



***** 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 '17-' 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

April 17, 2017
4:30 PM

PROCLAMATIONS

Arbor Day

Small Business Week

INVOCATION: Council Member Moore

- [17-0643](#) 1. ROLL CALL: **Present: Cownie, Coleman, Gatto, Gray, Hensley, Moore and Westergaard.**
- [17-0644](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0645](#) 3. APPROVING CONSENT AGENDA * – items 3 through 43: **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

[17-0646](#)

4. **Approving** Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt all except item U. Motion Carried 7-0. Moved by Gray to adopt item U. Motion Carried 7-0. Council Member Gatto declares a conflict of interest and abstains from voting on items E and H. Council Member Coleman votes No on items F and M.**

NEW APPLICATIONS

- | | | | |
|-----|-----------------------|------------------|-------------|
| (A) | SA PRESENTS | 520 ROBERT D RAY | C Beer/Wine |
| (B) | SA PRESENTS LLC | 75 E LOCUST | C Beer/Wine |
| (C) | SANDS VOLLEYBALL CLUB | 6214 GRAND AVE | C Liquor |

RENEWAL APPLICATIONS

- | | | | |
|------|-------------------------|-------------------|-------------|
| (D) | 14TH STREET TAVERN | 3418 E 14TH ST | C Liquor |
| *(E) | BARATTAS RESTAURANT | 2320 S UNION ST | C Liquor |
| *(F) | BEST FOOD MART | 4028 E 14TH ST | E Liquor |
| (G) | BOURBON STREET | 500 ARMY POST RD | C Liquor |
| *(H) | CAFE BARATTA'S | 600 E LOCUST ST | C Liquor |
| (I) | DJANGO RESTAURANT | 210 10TH ST | C Liquor |
| (J) | FAMOUS DAVES | 4351 MERLE HAY RD | C Liquor |
| (K) | GERRIS | 232 E 30TH ST | C Liquor |
| (L) | GIT N GO STORE #1 | 3735 HUBBELL AVE | C Beer |
| *(M) | H & A MINI MART *(1) | 5901 FLEUR DR | C Beer |
| (N) | JOHNNYS HALL OF FAME | 302 COURT AVE | C Liquor |
| (O) | KUM & GO #194 *(1) | 4001 SW 9TH ST | C Beer |
| (P) | QUIK TRIP #515 | 1421 INGERSOLL | C Beer |
| (Q) | RITUAL CAFE | 1301 LOCUST ST | C Beer/Wine |
| (R) | SCORNOVACCAS RISTORANTE | 1930 SE 14TH ST | C Liquor |

TRANSFER TO NEW LOCATION

- | | | | |
|-----|---------------|------------------------|----------|
| (S) | ELWELL FAMILY | 2201 GEORGE FLAGG PKWY | C Liquor |
|-----|---------------|------------------------|----------|
- Temporary transfer from 3000 E. Grand Avenue for Global Insurance Symposium on April 27, 2017. Pending approval of Building, Electrical and Zoning Departments.

OUTDOOR SERVICE APPLICATIONS

- | | | | |
|-----|---------|----------------|----------|
| (T) | MULLETS | 1300 SE 1ST ST | C Liquor |
|-----|---------|----------------|----------|
- Temporary for various events on May 13, 2017.
- | | | | |
|------|--------------------|---------------------|----------|
| *(U) | UNIVERSITY LIBRARY | 3506 UNIVERSITY AVE | C Liquor |
|------|--------------------|---------------------|----------|
- Temporary for Bulldog Brewdays on April 27, 2017. Pending approval of Zoning Department.

SPECIAL EVENT APPLICATIONS

- (V) CAPTAIN ROYS 1900 SAYLOR RD Five (5) Day License
Class B Beer License for event on May 3 – 7, 2017.
- (W) CAPTAIN ROYS 1900 SAYLOR RD Five (5) Day License
Class B Beer License for event on May 10 – 14, 2017.
- (X) CAPTAIN ROYS 1900 SAYLOR RD Five (5) Day License
Class B Beer License for event on May 17 – 21, 2017.
- (Y) DES MOINES SOCIAL 901 CHERRY ST Five (5) Day License
Class B Beer License for Food Truck Throwdown on May 7, 2017. Pending approval
of Building, Electrical and Zoning Departments.
- (Z) EMBASSY CLUB 100 LOCUST ST Five (5) Day License
Class C Liquor License for an event on April 25, 2017.
- (AA) NICKS 1106 ARMY POST RD Five (5) Day License
Class B Beer License for Classic Car Show on April 21, 2017.
- (BB) NICKS 1106 ARMY POST RD Five (5) Day License
Class B Beer License for Classic Car Show on April 28, 2017.
- (CC) NICKS 1106 ARMY POST RD Five (5) Day License
Class B Beer License for Classic Car Show on May 5, 2017.
- (DD) WOODYS PICKLE SHACK 1500 E ARMY POST RD Five (5) Day License
Class B Beer License for Bike Night on May 4, 2017. Pending approval of Building,
Electrical and Zoning Departments.

[17-0647](#) 4-I [Consideration](#) of temporary outdoor service area at Jethro's, 3100 Forest Avenue, for the Drake Relays on April 27-30, 2017. **Moved by Gray to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

5. Ordering construction of the following:

[17-0648](#) (A) [Near](#) West Side Sewer Separation Phase 1: Receiving of bids, (5-9-17), Setting date of hearing, (5-22-17). Construction estimate, \$3,305,000. ([Council Communication No. 17-371](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-0649](#) (B) [2017](#) PCC Paving and Sidewalk Program: Receiving of bids, (5-9-17). Setting date of hearing, (5-22-17). Construction estimate, \$267,000. ([Council Communication No. 17-350](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-0650](#) (C) [2017](#)-2018 Expanded Street Resurfacing Program – Contract 1: Receiving of bids, (5-9-17). Setting date of hearing, (5-22-17). Construction estimate, \$1,600,000. ([Council](#)

[Communication No. 17-368](#)) Moved by Hensley to adopt. Motion Carried 7-0.

- [17-0651](#) (D) [2017](#) Traffic Signal Repairs and E. Grand Complete Street Conversion: Receiving of bids, (5-9-17). Setting date of hearing, (5-22-17). Construction estimate, \$380,000. ([Council Communication No. 17-367](#)) Moved by Hensley to adopt. Motion Carried 7-0.
- [17-0652](#) 6. [Approving](#) Supplemental Agreement No. 1 to the Professional Services Agreement with HR Green, Inc. for E. 1st Street & Market Street Storm Water Pump Station, for an additional amount not to exceed \$374,000. ([Council Communication No. 17-372](#)) Moved by Hensley to adopt. Motion Carried 7-0.
- [17-0653](#) 7. [Approving](#) Supplemental Agreement No. 1 to the Professional Services Agreement with HR Green, Inc. for SE 1st & Van Buren Street/SE 4th Street & Van Buren Street Storm Water Pump Station, for an additional amount not to exceed \$412,000. ([Council Communication No. 17-364](#)) Moved by Hensley to adopt. Motion Carried 7-0.
- [17-0654](#) 8. [Approving](#) Professional Services Agreement with Veenstra & Kimm, Inc. for conceptual design services for the Little Four Mile Trunk Sanitary Sewer Project, not to exceed \$26,820. ([Council Communication No. 17-374](#)) Moved by Hensley to adopt. Motion Carried 7-0.
- [17-0655](#) 9. [Approving](#) and authorizing the execution of the Programmatic Agreement with the Iowa Department of Natural Resources, Iowa State Historical Preservation Office, and the Iowa Office of the State Archaeologist regarding the Des Moines Sewer Separation Project. ([Council Communication No. 17-376](#)) Moved by Hensley to adopt. Motion Carried 7-0.
- [17-0656](#) 10. [Communication](#) from contractors requesting permission to sublet certain items on public improvement projects. Moved by Hensley to adopt. Motion Carried 7-0.
- [17-0657](#) 11. [Accepting](#) completed construction and approving final payment for Four Mile Community Center Parking Lot Improvements, Paco Construction, LLC. Moved by Hensley to adopt. Motion Carried 7-0.

SPECIAL ASSESSMENTS

- [17-0658](#) 12. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2017-04. Moved by Hensley to adopt. Motion Carried 7-0.

LAND/PROPERTY TRANSACTIONS

- [17-0659](#) 13. [Establishing](#) fair market value of multiple properties for the East 42nd Street and Hubbell Avenue Intersection Improvements Project. ([Council Communication No. 17-373](#)) **Moved by Moore to adopt; refer to the City Manager for review and recommendation regarding keeping a convenience store in this area. Motion Carried 7-0.**
- [17-0660](#) 14. [Authorization](#) to proceed with acquisition of the necessary property interests for the Agrimergent Storm Sewer Project. ([Council Communication No. 17-379](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0661](#) 15. [Authorization](#) to proceed with acquisition of the necessary property interests for the Municipal Service Center – Phase 2 Project. ([Council Communication No. 17-363](#)) **Moved by Gatto to adopt and receive and file comments; refer to the City Manager to provide a copy of the “Notice of Meeting” letter to the Council Members, and to provide information to the affected property owners regarding the schedule, necessity of displacement, process for determining fair market value and the process for relocation. Motion Carried 7-0.**
- [17-0662](#) 16. [Authorizing](#) acquisition by tax sale deed of 911 25th Street. ([Council Communication No. 17-365](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [17-0663](#) 17. [Approving](#) recommendation from Council Member Joe Gatto to appoint Laura Gibson to the Access Advisory Board, Seat 7, for a four-year term commencing on June 15, 2014, and ending on June 15, 2018, effective May 1, 2017. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0664](#) 18. [Approving](#) recommendation from Mayor Cownie to appoint Blake Hanson to the Traffic Safety Committee, Seat 8, for a three-year term commencing on December 31, 2016 and ending on December 31, 2019. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0665](#) 19. [Approving](#) recommendation from Council Member Bill Gray to reappoint Chuck Gassmann to the Building and Fire Code Board of Appeals, Seat 11, for a 3-year term commencing April 1, 2017 and ending on April 1, 2020. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0666](#) 20. [Approving](#) recommendation from Council Member Bill Gray to reappoint Kameron Middlebrooks to the Des Moines Civil and Human Rights Commission, Seat 4, for a three-year term commencing April 1, 2017 and ending on April 1, 2020. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0667](#) 21. [Communication](#) from Craig McCoy advising of his resignation from the Historic Preservation Commission, effective immediately. **Moved by Hensley to receive, file and accept resignation with appreciation for his service. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [17-0668](#) 22. Regarding request from Elizabeth Carter for vacation of Ingersoll Avenue right-of-way adjoining 539 Polk Boulevard to allow for construction of a 4-foot tall, 75% open fence at the perimeter of the side yard to within one foot of the public sidewalk in Ingersoll Avenue. **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

- [17-0669](#) 23. On conveyance of portions of the vacated north/south alley right-of-way between E. 23rd Street and E. 24th Street, north of Guthrie Avenue, to adjoining property owners, \$175, (5-8-17). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0670](#) 24. On conveyance of City-owned property at 2019 30th Street to Home Revivals, LLC, (5-8-17). ([Council Communication No. 17-357](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0671](#) 25. On conveyance of City-owned property at 3011 5th Avenue to Greater Des Moines Habitat for Humanity, Inc., (5-8-17). ([Council Communication No. 17-356](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0672](#) 26. On conveyance of City-owned property at 1074 26th Street to DSMBLC Holdings, Inc., (5-8-17). ([Council Communication No. 17-355](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0673](#) 27. On request from TWG Development, LLC to rezone property in the vicinity of 201 SE 6th Street from “M-2” (Heavy Industrial) to Ltd. “C-3B” (Central Business Mixed-Use) to allow redevelopment with a four-story mixed use project with an estimated 211 dwelling units, estimated 2,200 square feet of ground floor commercial space, and an estimated 205 parking spaces in an underground garage, (5-8-17). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0674](#) 28. On request from NB Golf, LLC to rezone 4905 Hubbell Avenue from Ltd. “M-1” (Light Industrial) to an amended Ltd. “M-1” to remove the zoning condition that prohibits a “vehicle display lot” use and allow use of the premises for the sale of golf carts, (5-8-17). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0675](#) 29. On the proposed First Amendment to the Urban Renewal Plan for the Northeast Gateway 1 Urban Renewal Area, (5-22-17). ([Council Communication No. 17-349](#)) **Moved by**

Hensley to adopt. Motion Carried 7-0.

- [17-0676](#) 30. [On](#) the designation of the Stockdale Double House, including the existing garage, at 4018-20 Ingersoll Avenue as a local landmark, (5-8-17). **Moved by Hensley to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [17-0677](#) 31. [Approving](#) payment to Kenworthy Law, PC on matters related to construction disputes, \$12,344.70. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0678](#) 32. [Approving](#) payment to Ahlers & Cooney PC Law Firm for 2017 Bond related matters, \$909.20. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0679](#) 33. [Communication](#) from Legal Department concerning settlements made by City Attorney, not exceeding \$5,000. **Moved by Hensley to receive, file and affirm settlements made by City Attorney. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [17-0680](#) 34. [Submitting](#) travel and training requests for Mandy Aschoff, Bruce Braun, Jonathan Gano, Abby Giampolo, Steve Johnson, Jeffrey D. Lester, Carol Moser, Lillie M. Sams, John Saunders, Kathy Vanderpool, Matt Anderson, T.M. Franklin Cownie, Joe Gatto, Christine Hensley, Erin Olson-Douglas, Scott Sanders, and Jen Schulte. ([Council Communication No. 17-359](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

35. Support of an “Iowa State Historic Tax Credit Application” to be submitted to the Iowa Department of Cultural Affairs for the following:
- [17-0681](#) (A) [Revive](#) Community Development for a housing rehabilitation project at 319 7th Street. ([Council Communication No. 17-348](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0682](#) (B) [H.](#) Glass Partners, LLC for a historic building rehabilitation project at 212 E. 3rd Street. ([Council Communication No. 17-381](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0683](#) (C) [Bryn](#) Mawr Associates, LP for a housing rehabilitation project at 511 29th Street. ([Council Communication No. 17-360](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0684](#) 36. [Urban](#) Renewal Development Agreement and an Economic Development Parking License

Agreement with Federal Home Loan Bank of Des Moines for the Bank's purchase and redevelopment of 909 and 912 Locust Street for relocation and expansion of its headquarters. ([Council Communication No. 17-380](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

37. Approving banner applications from the following:

- [17-0685](#) (A) [American](#) Heart Association to be placed at the start line at 17th Street and Locust Street for the Heart Walk on April 22, 2017. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
- [17-0686](#) (B) [Drake](#) Relays to be placed at the finish location Grand Avenue, east of 13th Street, for the Drake Relays Grand Blue Mile on April 25, 2017. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
- [17-0687](#) (C) [Drake](#) Relays to be placed at the start and finish location on Forest Avenue in front of Drake Stadium and 25th Street in front of Fine Arts Center for the Drake Relays Road Races on April 29, 2017. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
- [17-0688](#) (D) [St.](#) Anthony's Catholic Church to be placed at multiple locations on poles owned by MidAmerican Energy along the Corpus Christi Procession route on June 18, 2017. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
- [17-0689](#) (E) [KC](#) Running Company to be placed at the start and finish locations at E. 5th Street between E. Locust Street and E. Walnut Street on July 15, 2017. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**

[17-0690](#) 38. [Exception](#) to procurement ordinance competitive bidding requirements for good cause and approving Design Within Reach (John Edelman, President) as sole area-wide distributor to provide furniture for the MacRae Park Shelter House, \$52,661.84. ([Council Communication No. 17-351](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

39. Bids from the following:

- [17-0691](#) (A) [POM](#) Inc. (Seth Ward II, Owner/President) as sole area-wide distributor of repair parts and IPS Group (Dave King, President) as sole area-wide distributor of repair parts for credit card and smart card enabled parking meter units for use by the Engineering Department, \$238,634.31. ([Council Communication No. 17-375](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0692](#) (B) [Hewlett](#)-Packard Company (Meg Whitman, President) for replacement employee

desktop personal computers for the 2017 fiscal year per State of Iowa Contract for use by IT Department, \$25,000. ([Council Communication No. 17-347](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

40. Abatement of public nuisances at:

[17-0693](#) (A) [600](#) E. Watrous Avenue. **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-0694](#) (B) [1601](#) E. 29th Street. **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-0695](#) (C) [1303](#) Oak Park Avenue. **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-0696](#) (D) [1530](#) 4th Street. **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-0697](#) 41. [Civil](#) Service Entrance List for Fleet Services Serviceperson, Surveyor and Painter. **Moved by Hensley to receive and file. Motion Carried 7-0.**

[17-0698](#) 42. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of April 17 and 24, and May 1, 2017; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of April 17 and 24, and May 1, 2017; and to draw checks for biweekly payroll due on April 28, 2017 and May 12, 2017. **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

[17-0699](#) 43. [Amending](#) Chapter 114 of the Municipal Code submitting traffic regulation changes as follows: **Moved by Hensley that this ordinance do now pass, [#15,577](#). Motion Carried 7-0.**

(A) Code corrections.

(B) Removal of parking restriction – Thornton Avenue from SW 14th Street to cul-de-sac.

(C) Removal of parking and loading zone – Hull Avenue from Wright Street to E. 12th Street.

(D) Curb bump-out parking prohibition and definition.

(E) Traffic Control Provisions for E. Locust Street, E. 2nd Street, E. 3rd Street, and E. Walnut Street due to completion of the StayBridge Hotel.

(F) Traffic Control provisions for Walnut Street, 5th Avenue, 6th Avenue, and 7th Street due to the Walnut Streetscape project.

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

ORDINANCES - FIRST CONSIDERATION

- [17-0700](#) 44. **Amending** Chapter 78 of the Municipal Code regarding peddlers. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [17-0701](#) (A) **Final** consideration of ordinance above (waiver requested by the City Clerk), 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, [#15,578](#). Motion Carried 7-0.**
- [17-0702](#) 45. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: (**Council Communication No. 17-378**) **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- (A) Code corrections – Ingersoll Bus Lane.
- (B) Parking Restriction Modifications – Ingersoll Avenue, east of Martin Luther King Jr. Parkway.
- (C) Code modifications related to Easter Lake Estates Plat 6 and 7 and Prairie Hills Des Moines Plat 1.
- (D) Code changes to allow for electric vehicle charging stations in City parking ramps.
- (E) Addition of a bus loading area and removal of peak hour parking restrictions, south side of Cherry Street, west of 7th Street.
- (F) Code corrections around Moulton Learning Center on 7th and 8th Streets, south of College Avenue.

COMMUNICATIONS/REPORTS

- [17-0703](#) 46. **From** Robert Martin, 2117 36th Street, to speak regarding the fireworks law. **Moved by Moore to receive and file comments. Motion Carried 7-0.**

APPROVING

- [17-0704](#) 47. **Review** of final landscape plan and building elevations for Roers Investments, LLC development at 2301 Ingersoll Avenue. ([Council Communication No. 17-358](#)) **Moved by Hensley to adopt; refer to the City Manager to review the project's tree planting specifications. Motion Carried 7-0.**
- [17-0705](#) 48. **Requesting** Des Moines Area Metropolitan Planning Organization (MPO) transfer Surface Transportation Block Grant (STBG) funds allocated to the Southeast Connector Project to the Pleasant Hill Boulevard and Vandalia Road Intersection Project. ([Council Communication No. 17-377](#)) **Moved by Moore to adopt. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 49 THRU 58)

- [17-0706](#) 49. **Continuing** hearing to May 8, 2017 at 5:00 PM on request from Extreme Auto Plaza, Inc. to rezone 1453 E. 14th Street from Ltd. "C-2" (General Retail and Highway-Oriented Commercial) and "R-2A" (General Residential) to an amended Ltd. "C-2" (General Retail and Highway-Oriented Commercial). **Moved by Westergaard to adopt. Motion Carried 7-0.**
- [17-0707](#) 50. **On** conveyance of City-owned property at 832 24th Street to Lighthouse Development, LLC for redevelopment of housing. ([Council Communication No. 17-354](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0708](#) 51. **On** conveyance of City-owned property at 1322 Idaho Street to Home Opportunities Made Easy, Inc. (HOME, Inc.). ([Council Communication No. 17-352](#)) **Moved by Westergaard to adopt. Motion Carried 7-0.**
- [17-0709](#) 52. **On** conveyance of City-owned property at 708 Buchanan Street to Home Opportunities Made Easy, Inc. (HOME, Inc.). ([Council Communication No. 17-353](#)) **Moved by Westergaard to adopt. Motion Carried 7-0.**
- [17-0710](#) 53. **On** request from Greater Des Moines Habitat for Humanity to rezone multiple properties located in the vicinity of 2426 Saylor Road from "R1-60" (One-Family Low-Density Residential) to "PUD" (Planned Unit Development) and approval of the Birdland Vista PUD Conceptual Plan, subject to conditions. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0711](#) (A) **First** consideration of ordinance above. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- [17-0712](#) (B) [Final](#) consideration of ordinance above (waiver requested by the applicant), 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, [#15,579](#). Motion Carried 7-0.**
- [17-0713](#) 54. [On](#) assessment of \$500 penalties to liquor license holder for violation of Iowa Alcoholic Beverage Laws – sale to minors. **Moved by Gatto to adopt. Motion Carried 7-0.**
- (A) Blazing Saddle, 416 E. 5th Street.
- (B) Kum & Go #120, 6304 SW 9th Street.
- (C) South Town Tap, 3803 SW 9th Street.
- [17-0714](#) 55. [On](#) 2017 City-Wide PCC Pavement Restoration Program: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as TK Concrete Inc., (Tony J. Ver Meer, President), \$535,225. ([Council Communication No. 17-362](#)) **Moved by Hensley to adopt. Motion Carried 4-3. Nays: Gatto, Gray and Moore.**
- [17-0715](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 4-3. Nays: Gatto, Gray and Moore.**
- [17-0716](#) 56. [On](#) 2017 Designated Neighborhood Sidewalk Replacement Program: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Cerebral Group, LLC (Kalyan Venkatraman, President), \$310,450. ([Council Communication No. 17-366](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0717](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-0718](#) 57. [On](#) Agrimergent Storm Sewer Phase 1: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as RW Excavating Solutions, LC (Dan E. Wilson, Managing Member), \$1,059,070.31. ([Council Communication No. 17-369](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-0719](#) 58. [On](#) Glendale Cemetery Road Reconstruction: Resolution approving plans, specifications,

form of contract documents, Engineer's estimate and designating lowest responsible bidder as OMG Midwest, Inc. d\b\ a Des Moines Asphalt & Paving (Jeffrey A. Chapman, General Manager), \$315,450. ([Council Communication No. 17-370](#)) **Moved by Gray to adopt. Motion Carried 7-0.**

[17-0720](#)

(A) [Approval](#) of contract and bond and permission to sublet. **Moved by Gray to adopt. Motion Carried 7-0.**

*** END OF HEARINGS AT 5:18 PM ***

[17-0721](#)

MOTION TO ADJOURN. **Moved by Gatto to adjourn at 5:50 PM. Motion Carried 7-0.**

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