



***** 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 '15-' 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
City Hall, Council Chambers
400 Robert D. Ray Dr.
Des Moines, Iowa 50309

October 12, 2015
4:30 PM

PROCLAMATIONS – 4:00 PM

City Week

Des Moines' Jazz History Day

INVOCATION: Council Member Mahaffey

- [15-1659](#) 1. ROLL CALL: **Present: Cownie, Coleman, Gatto, Gray, Hensley, Mahaffey and Moore.**
- [15-1660](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1661](#) 3. APPROVING CONSENT AGENDA * – items 3 through 45: **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

[15-1662](#)

4. Approving Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt. Motion Carried 7-0. Council Member Coleman votes No on item O. Council Member Moore votes No on item T.**

NEW APPLICATIONS

(A)	CAFE SARAJ	4940 FRANKLIN AVE	B Beer
(B)	CHICAGO DOG	550 SW 9TH ST	B Beer
(C)	EUREST DINING SERVICES	1331 GRAND AVE	C Liquor
(D)	HY VEE WINE EXPO	730 3RD ST	C Beer
(E)	LURRA COCINA	1420 LOCUST ST	C Liquor

RENEWAL APPLICATIONS

(F)	BLAZING SADDLE	416 E 5TH ST	C Liquor
(G)	BORDENAROS PIZZA	6108 SW 9TH ST	C Liquor
(H)	CAMPBELLS CONCESSIONS	3000 E GRAND AVE	B Beer
(I)	CAMPBELLS CONCESSIONS	3000 E GRAND AVE	B Beer
(J)	CASEYS #2921	3725 BEAVER AVE	C Beer
(K)	CASEYS #2922	3501 E 14TH ST	B Beer
(L)	CHEESE SHOP OF DES MOINES	833 42ND ST	C Beer/Wine
(M)	DES LUX HOTEL	800 LOCUST ST	B Liquor
(N)	DRAKE DINER	1111 25TH ST	C Liquor
*(O)	FAMILY PANTRY	4538 LOWER BEAVER	E Liquor
(P)	FLEUR CINEMA & CAFE	4545 FLEUR DR	C Beer/Wine
(Q)	GOODSONS	2815 BEAVER AVE	C Liquor
(R)	KUM & GO #535	4960 E BROADWAY	E Liquor
(S)	NOODLES & COMPANY	2105 INGERSOLL	C Beer/Wine
*(T)	OASIS *(1)	630 SW 9TH ST	E Liquor
(U)	STUFF OLIVES* (1)	208 3RD ST	C Liquor
(V)	TRELLIS	909 ROBERT D RAY	C Liquor
(W)	TROPIK RESTAURANT	3015 MERLE HAY RD	C Liquor
(X)	ZIMMS	3124 INGERSOLL	C Liquor

SPECIAL EVENT APPLICATIONS

(Y) DRAKE UNIVERSITY 2615 CARPENTER AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for the Past, Present and Future of Diversity on October 23, 2015.

(Z) HY VEE WFP 100 LOCUST ST Five (5) Day License
Class C Liquor License for an auction on October 23, 2015.

(AA) STICKS 3631 SW 61ST ST Five (5) Day License
Class C Liquor License for a wedding on October 24, 2015. Pending approval of Building and Zoning Departments.

PUBLIC IMPROVEMENTS

- [15-1663](#) 5. [Approving](#) Iowa Department of Transportation (IDOT) agreement for replacement of Grand Avenue Bridge over Des Moines River. ([Council Communication No. 15-536](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1664](#) 6. [Approving](#) Professional Services Supplemental Agreement No. 1 with Architecture by G. E. Wattier, Inc. d/b/a Slingshot Architecture for additional design and construction phase services for Pioneer Columbus and Four Mile Community Center Remodeling, not to exceed \$18,700. ([Council Communication No. 15-537](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1665](#) 7. [Authorize](#) issuance of Request for Proposals (RFP) for professional services for the Police Department and Information Technology Department Facility Planning Study. ([Council Communication No. 15-543](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1666](#) 8. [Approving](#) professional services agreement with KCL Engineering for the Des Moines Skywalk Bridge HVAC Analysis & Design, not to exceed \$68,558. ([Council Communication No. 15-546](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1667](#) 9. [Approving](#) private construction contract between Baker Mechanical, Inc. d/b/a Baker Group and Krause Holdings, Inc. for sanitary sewer improvements in Ingersoll Avenue and 15th Street. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1668](#) 10. [Communication](#) from contractors requesting permission to sublet certain items on the following Public Improvement Projects:
- (A) Indianola Avenue Widening – Phase 4. **Moved by Moore to adopt item A. Motion Carried 7-0.**
 - (B) Cownie Baseball Facility Parking Lot. **Council Member Gatto moved item B. Motion Carried 6-1. Nays: Moore.**
- [15-1669](#) 11. [Accepting](#) completed construction and approving final payment for Fire Station No. 7 Reroofing, Academy Roofing & Sheet Metal of the Midwest, Inc. d/b/a Academy Roofing & Sheet Metal Co. **Moved by Hensley to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [15-1670](#) 12. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2015-07. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1671](#) 13. [Approving](#) deletion of NAC-Emergency Assessment at 1204 Wade Street. **Moved by Hensley to adopt. Motion Carried 7-0.**

14. Approving sidewalk construction on portions of SE 14th Street from various locations between Indianola Avenue and Army Post Road; and Garfield Avenue from E. 32nd to E. 33rd Street:

- [15-1672](#) (A) [Communication](#) from the City Manager recommending proposed sidewalk construction using special assessments. ([Council Communication No. 15-545](#)) **Moved by Hensley to approve, receive and file and accept the recommendation of the City Manager. Motion Carried 7-0.**
- [15-1673](#) (B) [Preliminary](#) resolution for construction of sidewalk improvements. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1674](#) (C) [Fixing](#) values of lots. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1675](#) (D) [Adopting](#) preliminary plat and schedule, estimate of costs and proposed plans and specifications. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1676](#) (E) [Proposed](#) Resolution of Necessity, Notice to Property Owners of Hearing and setting date of hearing, (11-9-15). **Moved by Hensley to adopt. Motion Carried 7-0.**

15. Approving residential paving on portions of E. 32nd Street from Kinsey to Washington Avenue and Shawnee Avenue from 14th to 15th Street:

- [15-1677](#) (A) [Communication](#) from the City Manager recommending proposed residential paving construction using special assessments. ([Council Communication No. 15-542](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1678](#) (B) [Preliminary](#) resolution for construction of residential paving improvements. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1679](#) (C) [Fixing](#) values of lots. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1680](#) (D) [Adopting](#) preliminary plat and schedule, estimate of costs and proposed plans and specifications. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1681](#) (E) [Proposed](#) Resolution of Necessity, Notice to Property Owners of Hearing and setting date of hearing, (11-9-15). **Moved by Hensley to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [15-1682](#) 16. [Approving](#) assignment of lease for property located at 1618 6th Avenue to IMPACT Community Action Partnership. ([Council Communication No. 15-540](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

17. Recommendations from Council Member Chris Coleman to reappoint the following:

- [15-1683](#) (A) [Blair](#) Avitt to the Housing Services Board, Seat 3, for a three-year term commencing June 30, 2014 to expire June 30, 2017. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1684](#) (B) [Dory](#) Briles to the Plan and Zoning Commission, Seat 7, for a five-year term commencing July 1, 2014 to expire July 1, 2019. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1685](#) (C) [Dave](#) Gaer to the Zoning Board of Adjustment, Seat 3, for a five-year term commencing April 1, 2015 to expire April 1, 2020. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1686](#) (D) [Dave](#) Kriens to the Building and Fire Code Board of Appeals, Seat 10, for a three-year term commencing April 1, 2015 to expire April 1, 2018. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1687](#) (E) [Dennis](#) Reynolds to the Urban Design Review Board, Seat 3, for a three-year term commencing June 30, 2015 to expire June 30, 2018. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1688](#) 18. [Recommendation](#) from Council Member Joe Gatto to appoint Christopher Civitate to the IMPACT Community Action Partnership (Des Moines Advisory Committee), formerly the Red Rock Community Action Program, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1689](#) 18-I [Recommendation](#) from Council Member Skip Moore to appoint Heather Ryan to the Citizen Odor Board, Seat 4, for a three-year term commencing April 1, 2015 to expire April 1, 2018. **Moved by Hensley to adopt. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [15-1690](#) 19. [Regarding](#) request from Quik Trip Corporation for vacation of an irregular parcel of right-of-way adjoining 1930 Indianola Avenue and 1941 South Union Street. **Moved by Hensley to receive and file the communication from Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division for review and recommendation regarding sale of property, with consideration for adjoining property owners. Motion Carried 7-0.**

[15-1691](#) 20. Regarding approval of a preliminary subdivision plat for “Grandview Meadows” at 4301 Grandview Avenue for development of 34 single-family lots. **Moved by Moore to receive and file Council comments regarding basements and garages, and refer to the Community Development Department to share with the developer. Motion Failed 2-5. Nays: Cownie, Coleman, Gatto, Hensley and Mahaffey.**

[15-1692](#) 21. Regarding approval of preliminary subdivision plat “Saylor Fire Station Plat 1” at 211 NW 54th Avenue in unincorporated Polk County within the two mile extraterritorial review by the City of Des Moines. **Moved by Hensley to receive and file. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

[15-1693](#) 22. On vacation and lease of approximately .75 acres in Prospect Park to Drake University, (10-26-15). ([Council Communication No. 15-533](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[15-1694](#) 23. On conveyance of multiple City-owned properties in the Birdland Area to Greater Des Moines Habitat for Humanity, \$56,000, (10-26-15). ([Council Communication No. 15-548](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[15-1695](#) 24. On conveyance of multiple City-owned properties in the Birdland Project Area to Home Opportunities Made Easy, Inc. (HOME, Inc.), \$34,000, (10-26-15). ([Council Communication No. 15-549](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[15-1696](#) 25. On vacation and conveyance of a portion of SE 20th Street between Scott Avenue and the SE Connector and conveyance of other adjoining excess City-owned property to Kemin Holdings, LC, \$6,142, (10-26-15). **Moved by Hensley to adopt. Motion Carried 7-0.**

[15-1697](#) 26. On proposed purchase of City-owned property at 849 Army Post Road by Hurd Land Company, LLC pursuant to Development Agreement for commercial redevelopment, (10-26-15). ([Council Communication No. 15-541](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[15-1698](#) 27. On adoption of the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area, (10-26-15). **Moved by Hensley to adopt. Motion Carried 7-0.**

28. On the acquisition of a tax sale deed and conveyance for redevelopment of housing for the

following, (10-26-15): ([Council Communication No. 15-535](#))

- [15-1699](#) (A) [1355](#) Pennsylvania Avenue to Home Opportunities Made Easy, Inc. (HOME, Inc.). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1700](#) (B) [2727](#) Linden Street to Stephen P. Logsdon. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1701](#) (C) [1710](#) 7th Street to Hildebrand Properties, LLC. **Moved by Hensley to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [15-1702](#) 29. [Approving](#) payment to Hall & Associates for service related to NPDES Permit for the City, \$500.14. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1703](#) 30. [Approving](#) payment for car rental expenses related to liability claim of Tim Smith. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1704](#) 31. [Communication](#) from the Legal Department concerning settlements made by the City Attorney, not exceeding \$5,000. **Moved by Hensley to receive, file and affirm settlements made by City Attorney. Motion Carried 7-0.**

APPROVING

- [15-1705](#) 32. [First](#) Amendment to Urban Renewal Development Agreement with Doll Distributing LLC for conveyance and redevelopment of City-owned property in the Guthrie Avenue Business Park Urban Renewal Area. ([Council Communication No. 15-555](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1706](#) 33. [Agreement](#) with Community Housing Initiatives and NFC Properties, LLC for rehabilitation of housing in the East Bank Neighborhoods. ([Council Communication No. 15-550](#)) **Moved by Hensley to approve. Motion Carried 7-0.**
- [15-1707](#) 34. [28E](#) Agreement with the Des Moines Independent Community School District for continuation of the School Resource Officer Program. ([Council Communication No. 15-529](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1708](#) 35. [Application](#) to the Iowa Department of Transportation (IDOT) LIFTS program for a rail port transloading facility in the City of Des Moines. ([Council Communication No. 15-553](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [15-1709](#) 36. [Application](#) for Registered Agency Status with the Commission of Fire Accreditation International (CFAI) for the Fire Department. ([Council Communication No. 15-556](#)) **Moved by Hensley to approve. Motion Carried 7-0.**
- [15-1710](#) 37. [Naming](#) of shelter at Sheridan Park the Lewis E. Rhodes, Jr. Shelter. ([Council Communication No. 15-532](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1711](#) 38. [City](#) Council meeting schedule for 2016. **Moved by Hensley to approve. Motion Carried 7-0.**
- [15-1712](#) 39. [Application](#) from Bernie 2016 for banners to be displayed on the corner of 3rd Street and Center Street on October 24, 2015 for Visibility for Bernie Sanders' Rally, pending insurance. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
- WITHDRAWN
- [15-1713](#) 40. ~~Communication from Downtown Community Alliance on behalf of the Meredith Corporation requesting approval of banner design for banners to be displayed in downtown Des Moines this winter (November-February) in the Western Gateway.~~
- [15-1714](#) 41. [Civil](#) Service Entrance Lists for Budget Analyst and Fleet Services Serviceperson, and Promotional Lists for Fire Captain and Senior Police Officer. **Moved by Hensley to receive and file. Motion Carried 7-0.**
- [15-1715](#) 42. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of October 12 and October 19, 2015; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of October 12 and October 19, 2015; and to draw checks for biweekly payroll due on October 16, 2015. **Moved by Hensley to adopt. Motion Carried 7-0.**
43. Bids from the following:
- [15-1716](#) (A) [Proctor](#) Mechanical (Raymond Conway, President) for an annual contract with two (2) additional one-year renewal options to furnish plumbing and HVAC (heating, ventilating and air conditioning) services for use by the Parks & Recreation Department, annual estimated amount \$150,000. (Nine potential bidders, five received). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1717](#) (B) [Ultramax](#) Ammunition (Roger Braunstein, Owner) and Sunset Law Enforcement (Mike Bright, Owner) for ammunition to be used by the Police Department, \$194,264.46. (Sixteen (16) potential bidders, five received). ([Council Communication No. 15-531](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

- [15-1718](#) 44. Amending Chapter 102 of the Municipal Code regarding snow and ice removal. **Moved by Hensley that this ordinance do now pass, #15,408. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

- [15-1719](#) 45. On vacation and conveyance of a portion of the east/west alley between Franklin Avenue and Allison Avenue, east of 18th Street. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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

ORDINANCES - FIRST CONSIDERATION

- [15-1720](#) 46. Amending Chapter 10 of the Municipal Code regarding the presence of persons under legal age in licensed or permitted establishments holding a liquor control license or wine or beer permit. (Council Communication No. 15-551) **Moved by Gatto that this ordinance be considered and given first vote for passage. Refer to City Manager to meet with appropriate staff and all interested parties. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [15-1721](#) 47. From David Costello, 1105 Orchard Lane, to speak regarding the relationship between clean water and kindness. **Moved by Moore to receive and file comments; refer to the Legal Department to draft a resolution for consideration at the October 26, 2015 meeting. Motion Carried 7-0.**

- [15-1722](#) 48. From Local #4, Russell Gilliam, Joe Van Haalen, to speak regarding firefighters' union discussion and Fire Department issues. **Moved by Coleman to receive and file comments. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:15 P.M.) (ITEMS 49 THRU 54)

- [15-1723](#) 49. **On** the vacation of a segment of West Martin Luther King Jr. Parkway (aka Elm Street) adjoining 300 W. Martin Luther King Jr. Parkway and vacation and conveyance of a portion of SW 4th Street lying south of W. Martin Luther King Jr. Parkway to Eychaner Holdings, Inc., \$45,000. ([Council Communication No. 15-538](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1724](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [15-1725](#) (B) **Final** consideration of ordinance above (waiver requested by the 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, [#15,409](#). Motion Carried 7-0.**
- [15-1726](#) 50. **On** vacation of City street and alley rights-of-way adjoining 915 Mulberry Street and conveyance of a subsurface easement within Mulberry Street, 9th Street north/south alley right-of-way and east/west alley right-of-way all adjoining 915 Mulberry Street to Hubbell Realty Company, \$7,000. ([Council Communication No. 15-539](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [15-1727](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [15-1728](#) (B) **Final** consideration of ordinance above (waiver requested by the 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, [#15,410](#). Motion Carried 7-0.**
- [15-1729](#) 51. **On** vacation and conveyance of a portion of the north/south alley between SE 5th Street and SE 6th Street from Scott Avenue to a point 112 ft. to the south to SE Bottoms, LLC for

\$2,900. ([Council Communication No. 15-544](#)) Moved by Gatto to adopt. Motion Carried 7-0.

[15-1730](#)

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

[15-1731](#)

(B) [Final](#) consideration of ordinance above (waiver requested by the applicant), requires six votes. Moved by Gatto 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, [#15,411](#). Motion Carried 7-0.

[15-1732](#)

52. [On](#) the proposed conveyance of alley rights-of-way adjoining 103 and 123 SW 3rd Street and 106 and 112 SW 2nd Street to Confluence on Third LLC for 211-unit market rate multi-family residential housing project, \$280,000. ([Council Communication No. 15-534](#)) Moved by Hensley to adopt. Motion Carried 7-0.

[15-1733](#)

(A) [Approving](#) Urban Renewal Development Agreement. ([Council Communication No. 15-552](#)) Moved by Hensley to adopt. Motion Carried 7-0.

53. Items regarding 2 Hartford Avenue, Lyman Enterprises, LC:

[15-1734](#)

(A) [Amending](#) the Des Moines' 2020 Community Character Plan future land use designation from Low-Density Residential to Commercial: Pedestrian-Oriented, Neighborhood Node. Moved by Hensley to adopt and approve the proposed amendment. Motion Carried 7-0.

[15-1735](#)

(B) [Hearing](#) on rezoning the property from Ltd. "C-1" (Neighborhood Retail Commercial) with allowance of "R-3" permitted uses, daycare center and dance center uses, to Ltd. "C-1" (Neighborhood Retail Commercial), with the additional allowance of office and art studio/shop uses, subject to conditions. Moved by Hensley to adopt. Motion Carried 7-0.

[15-1736](#)

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

[15-1737](#)

(D) [Final](#) consideration of ordinance above (waiver requested by the 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, [#15,412](#). Motion Carried 7-0.

[15-1738](#)

54. [On](#) request from Frank Marcovis, et al. to rezone 1818 High Street from "C-2" (General

Retail and Highway-Oriented) to Ltd. “C-3A” (Central Business District Support Commercial) to allow for development of an office and warehouse addition to the existing clothing retail store, subject to conditions, (continued from September 28, 2015) **Moved by Hensley to adopt. Motion Carried 7-0.**

[15-1739](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[15-1740](#) (B) **Final** consideration of ordinance above (waiver requested by the 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, [#15,413](#). Motion Carried 7-0.**

*** END OF HEARINGS AT 5:28 PM ***

APPROVING

[15-1741](#) 55. **Urban** Renewal Development Agreement with Krause Holdings, Inc. and Linden Street Investments, LLC and approving Economic Development Assistance Contract with Krause Holdings, Inc. and the Iowa Economic Development Authority for the redevelopment of 1459 Grand Avenue. ([Council Communication No. 15-547](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

56. Abatement of public nuisances at the following addresses:

[15-1742](#) (A) **1070** 26th Street, main structure and garage structure. **Moved by Coleman to adopt; refer to the City Manager to provide a current list of properties to be demolished. Motion Carried 7-0.**

[15-1743](#) (B) **1238** 22nd Street, main structure. **Moved by Coleman to adopt. Motion Carried 7-0.**

[15-1744](#) (C) **1535** 24th Street, main structure. **Moved by Coleman to adopt. Motion Carried 7-0.**

[15-1745](#) (D) **2245** Capitol Avenue, garage structure. **Moved by Coleman to adopt. Motion Carried 7-0.**

[15-1746](#) (E) **2412** SW 9th Street, main structure. **Moved by Coleman to adopt. Motion Carried 7-0.**

EXTRA ITEMS

[15-1747](#)

1. [Approving](#) request by Des Moines Apartments, LP for support of its application to Polk County to retroactively apply its application for tax abatement for improvements to the Des Moines Building at 405 6th Avenue. Sponsor: Council Member Hensley. **Moved by Hensley to adopt, and to request that the Polk County Assessor and Treasurer treat the original application as if it had been timely filed and processed in 2014, to permit the benefit of tax abatement to commence with the taxes due and payable in FY2015/16. Motion Carried 7-0.**

[15-1748](#)

MOTION TO ADJOURN. Moved by Coleman to adjourn at 5:30 PM. Motion Carried 7-0.

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