



*** 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 '16-' 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
Municipal Service Center, Council Chambers
1551 E. M. L. King Jr. Pkwy.
Des Moines, Iowa 50317

August 8, 2016
4:30 PM

I. **CLOSED SESSION – 3:30 PM Municipal Service Center, Ewing Room**

[16-1275](#)

(A) Roll Call. **Present: Cownie, Coleman, Gatto, Gray, Hensley, Moore and Westergaard.**

[16-1276](#)

(B) Recess, and reconvene in closed session pursuant to Section 21.5, subsection 1, paragraph C, of the Iowa Code, to discuss necessary strategy with counsel in matters that are presently in litigation or where litigation is imminent, where its disclosure would be likely to prejudice or disadvantage the position of the City. **Moved by Gatto to adopt. Motion Carried upon roll call 7-0.**

[16-1277](#)

(C) Closed Session.

[16-1278](#)

(D) Terminate closed session and reconvene in open session. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-1279](#)

(E) Motion to adjourn. **Moved by Coleman to adjourn at 4:16 PM. Motion Carried 7-0.**

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INVOCATION: Council Member Bill Gray

[16-1280](#)

1. ROLL CALL: **Present: Cownie, Coleman, Gatto, Gray, Hensley, Moore and Westergaard.**

[16-1281](#)

2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Gatto to adopt. Motion Carried 7-0.**

[16-1282](#)

3. APPROVING CONSENT AGENDA * – items 3 through 38: **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

[16-1283](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt all except item BB. Motion Carried 7-0. **Moved by Council Member Moore to DENY item BB. Motion Carried 6-1. Nays: Westergaard. *Council Member Coleman votes No on items E, K and V.**

NEW APPLICATIONS

(A)	CHRISTIANIS EVENTS	520 ROBERT D RAY	C Liquor
(B)	MARGARITA MEXICAN	400 SE 6TH ST	C Liquor
(C)	OKOBOJI BAR & GRILL	6050 SE 14TH ST	C Liquor
(D)	PHAT DADDYZ BBQ	3811 DOUGLAS AVE	C Liquor
*(E)	ROYAL FOOD	1443 2ND AVE	E Liquor

RENEWAL APPLICATIONS

(F)	AJS ON EAST COURT	419 E COURT AVE	C Liquor
(G)	BEECHWOOD LOUNGE *(2)	416 E WALNUT ST	C Liquor
(H)	BUDDYS CORRAL	418 E 5TH ST	C Liquor
(I)	CROATIAN FRATERNAL	6575 INDIANOLA	C Liquor
(J)	EAST SIDE EDDIES	3517 E 26TH ST	C Liquor
*(K)	GIT N GO STORE #36	4164 EASTON BLVD	C Beer
(L)	HY VEE MARKET CAFE #4	4605 FLEUR DR	C Liquor
(M)	INGERSOLL TAP	2837 INGERSOLL	C Liquor
(N)	LA HACIENDA MEXICAN	6250 SE 14TH ST	C Liquor
(O)	LA PIZZA HOUSE	1440 MAURY ST	C Liquor
(P)	LAST STOP BEVERAGE SHOP	2839 E UNIVERSITY	E Liquor
(Q)	LOUIES WINE DIVE	4040 UNIVERSITY	C Liquor
(R)	PINTS PUB N PATIO	319 COURT AVE	C Liquor
(S)	SIDEBAR	400 LOCUST ST	C Liquor
(T)	STAR BAR	2811 INGERSOLL	C Liquor

(U)	SUNRISE TAP	4155 EASTON BLVD	C Liquor
*(V)	SUPER QUICK	303 SE 30TH ST	E Liquor
(W)	TOADS TAVERN	3002 STATE AVE	C Liquor

TRANSFER TO NEW LOCATON

(X)	SA PRESENTS	520 ROBERT D RAY	C Beer/Wine
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Permanent transfer. Pending approval of Zoning Department.

OUTDOOR SERVICE APPLICATIONS

(Y)	BAILEYS PUB N GRUB	918 E EUCLID AVE	C Liquor
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Temporary for 515 Benefit on August 13, 2016. Pending approval of Zoning Department.

(Z)	BIG LAR'S *(1)	215 E 2ND ST	C Liquor
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Permanent. Pending approval of Building, Electrical, Fire and Zoning Departments.

(AA)	CEVICHE	223 E WALNUT ST	C Liquor
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Permanent. Pending approval of Zoning Department.

** (BB)	MAINGATE	2956 E GRAND AVE	C Liquor
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Temporary in conjunction with the Iowa State Fair.

(CC)	MARLENES	1938 SE 6TH ST	C Liquor
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Permanent.

(DD)	MULLETS	1300 SE 1ST ST	C Liquor
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Temporary for a one-day event on August 14, 2016.

SPECIAL EVENTS APPLICIIONS

(EE)	COURT AVE BREWING	315 COURT AVE	Five (5) Day License
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Class B Beer License for 20-year Anniversary Party on September 3, 2016.

(FF)	GATEWAY MARKET	4025 TONAWANDA DR	Five (5) Day License
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Class C Liquor License for Gatsby Gala on August 20, 2016.

(GG)	NICKS	1106 ARMY POST RD	Five (5) Day License
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Class B Beer License for Classic Car Show on August 19, 2016.

(HH)	TAI VILLAGE	4200 MLK JR PKWY	Five (5) Day License
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Class B Beer License for annual Tai Festival on September 2–4, 2016.

(II)	TASTE! TO GO	4700 GRAND AVE	Five (5) Day License
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Special Class C Liquor License (Beer/Wine) for an event on August 11, 2016.

[16-1284](#)

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:

[16-1285](#) (A) [Principal](#) Park Cub Club Parking Lot Improvements: Receiving of bids, (8-23-16), Setting date of hearing, (9-12-16). Construction estimate, \$100,000. ([Council Communication No. 16-445](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1286](#) (B) [5th](#) & Keo Parking Garage Stair Replacement: Receiving of bids, (8-23-16), Setting date of hearing, (9-12-16). Construction estimate, \$415,000. ([Council Communication No. 16-442](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-1287](#) 7. [Professional](#) Services Agreement with Walter P. Moore and Associates, Inc. for Parking Structure Assessment and Parking Consulting Services for the Parking Garages Facility Condition Study, not to exceed \$175,000. ([Council Communication No. 16-444](#)) **Moved by Hensley to adopt. Motion Carried 5-2. Nays: Coleman and Gatto.**

[16-1288](#) 8. [Approving](#) Change Order No. 3 with Western Waterproofing Co., Inc. d/b/a Western Specialty Contractors, for additional work on the 2016 Parking Garage Repair Program, not to exceed \$125,000. ([Council Communication No. 16-441](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

9. Approving Private Construction Contracts for the following:

[16-1289](#) (A) [Baker](#) Electric, Inc. and Electro Management Corporation, for signal improvements in City Gateway, \$4,500. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1290](#) (B) [Frana](#) Companies, Inc. and Confluence on Third, LLC, for paving improvements in Vine Street between SW 2nd Street and SW 3rd Street, \$97,713. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1291](#) (C) [The](#) Underground Company, Ltd. and Easter Lake Land Company, LLC, for sanitary sewer improvements in Lake View Ridge, Plat 1, \$163,615. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1292](#) (D) [The](#) Underground Company, Ltd. and Easter Lake Land Company, LLC, for storm sewer improvements in Lake View Ridge, Plat 1, \$259,243. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1293](#) 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:

- [16-1294](#) (A) [2015](#) Diamond Grinding Program, Diamond Surface, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1295](#) (B) [2015](#) City-Wide PCC Pavement Restoration Program, T. K. Concrete, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1296](#) (C) [2015](#) ADA Sidewalk Ramp Program – Contract 2, Kingston Services, LLC. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1297](#) (D) [Euclid](#) Avenue Intersection Improvements at Cornell and Oxford Street, Synergy Contracting, LLC. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1298](#) 12. [Approving](#) completion and acceptance of the Private Construction Contract for paving and associated sanitary and storm sewer improvements in Tuttle Street, between Knutson Construction Services Midwest, Inc. and Riverpoint West LLC. **Moved by Hensley to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [16-1299](#) 13. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2016-07. **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [16-1300](#) 14. [Recommendation](#) from Council Member Joe Gatto to appoint Rocky Sposato to the Plan and Zoning Commission, Seat 14, for a five-year term commencing July 1, 2014 to expire July 1, 2019. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1301](#) 15. [Communication](#) from Carole Jones advising of her resignation from the Neighborhood Revitalization Board, Seat 6, effective immediately. **Moved by Hensley to receive, file and accept resignation with appreciation for her service. Motion Carried 7-0.**
- [16-1302](#) (A) [Recommendation](#) from Council Member Joe Gatto to appoint Carole Jones to the Housing Appeals Board, Seat 7, for a three-year term commencing March 16, 2016 to expire March 16, 2019. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1303](#) 16. [Confirming](#) reappointment of Council Member Christine Hensley to the DART Commission District III. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1304](#) 17. [Attendance](#) reports of the various City Boards and Commissions through June 30, 2016.

Moved by Gray to receive and file, and express our appreciation to all, especially those with perfect attendance; and refer to the City Attorney and City Manager to recommend a process that removes Board and Commission Members whose absences exceed 25% of the regular meetings, subject to all requirements of State and Federal law, and that gives Council Members 60 days to fill a vacancy. Motion Carried 7-0.

COMMUNICATIONS FROM PLANNING AND ZONING

- [16-1305](#) 18. **Regarding** request from Boysen Properties, LLC for vacation of a segment of undeveloped Boyd Street between Delaware Avenue and E. 21st Street to allow for future site expansion. **Moved by Hensley to receive and file the Communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [16-1306](#) 19. **On** conveyance of a permanent easement for public pedestrian way at 7401 SW 9th Street, (8-22-16). **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1307](#) 20. **On** assessment of \$500 penalties to the following liquor license holders for violation of Iowa Alcoholic Beverage Laws, sales to minors, (8-22-16): **Moved by Hensley to adopt. Motion Carried 7-0.**

- (A) Walgreens #5362, 1330 E. University Avenue.
- (B) Twisted Pizzeria, 1409 23rd Street.
- (C) Goodsons, 2815 Beaver Avenue, Ste. 102.
- (D) Chicago Style Bar & Grill, 910 Hull Avenue.
- (E) Des Moines Yacht Club, 2617 Ingersoll Avenue.
- (F) Royal Mile, 210 4th Street.
- (G) Casey's #2922, 3501 E. 14th Street.
- (H) Waverly, 2120 Ingersoll Avenue.

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [16-1308](#) 21. **Approving** payment to Ahlers & Cooney, PC law firm with respect to collective bargaining. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1309](#) 22. **Approving** settlement and payment to Tararez Harper to resolve an employment claim. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1310](#) 23. **Approving** payment to Duncan, Green, Brown & Langeness for representation in matters related to construction disputes, \$19,399. **Moved by Hensley to adopt. Motion Carried**

7-0.

CITY MANAGER COMMUNICATIONS

- [16-1311](#) 24. [Submitting](#) travel and training requests for Darrell Caldwell, Jason Dix, Su Ann Donovan, and Douglas Philip. ([Council Communication No. 16-450](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

25. Support of Workforce Housing Tax Credit (WHTC) benefit applications to be submitted to the Iowa Economic Development Authority (IEDA) for the following: ([Council Communication No. 16-432](#))

(A) Item moved to 47E.

- [16-1312](#) (B) [M](#) & R Holdings, LLC for a 38-unit bi-attached townhome development at 4209 Lower Beaver Road, Beaver Cove. **Moved by Gray to continue to the August 22, 2016 Council Meeting. Motion Carried 7-0.**

- [16-1313](#) 26. [Fiscal](#) Year 2018 Traffic Safety Fund Application to the Iowa Department of Transportation (IDOT). ([Council Communication No. 16-447](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

27. Number not used.

28. Abatement of public nuisances at the following addresses:

- [16-1314](#) (A) [1700](#) 56th Street, main structure. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1315](#) (B) [2424](#) Martin Luther King Jr. Parkway, commercial structure. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1316](#) (C) [2201](#) E. 12th Street, main structure and garage structure. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1317](#) (D) [1339](#) 12th Street, main structure. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1318](#) (E) [814](#) E. 24th Street, main structure. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1319](#) (F) [1424](#) E. 12th Street, garage structure. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1320](#) (G) [4115](#) 8th Place, main structure. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1321](#) (H) [420](#) E. 24th Street, main structure. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1322](#) (I) [600](#) E. Watrous Avenue, main structure. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1323](#) 29. [Application](#) from Capital Striders Running Club requesting a banner be placed in the left lane across the Finish Line at the 1200 block of Locust Street on Sunday, September 18, 2016. **Moved by Hensley to receive, file and approve placement of the banner. Motion Carried 7-0.**
- [16-1324](#) 30. [Application](#) from Downtown Events Group requesting temporary approval for banners to be displayed on the Court Avenue Bridge from E. 1st to Water Street, and on E. 1st from Walnut to Court and on Water Street from Court to Walnut for the World Food & Music Festival, September 15-18, 2016. **Moved by Hensley to receive, file and approve placement of the banner. Motion Carried 7-0.**
- [16-1325](#) 31. [Application](#) from Drake West Village requesting a banner be placed at 1315 31st Street, effective immediately through December 2017 advertising student community. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
- [16-1326](#) 32. [Communication](#) from Downtown Community Alliance, on behalf of the Des Moines Marathon, requesting approval of banner design for banners to be displayed in downtown Des Moines in the Western Gateway Park in September and October 2016. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
33. Bids from the following:
- [16-1327](#) (A) [Qwest](#) Corporation d/b/a CenturyLink QC (Glen Post, CEO) as sole area-wide distributor for basic telephone services for a three (3) year period for use by the IT Department, annual cost \$190,000. ([Council Communication No. 16-448](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1328](#) (B) [Communication](#) Innovators (Josh Knight, President) to provide fiber optic cable installation services for connecting Housing Services to their new location at River Place for use by the IT Department, \$79,859. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1329](#) 34. [Civil](#) Service Entrance Lists for Housing Case Manager, Human Resources Analyst, Human Resources Generalist, Workplace Environment and Employee Development Administrator, and Promotional List for Civil Engineer III. **Moved by Hensley to receive and file. Motion Carried 7-0.**

- [16-1330](#) 35. Authorizing Finance Director to draw checks on registers for the weeks of August 8 and 15, 2016; and to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of August 8 and 15, 2016; and to draw checks for biweekly payroll due on August 19, 2016. **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

- [16-1331](#) 36. Amending Chapter 70 of the Municipal Code regarding specified crime property. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

- [16-1332](#) 37. Amending Chapter 60 of the Municipal Code, Neighborhood Inspection Rental Code, regarding residential property maintenance code, public nuisance code and real estate contract sales inspection. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

- [16-1333](#) (A) Final consideration of ordinance above (waiver requested by the City Manager), 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, [#15,495](#). Motion Carried 7-0.**

- [16-1334](#) 38. Establishing the SW 9th Corridor Self-Supported Municipal Improvement District (SSMID), (requires six votes for approval). **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

- [16-1335](#) (A) Final consideration of ordinance above (waiver request by Council Members Hensley and Gatto), 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, [#15,496](#). Motion Carried 7-0.**

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

ORDINANCES - FIRST CONSIDERATION

- [16-1336](#) 39. **Granting** right-of-way to Des Moines and Knoxville Railroad Company on Elm Street, and granting to the grantees, successors and assigns the rights vested in it by the ordinance as amended. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [16-1337](#) 40. **From** Ross Trowbridge, 4133 14th Street, to speak regarding Homelessness Advocacy. **Moved by Hensley to receive and file comments. Mr. Trowbridge did not appear. Motion Carried 7-0.**

APPROVING

- [16-1338](#) 41. **Directing** the City Manager to evaluate all job descriptions and work functions contained therein to strive for the City of Des Moines to pay a livable wage to its permanent, full-time workplace. **Moved by Gatto to adopt, and to consider the City's benefit package in the evaluation and also private contractors the City uses. Motion Carried 7-0.**
- [16-1339](#) 42. **Joint** response to the Federal Government General Services Administration request for expression of interest for a new Federal Courthouse site. ([Council Communication No. 16-449](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [16-1340](#) 43. **Urban** Renewal Development Agreement with Janssen Lodging, Inc. for renovation of the Hotel Fort Des Moines at 1000 Walnut Street and approving Conceptual Development Plan. ([Council Communication No. 16-434](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Moore.**

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 44 THRU 55)

- [16-1341](#) 44. **On** request from Grand View University to rezone property in the vicinity of 2811 E. 14th Street from "R1-60" (One-Family Low-Density Residential) to "PUD" (Planned Unit Development) and to approve the 9th Amendment to the Grand View East PUD Conceptual Plan to expand the campus and allow additional campus signage. **Moved by Westergaard to adopt. Motion Carried 7-0.**
- [16-1342](#) (A) **First** consideration of ordinance above. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [16-1343](#) (B) Final consideration of ordinance above, requires six votes. **Moved by Westergaard 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, #15,497. Motion Carried 7-0.**

45. On items regarding request from Grand View University for property in the vicinity of 2800 E. 14th Street, to expand the campus and allow additional campus signage:

[16-1344](#)

(A) [Amend](#) the PlanDSM: Creating Our Tomorrow Plan Future Land Use Designation from Low-Density Residential and Neighborhood Mixed-Use to Public/Semi Public. **Moved by Westergaard to adopt and approve the proposed amendment. Motion Carried 7-0.**

[16-1345](#)

(B) [Hearing](#) on rezoning the property from "C-2" (General Retail and Highway-Oriented Commercial), "C-1" (Neighborhood Retail Commercial), "R-3" (Multiple-Family Residential) and "R1-60" (One-Family Low-Density Residential) to "PUD" (Planned Unit Development) and to amend the Grand View University West Campus PUD Conceptual Plan. **Moved by Westergaard to adopt. Motion Carried 7-0.**

[16-1346](#)

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

[16-1347](#)

(D) Final consideration of ordinance above, requires six votes. **Moved by Westergaard 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, [#15,498](#). Motion Carried 7-0.**

46. On items regarding request from Core Corp. for property in the vicinity of 120-133 Hughes Avenue, to allow assemblage of parcels containing six existing two-family dwellings and an off-street parking lot:

[16-1348](#)

(A) [Amend](#) the PlanDSM: Creating Our Tomorrow Plan Future Land Use Designation from Low-Density Residential to Low/Medium Density Residential. **Moved by Hensley to adopt and approve the proposed amendment. Motion Carried 7-0.**

[16-1349](#)

(B) [Hearing](#) on rezoning the property from "R-2" (One and Two-Family Residential) to Ltd. "R-3" (Multiple-Family Residential). **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1350](#)

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

[16-1351](#)

(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, [#15,499](#). Motion Carried 7-0.**

47. On items regarding request from Neighborhood Development Corporation for property in the vicinity of 3201, 3211 and 3221 Forest Avenue, and 1414 and 1420 32nd Street, to allow development with 50 units of 2-story multi-family dwellings:

[16-1352](#)

(A) [Amend](#) the PlanDSM: Creating Our Tomorrow Plan Future Land Use Designation from Low-Density Residential to Community Mixed-Use. **Moved by Gray to adopt and approve the proposed amendment. Motion Carried 7-0.**

[16-1353](#)

(B) [Hearing](#) on rezoning the property from Ltd. “NPC” (Neighborhood Pedestrian Commercial) and “R1-60” (One-Family Low-Density Residential) to amended Ltd. “NPC”. **Moved by Gray to adopt. Motion Carried 7-0.**

[16-1354](#)

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

[16-1355](#)

(D) [Final](#) consideration of ordinance above (waiver requested by the applicant), requires six votes. **Moved by Gray 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, [#15,500](#). Motion Carried 7-0.**

[16-1356](#)

(E) [Support](#) of a Workforce Housing Tax Credit (WHTC) benefit application to be submitted to the Iowa Economic Development Authority (IEDA) for Forest Avenue Village. ([Council Communication No. 16-432](#)) **Moved by Gray to adopt. Motion Carried 7-0.**

[16-1357](#)

48. [On](#) License Agreement with Youth and Shelter Services, Inc. on a portion of alley right-of-way, south of and adjoining 612 Locust Street to mitigate the existing encroachment, \$3,220. ([Council Communication No. 16-439](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[16-1358](#)

49. [On](#) License Agreement with Iowa Communication Network on City property leased by the Blank Park Zoo Foundation at 7401 SW 9th Street. **Moved by Gatto to adopt. Motion Carried 7-0.**

[16-1359](#)

50. [On](#) conveyance of excess City-owned property currently leased to the Des Moines Airport Authority and located at the southeast corner of Highway 28 and Army Post Road adjoining 4240 Army Post Road to Electro Management Corp., \$512,000. ([Council Communication No. 16-438](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1360](#)

(A) [Approving](#) amendment to Real Estate Asset Transfer Agreement to exclude excess City-owned property at the southeast corner of Highway 28 and Army Post Road adjoining 4240 Army Post Road. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-1361](#) (B) [Approving](#) Consent to Collateral Assignment of Urban Renewal Development Agreement and Estoppel Agreement for financing of Electrical Power Products headquarters. ([Council Communication No. 16-436](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1362](#) 51. [On](#) the proposed First Amendment to the Urban Renewal Plan for Fleur Drive Commercial Urban Renewal Area. ([Council Communication No. 16-435](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1363](#) 52. [On](#) request from J.J. Equity, LLC to rezone properties in the vicinity of 3300 E. 56th Street and 3734, 3735 and 3768 E. 55th Street and to amend the “Brook Landing” PUD Conceptual Plan for single-family residential development. **Moved by Westergaard to adopt. Motion Carried 7-0.**
- [16-1364](#) (A) [First](#) consideration of ordinance above. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [16-1365](#) (B) Final consideration of ordinance above, requires six votes. **Moved by Westergaard 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, [#15,501](#). Motion Carried 7-0.**
- [16-1366](#) 53. [On](#) Municipal Buildings Reroofing – Contract 1: Approving plans, specifications, form of contract documents, Engineer’s estimate, receive and file bids, and designating lowest responsible bidder as Brockway Mechanical & Roofing Company, Inc. (Ryan M. Brockway, Vice-President), \$252,200. ([Council Communication No. 16-443](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [16-1367](#) (A) [Approval](#) of contract and bond. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [16-1368](#) 54. [On](#) SW 30th Street Curb and Gutter from Park Avenue to Fox Hollow Circle: Approving plans, specifications, form of contract documents, Engineer’s estimate, receive and file bids and designating lowest responsible bidder as JDA Construction Company (Joel Gomes, President), \$192,258. ([Council Communication No. 16-446](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1369](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1370](#)

55. [On](#) 2016 City-Wide PCC Pavement Restoration Program: Approving plans, specifications, form of contract documents, Engineer's estimate, receive and file bids and designating the lowest responsible bidder as T K Concrete, Inc. (Tony J. Ver Meer, President), \$427,675. ([Council Communication No. 16-440](#)) **Moved by Hensley to adopt. Motion Carried 5-2. Nays: Gatto and Moore.**

[16-1371](#)

- (A) [Approval](#) of contract and bond. **Moved by Hensley to adopt. Motion Carried 5-2. Nays: Gatto and Moore.**

*** END OF HEARINGS AT 6:00 PM ***

[16-1372](#)

MOTION TO ADJOURN. **Moved by Gray to adjourn at 6:08 PM. Motion Carried 7-0.**

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