and support services for CISCO network equipment hardware and software for a three (3) year period for use by the IT Department, \$167,460.86 per year. (Ten bids mailed, four received). ([Council Communication No. 11-722](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-1976](#) 34. [Civil](#) Service Promotional List for Senior Police Officer. **Moved by Hensley to receive and file. Motion Carried 7-0.**
- [11-1977](#) 35. [Authorizing](#) Finance Director to draw checks on [registers](#) for weeks of November 21 and November 28, 2011; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for weeks of November 21 and November 28, 2011; and to draw checks for biweekly payroll due December 2, 2011. **Moved by Hensley to adopt. Motion Carried 7-0.**

**ORDINANCES - SECOND CONSIDERATION**

- [11-1978](#) 36. **On** rezoning of property at 4805 Observatory Road, (Russell Parks, Owner) from “R1-80” (One-Family Residential) to Ltd. “R-3” (Multiple Family Residential) to allow for infill development of no more than six units with three single-family semi-detached dwellings, all contained within a commonly-owned parcel with access from Observatory Road, subject to conditions. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**
- [11-1979](#) (A) **Communication** from Russell Parks regarding construction activities for the proposed housing project at 4805 Observatory Road. **Moved by Hensley to receive and file. Motion Carried 7-0.**
- [11-1980](#) (B) Final consideration of ordinance above. **Moved by Hensley that this ordinance do now pass, #15,065. Motion Carried 7-0.**
- [11-1981](#) 37. **On** rezoning of property at 3422 57<sup>th</sup> Street, (Christopher Suent Jens, Owner) from “R1-60” (One-Family Low-Density Residential) to Ltd. “R-2” (One- and Two-Family Residential) to allow for infill development with two-family dwellings, subject to conditions. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**
- [11-1982](#) (A) Final consideration of ordinance above (waiver requested by Community Development Director), requires six votes. **Moved by Hensley that this ordinance do now pass, #15,066. Motion Carried 7-0.**

\* \* \* \* \* END CONSENT AGENDA \* \* \* \* \*

**PRESENTATION**

Hampton Hotel - Waterfront Lodging Project, [Financial](#) Analysis



## ORDINANCES - FIRST CONSIDERATION

- [11-1983](#) 38. **Amending** Chapter 62 of the Municipal Code, to add gender identity as a protected class in the Human Rights Chapter. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Nays: Griess.**
- [11-1984](#) (A) **Final** consideration of ordinance above (waiver requested by Human Rights Commission), requires six votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,067. Motion Carried 6-1. Nays: Griess**
- [11-1985](#) 39. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: **Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- (A) Removal of 6<sup>th</sup> Avenue as a Truck Route – New York Avenue to North City Limits, and addition of New York Avenue as a Truck Route – 2<sup>nd</sup> Avenue to 6<sup>th</sup> Avenue.
- (B) Request for Two-way Stop – E. 8<sup>th</sup> Street and Guthrie Avenue.
- [11-1986](#) (C) Final consideration of ordinance above. (**Council Communication No. 11-710**) **Moved by Mahaffey that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,068. Motion Carried 7-0.**

## COMMUNICATIONS/REPORTS

- [11-1987](#) 40. **Letter** of Interest from Des Moines Social Club, to lease or purchase fire station property at 900 Mulberry Street. **Moved by Hensley to receive and file and refer to the City Manager to explore the potential sale or lease of the property and direct the City Manager to work with the Des Moines Social Club on potential development of the property. Motion Carried 7-0.**
- [11-1988](#) 41. **From** Chet Guinn, 1041 8<sup>th</sup> Street, to speak regarding Nollen Plaza. **Moved by Hensley to receive, file and refer to the City Manager for review and recommendation. Motion Carried 6-1. Absent: Coleman.**
- [11-1989](#) 42. **From** William Lillis, Attorney for Capstone Ventures LLC, requesting continuation of the public hearing regarding rezoning of property at 315 SW 14<sup>th</sup> Street, from December 5, 2011 to December 19, 2011. **Moved by Hensley to place on the December 5, 2011 agenda to continue to December 19, 2011. Motion Carried 7-0.**

**HEARINGS (OPEN AT 5:10 P.M.) (ITEMS 43 THRU 52)**

[11-1990](#) 43. **On** vacation and conveyance of excess right-of-way located at 3136 SW 9<sup>th</sup> Street to Paul A. & Donna J. Steffensen, \$5,000. ([Council Communication No. 11-717](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

[11-1991](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Coleman.**

[11-1992](#) (B) **Final** consideration of ordinance above (waiver requested by applicant), requires six votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,069. Motion Carried 6-1. Absent: Coleman.**

[11-1993](#) 44. **On** vacation and conveyance of a small segment of remaining public alley right-of-way located in the block bounded by Vine, Water, Market and SW 2<sup>nd</sup> Street, to Waterfront Lodging, Inc. and to continue to December 5, 2011 at 5:00 PM. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

WITHDRAWN  
[11-1994](#)

(A) ~~First consideration of ordinance above.~~

WITHDRAWN  
[11-1995](#)

(B) ~~Final consideration of ordinance above (waiver requested by applicant), requires six votes.~~

[11-1996](#) 45. **On** conveyance of 1323 E. 25<sup>th</sup> Court to Derrick Huffey, \$6,000, and approving Residential Development Agreement. ([Council Communication No. 11-699](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[11-1997](#) 46. **On** recommended denial of request from Arnold DeWitt to rezone property in vicinity of 1241 E. 38<sup>th</sup> Street from “R1-60” (One-Family Low-Density Residential) to Ltd. “C-2” (General Retail and Highway-Oriented Commercial). **Moved by Mahaffey to refer this item back to the Plan and Zoning Commission. Motion Carried 7-0.**

WITHDRAWN  
[11-1998](#)

(A) ~~**Amend** the Des Moines 2020 Community Character Plan to revise the existing future land use designation from Low Density Residential to Commercial: Auto Oriented Small Scale Strip Development.~~

47. Items regarding property at 5300 Franklin Avenue, Franklin Field Senior Apartments, LLLP, (John Mauro, agent):

[11-1999](#) (A) [Amend](#) the Des Moines 2020 Community Character Plan and the Waveland Park Neighborhood Plan, to revise the existing future land use designation from Park/Open Space to High-Density Residential. **Moved by Griess to adopt, and approve the proposed amendment. Motion Carried 7-0.**

[11-2000](#) (B) [Hearing](#) on rezoning the property from “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Unit Development). **Moved by Griess to adopt and approve the rezoning and Conceptual Plan, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

[11-2001](#) (C) [First](#) consideration of ordinance above. **Moved by Griess that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

48. Items regarding property in the vicinity of SE 8<sup>th</sup> and Indianola Avenue, Southern Meadows Apartments:

[11-2002](#) (A) [Amend](#) the Des Moines 2020 Community Character Plan, to revise the existing future land use designation from Low-Density Residential to Low/Medium Density Residential. **Moved by Meyer to adopt, and approve the proposed amendment. Motion Carried 7-0.**

[11-2003](#) (B) [Hearing](#) on rezoning the property from Ltd. “R-2” (Multiple-Family Residential) and “R1-60” (Low-Density Single-Family Residential) to “PUD” (Planned Unit Development). **Moved by Meyer to adopt and approve the rezoning and Conceptual Plan, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

[11-2004](#) (C) [First](#) consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

49. Items regarding SE Agribusiness Urban Renewal Area:

[11-2005](#) (A) [Plan](#) and Zoning Commission recommendation. **Moved by Meyer to receive and file. Motion Carried 7-0.**

[11-2006](#) (B) [Resolution](#) of Necessity. **Moved by Meyer to adopt. Motion Carried 7-0.**

[11-2007](#) (C) [Hearing](#) on 4<sup>th</sup> Amendment. ([Council Communication No. 11-720](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**

[11-2008](#) (D) [First](#) consideration of ordinance to amend the TIF. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- [11-2009](#) 50. On future issuance of general obligation bonds for FY2012-13 Capital Improvements Budget specifically for TIF projects. ([Council Communication No. 11-725](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [11-2010](#) (A) Tax Increment needs for FY2012-13. ([Council Communication No. 11-726](#)) **Moved by Mahaffey to adopt the recommendations contained in Council Communication No. 11-726 and to direct the City Manager or his designee to notify the County Auditor of the City of Des Moines' need for \$28,985,114 of tax increment revenue for FY 2012-13 and if there are subsequent reductions in tax increment valuations, the City Manager or his designee is authorized to decrease TIF needs requirement as to be in compliance with the Council's TIF policy. Motion Carried 7-0.**
- [11-2011](#) 51. On 2011 Sewer Repair – Contract 1: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as Van Hauen & Associates, Inc., (Brian Tancos, President), \$775,775. ([Council Communication No. 11-716](#)) **Moved by Moore to adopt. Motion Carried 7-0.**
- [11-2012](#) (A) Approving contract and bond and permission to sublet. **Moved by Moore to adopt. Motion Carried 7-0.**
- [11-2013](#) 52. On Police Department Evidence Storage Facility: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as Ball Team, LLC, (Robert E. Soddors, President), \$400,231. ([Council Communication No. 11-712](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-2014](#) (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

\*\*\*END HEARINGS AT 6:30 PM \*\*\*

## APPROVING

- [11-2015](#) 53. Review of Zoning Board of Adjustment decision on approved variance to 75 foot separation requirement from public park at 3733 Easton Boulevard for a gas station with sales of wine and beer. ([Council Communication No. 11-708](#)) **Moved by Moore that the City Council declines to remand the decision of the Zoning Board of Adjustment. The decision will become final on the date of the Council's action. Motion Carried 7-0.**
- [11-2016](#) (A) Consideration of Class C Beer Permit with B Wine for Des Moines Valero #204, 3733 Easton Boulevard. **Moved by Moore to adopt. Motion Carried 7-0.**

- [11-2017](#) 54. [City Manager](#) to negotiate and execute an agreement with J. Sayles Design, LLC for installation, donation and maintenance of a sculptural sign at Bright Grandview Golf Course Clubhouse. ([Council Communication No. 11-724](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [11-2018](#) 55. [Proposal](#) from Tyler Technologies, Inc. for a City-wide business enterprise software system and authorizing City Manager to negotiate a contract. ([Council Communication No. 11-721](#)) **Moved by Coleman to approve. Motion Carried 7-0.**
- [11-2019](#) 56. [Solicitation](#) of bids for the provision of mowing and trimming maintenance for parks, open spaces, boulevards and municipal cemeteries. ([Council Communication No. 11-701](#)) **Moved by Hensley to adopt. Motion Carried 5-2. Nays: Meyer and Moore.**
- [11-2020](#) 57. [Recommendation](#) from City Manager regarding award of contract for plant materials to be used by Park and Recreation Department. ([Council Communication No. 11-719](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Cownie.**

#### **BOARD OF HEALTH**

- [11-2021](#) MOTION TO CONVENE. **Moved by Griess that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**
1. Approving the Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:
    - [11-2022](#) (A) [2811](#) Payne Road, main structure and garage structure, Titleholder: Tony Moffitt, Mortgage Holder: LaSalle Bank, National Association. **Moved by Hensley to adopt. Motion Carried 7-0.**
    - [11-2023](#) (B) [420](#) E. 24<sup>th</sup> Street, main structure, Titleholder: Dennis Farnsworth. **Moved by Hensley to adopt. Motion Carried 7-0.**
    - [11-2024](#) (C) [3504](#) 61<sup>st</sup> Street, main structure and garage structure, Titleholder: Citimortgage, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [11-2025](#) MOTION TO ADJOURN. **Moved by Mahaffey to adjourn at 8:15 PM. Motion Carried 7-0.**