



*** 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

August 28, 2017
4:30 PM

INVOCATION: Council Member Coleman

- [17-1441](#) 1. ROLL CALL: **Present: Cownie, Coleman, Gatto, Gray, Hensley, Moore and Westergaard.**
- [17-1442](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [17-1443](#) 3. APPROVING CONSENT AGENDA * – items 3 through 48: **Moved by Gatto 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

[17-1444](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Gatto to adopt. Motion Carried 7-0. Council Member Coleman votes no on item 4Q.**

NEW APPLICATIONS

- (A) SOUTHSIDE TOBACCO/LIQUOR 2424 SW 9TH ST E Liquor

RENEWAL APPLICATIONS

- (B) 1908 DRAUGHT HOUSE 409 COURT AVE C Liquor
(C) 5 DE MAYO MEXICAN 5118 SE 14TH ST C Liquor
(D) BERNARDOS BURRITOS 215 4TH ST C Liquor
(E) CASEYS #2784 *(1) 4151 MERLE HAY RD C Beer
(F) CASEYS #2786 5150 E 14TH ST C Beer
(G) CHEAP SEATS 2301 HUBBELL AVE C Liquor
(H) CONFLUENCE BREWING 1235 THOMAS BECK B Beer
(I) DRAKE UNIVERSITY 2507 UNIVERSITY C Beer/Wine
(J) DRAKE UNIVERSITY 2601 FOREST AVE C Beer/Wine
(K) HY VEE MARKET CAFE #2 2540 E EUCLID AVE C Liquor
(L) HY VEE MARKET CAFE #4 4605 FLEUR DR C Liquor
(M) LA MIE BAKERY 841 42ND ST C Beer/Wine
(N) LA PREFERIDA 2300 HICKMAN RD C Beer
(O) OPEN SESAME 313 E LOCUST ST C Liquor
(P) PAL JOEYS 6224 GRAND AVE C Liquor
*(Q) TOBACCO OUTLET PLUS #510 3409 SW 9TH ST C Beer
(R) VICKIE'S 2801 2ND AVE C Liquor
(S) WAVELAND COFFEE SHOP 4704 UNIVERSITY C Liquor

OUTDOOR SERVICE APPLICATIONS

- (T) JESSES EMBERS 3301 INGERSOLL AVE C Liquor

Temporary for Customer Appreciation Day on September 3, 2017.

SPECIAL EVENT APPLICATIONS

- (U) CAPTAIN ROYS 1900 SAYLOR RD B Beer

Fourteen day license for events on September 11 – 25, 2017.

- (V) COMMONS OFF THE CLOCK 313 WALNUT ST Five (5) Day License

Class B Beer License for an event on September 8, 2017.

- (W) HIGH LIFE LOUNGE 200 SW 2ND ST Five (5) Day License

Class B Beer License for Little Giant Beer Summit on September 16, 2017.

- (X) IOWA CRAFT BEER 313 WALNUT ST Five (5) Day License

Class B Beer License for Touchdown Tailgate on September 8, 2017. Pending approval of Building, Electrical, Fire and Zoning Departments.

(Y) LATINO HERITAGE FESTIVAL 1000 GRAND AVE Five (5) Day License
Class B Beer License for festival on September 23 – 24, 2017.

(Z) LIFT 222 4TH STREET Five (5) Day License
Class C Liquor License for Street Heat on September 3, 2017.

[17-1445](#) 5. [City](#) Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits. **Moved by Gatto to adopt. Motion Carried 5-2. Nays: Cownie and Moore.**

PUBLIC IMPROVEMENTS

6. Ordering construction of the following:

[17-1446](#) (A) [2017](#) Sewer Repair – Contract 1: Receiving of bids, (9-12-17), Setting date of hearing, (9-25-17). Construction estimate, \$490,000. ([Council Communication No. 17-623](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1447](#) (B) [Principal](#) Park Batting Tunnel Building Expansion: Receiving of bids, (9-12-17). Setting date of hearing, (9-25-17). Construction estimate, \$400,000. ([Council Communication No. 17-624](#)) **Moved by Coleman to adopt; refer to the City Manager to report on funding for enhancements and future maintenance. Motion Carried 7-0.**

[17-1448](#) 7. [Approving](#) and authorizing the execution of Iowa Department of Transportation (IDOT) Agreement for the East 42nd Street and Hubbell Avenue Intersection Widening and Signalization Project. ([Council Communication No. 17-627](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1449](#) 8. [Approving](#) Professional Services Agreement with Stanley Consultants, Inc. for Fourmile Creek Stormwater Wetland, not to exceed \$44,665. ([Council Communication No. 17-625](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1450](#) 9. [Approving](#) Professional Services Agreement with System Works, LLC for design and construction services for the Municipal Services Center Phase 2 Commissioning, not to exceed \$431,850. ([Council Communication No. 17-626](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

10. Approving private construction contracts between Team Excavating, Inc. and HDR Land

Development, LLC for the following:

- [17-1451](#) (A) [Sanitary](#) Sewer Improvements in the Woods of Copper Creek Plat 3. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1452](#) (B) [Storm](#) Sewer Improvements in the Woods of Copper Creek Plat 3. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1453](#) (C) [Sanitary](#) Sewer Improvements in the Woods of Copper Creek Plat 4. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1454](#) (D) [Storm](#) Sewer Improvements in the Woods of Copper Creek Plat 4. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1455](#) 11. [Accepting](#) completed construction and approving final payment for Municipal Buildings Reroofing – Contract 2, Brazos Urethane, Inc. **Moved by Gatto to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [17-1456](#) 12. [Levying](#) assessments for costs of Public Works Emergency Sewer Repair, Schedule No. 2017-03. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1457](#) 13. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2017-08. **Moved by Gatto to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [17-1458](#) 14. [Authorization](#) for the Des Moines Metropolitan Wastewater Reclamation Authority to proceed with acquisition of additional street right-of-way in the City's name as part of the WRA Eastside Interceptor-Phase 27, Segment 3 Project. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1459](#) 15. [Authorizing](#) and approving an Easement Amendment Agreement with Donald H. Taylor Family Limited Partnership. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1460](#) 16. [Approving](#) tax abatement applications for the additional value added by improvements completed during 2017 (93 applications). ([Council Communication No. 17-608](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [17-1461](#) 17. [Recognition](#) of Watrous Heights Neighborhood Association in accordance with the Neighborhood Recognition Policy. ([Council Communication No. 17-607](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1462](#) 18. [Communication](#) from Chelsea Lepley advising of her resignation from the Parks and Recreation Board, Seat 4, effective August 31, 2017. **Moved by Gatto to receive, file and accept resignation with appreciation for her service. Motion Carried 7-0.**
- [17-1463](#) 19. [Recommendation](#) from Council Member Skip Moore to appoint Jessica Avant to the Parks and Recreation Board, Seat 4, for a four-year term commencing June 30, 2015 to expire June 30, 2019, effective September 1, 2017. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1464](#) 20. [Communication](#) from Christopher Missel advising of his resignation from the Building and Fire Code Board of Appeals, Seat 5, effective immediately. **Moved by Gatto to receive, file and accept resignation with appreciation for his service. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [17-1465](#) 21. [Regarding](#) Preliminary Plat “Woods on the River Plat 10” on property in the vicinity of Whispering Ridge Drive and River Ridge Road. **Moved by Gatto to receive and file. Motion Carried 7-0.**
- [17-1466](#) 22. [Regarding](#) Preliminary Plat “Woodside Estates West Commercial Park Plat 1” on property in the vicinity of 5500 Northwest 2nd Street. **Moved by Gatto to receive and file. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [17-1467](#) 23. [On](#) conveyance of City-owned property adjoining 1255 E. 21st Street to Cindy L. Palmer, \$150, (9-11-17). **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1468](#) 24. [On](#) request from Nelson Development 1, LLC to rezone 110 SE 7th Street from "M-2" (Heavy Industrial) and Ltd. "C-3B" (Central Business Mixed-Use) to "C-3B" (Central Business Mixed-Use) to allow for development of a 4-story, 149-unit multiple-family residential structure, (9-11-17). **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1469](#) 25. [On](#) request from RSC Partners, LLC to rezone 900 42nd Street from "C-1" (Neighborhood Retail Commercial) to Ltd. "NPC" (Neighborhood Pedestrian Commercial) to allow the ability to request a Conditional Use Permit that would allow sale of alcohol as part of the existing art instruction business operating as “Pinot’s Palette”, (9-11-17). **Moved by Gatto to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [17-1470](#) 26. [Submitting](#) travel and training for Darrell Caldwell, Jay Carlson, T.M. Franklin Cownie, Ryan J. Garrett, David Jahn, Mindy O'Donnell, Douglas Philip, Dana Wingert and Shekinah Young. ([Council Communication No. 17-629](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

APPROVING

- [17-1471](#) 27. [2017](#) U.S. Department of Housing and Urban Development (HUD) Continuum of Care Grant Application. ([Council Communication No. 17-606](#)) **Moved by Coleman to adopt; refer to the City Manager to provide a report on all City funds spent on homelessness and affordable housing, and to schedule a work session on this topic. Motion Carried 7-0.**
- [17-1472](#) 28. [Workforce](#) Housing Tax Credit (WHTC) Benefit Application to be submitted to the Iowa Economic Development Authority by Gray's Station 1 & Gray's Station II, LLC for housing projects in the vicinity of the 200 block of SW 11th Street. ([Council Communication No. 17-609](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1473](#) 29. [First](#) Amendment to Urban Renewal Development Agreement with 701 Walnut Partnership, LLC for development of the east side of the former Younkers site at 701 Walnut Street. ([Council Communication No. 17-611](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1474](#) (A) [Parking](#) License Agreement with 701 Walnut Partnership, LLC. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1475](#) (B) [Sixth](#) Supplement to Skywalk Agreement with 701 Walnut Partnership, LLC. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1476](#) 30. [Economic](#) Development Assistance Contract with the Iowa Economic Development Authority (IEDA), Siegwirk USA Co., and the City of Des Moines under the High Quality Jobs Program. ([Council Communication No. 17-618](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1477](#) 31. [Amendment](#) to a lease agreement with Ruan Center Corporation for the housing of public safety communication equipment. ([Council Communication No. 17-617](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1478](#) 32. [Preliminary](#) approval of a City Loan from the Des Moines Action Loan Fund to Port of Des Moines, LLC, \$100,000. ([Council Communication No. 17-610](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

- [17-1479](#) 33. [Issuance](#) of Certificate of Completion to Wilkins Redevelopment, LLC for the historic restoration of the Wilkins Building at 713 Walnut Street. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1480](#) 34. [Issuance](#) of Certificate of Completion to 220 SE 6th Street Properties, LLC for the new office building and parking structure at 220 SE 6th Street. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1481](#) 35. [Termination](#) of Easement Agreement no longer necessary for building and fire code compliance at 811 Crocker Street. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1482](#) 36. [Eighth](#) extension of agreement with Airport Authority. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1483](#) 37. [2017](#) Edward Byrne Memorial Justice Assistance Grant (JAG) Application by the U.S. Department of Justice, Office of Justice Program and Memorandum of Understanding. ([Council Communication No. 17-615](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1484](#) 38. [Contract](#) with the Des Moines Independent Community School District for the sharing of costs associated with school crossing guard services. ([Council Communication No. 17-616](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1485](#) 39. [Submittal](#) of grant application to the Iowa State Historic Preservation Office (SHPO) to support grassroots educational activities that promote rehabilitation of historic housing stock in Des Moines' historic neighborhoods. ([Council Communication No. 17-619](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- WITHDRAWN
- [17-1486](#) 40. ~~28E Agreement with Neighborhood Development Corporation (NDC) through December 31, 2022 for an annual contribution of \$1,000,000. ([Council Communication No. 17-614](#))~~
- [17-1487](#) 41. [Directing](#) the Des Moines Fire Department to pursue a concept of planning and operations with the Altoona Fire Department to improve the delivery of fire and EMS Services within and between both Cities. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1488](#) 42. [Water](#) Quality Initiative Urban Conservation Demonstration Projects Cost-Share Grant Contract with Iowa Department of Agriculture and Land Stewardship (IDALS) for construction of a stormwater wetland in the Fourmile Creek Watershed, not to exceed \$75,000. ([Council Communication No. 17-613](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1489](#) 43. [Support](#) for Polk County Conservation Commission's application to name an unnamed creek within the Easter Lake Watershed as Magnolia Creek. ([Council Communication No. 17-605](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

44. Bids from the following:

- [17-1490](#) (A) [Des](#) Moines-Winterset Memorials (Ryan Gruhn, President) for monument repair services at Woodland Cemetery as requested by the Parks and Recreation Department, \$46,500. (Seven potential bidders, one received). ([Council Communication No. 17-612](#)) **Moved by Moore to adopt; refer to the City Manager to send a letter of thanks to Gerald LaBlanc for his hard work on projects at the Woodland Cemetery. Motion Carried 7-0.**
- [17-1491](#) (B) [Neenah](#) Foundry (Thomas Riordan, CEO) for various manhole castings as requested by the Public Works Department, \$70,500. (Five potential bidders, three received). **Moved by Gatto to adopt. Motion Carried 7-0.**
- [17-1492](#) 45. [Civil](#) Service Entrance Lists for Laboratory Analyst I, Radio Technician, and Plant Equipment Lubricator. **Moved by Gatto to receive and file. Motion Carried 7-0.**
- [17-1493](#) 46. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of August 28 and September 4, 2017; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of August 28 and September 4, 2017; and to draw checks for biweekly payroll due on September 1, 2017. **Moved by Gatto to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

- [17-1494](#) 47. [To](#) correct the vacation of a segment of Ingersoll Avenue right-of-way located north of and adjoining 539 Polk Boulevard. **Moved by Gatto that this ordinance do now pass, [#15,604](#). Motion Carried 7-0.**
- [17-1495](#) 48. [On](#) vacation of a dead-end segment of SW 19th Street adjoining 1821 Frazier Avenue. **Moved by Gatto that this ordinance do now pass, [#15,605](#). Motion Carried 7-0.**

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

ORDINANCES - FIRST CONSIDERATION

[17-1496](#)

49. [Amending](#) various Chapters of the Municipal Code relating to revised criminal and civil penalties for violation of City ordinances. **Moved by Hensley that this ordinance be considered and given first vote for passage; refer to the City Manager to schedule a Work Session on this topic. Motion Carried 7-0.**

[17-1497](#)

50. [Amending](#) Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: ([Council Communication No. 17-628](#)) **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- (A) Parking Restriction—East side of Ure Street from E. University Avenue, north to and including the cul-de-sac.
- (B) Loading Zone Removal—north side of Crocker Street, east of 9th Street.
- (C) Corner Clearance—SE 24th Street at Hart Avenue.
- (D) Revision to the Handicapped Parking Space Signs section of the Municipal Code.
- (E) Right-turn on red prohibition—Martin Luther King Jr. Parkway and I-235 eastbound ramp.

[17-1498](#)

- (F) Final consideration of ordinance above, 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, [#15,606](#). Motion Carried 7-0.**

COUNCIL REQUESTS

- [17-1499](#) 51. [Request](#) from Council Member Joe Gatto to discuss the deteriorating condition of the Ft. Des Moines Museum and Education Center at 75 E. Army Post Road and additional Ft. Des Moines buildings that the City is responsible for maintenance. **Moved by Gatto to receive and file comments and refer to the City Manager to contact other interested parties and to provide a recommendation regarding options for the Museum and for the other City buildings in the area. Also provide information on the repairs to the roof of the Officer's Quarters. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 52 THRU 60)

- [17-1500](#) 52. [On](#) request from Brian Johnson to rezone property located at 1916 Dean Avenue from "R1-60" (One-Family Low-Density Residential) to Ltd. "M-1" (Light Industrial) to allow the split-zoned property to be used legally for the owner's existing roofing contractor business and to continue to September 25, 2017 at 5:00 PM. **Moved by Gatto to adopt. Motion Carried 7-0.**

53. Items regarding 915 SE 14th Court, Capitol City Towing & Recovery, LLC:

- [17-1501](#) (A) [Amend](#) the PlanDSM: Creating our Tomorrow Plan future land use designation from Community Mixed Use to Industrial. (Plan and Zoning Commission recommends DENIAL, requires six votes for passage) **Moved by Gatto to adopt and approve the proposed amendment. Motion Carried 7-0.**

- [17-1502](#) (B) [Hearing](#) to rezone property from "C-2" (General Retail and Highway-Oriented Commercial) to "M-2" (Heavy Industrial) to allow the property to be used for a towing operation involving the outdoor storage of inoperable vehicles, rebuilding/recycling of vehicles, and vehicle sales lot, considered a junk and salvage yard. Plan and Zoning Commission recommends DENIAL, requires six votes for passage. **Moved by Gatto to continue the public hearing to September 11, 2017 at 5:00 PM in the Council Chambers in the Municipal Service Center, and to direct the City Manager and Legal Department to prepare necessary legislation to approve the rezoning, subject to conditions acceptable to the City and the owner. Motion Carried 7-0.**

54. Items regarding 804 SE 30th Street, Scrap Processors, Inc.:

[17-1503](#)

(A) [Amend](#) the existing PlanDSM: Creating our Tomorrow Plan future land use designation from Business Park to Industrial for the northern portion. **Moved by Gatto to adopt and approve the proposed amendment. Motion Carried 7-0.**

[17-1504](#)

(B) [Hearing](#) on request to rezone property from "C-2" (General Retail and Highway-Oriented Commercial) and "R-3" (Multiple-Family Residential) to Ltd. "M-1" (Light Industrial) on the southern portion and Ltd. "M-2" (Heavy Industrial) on the northern portion to allow the northern portion of the property to be redeveloped for a metal salvage and recycling operation. **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1505](#)

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

[17-1506](#)

(2) [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, [#15,607](#). Motion Carried 7-0.**

[17-1507](#)

55. [On](#) request from Macerich Southridge Mall, LLC for review and approval of the 33rd Amendment to the Southridge Mall C-4 Development Plan for 1111 E. Army Post Road to allow the 1.75 acre property on the southern portion of 6825 SE 14th Street to be used for a Unity Point Urgent Care Clinic. **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1508](#)

(A) [Amendment](#) to the Conceptual Development Plan for the Southridge Mall to include the proposed Unity Point Medical Clinic at 6520 SE 14th Street. ([Council Communication No. 17-620](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1509](#)

56. [On](#) approval of documents and conveyance of excess City property, south of and adjoining W. Martin Luther King Jr. Pkwy. and west of and adjoining SW 11th Street, to HRC NFS I, LLC, \$970,000. ([Council Communication No. 17-622](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[17-1510](#)

57. **On** City-initiated amendment to the Chapter 134 Zoning Ordinance text regarding changes to regulations for businesses selling liquor, wine and/or beer. **Moved by Coleman to approve the proposed adoption of amendments to Sections 134-3 and 134-954 of the Zoning Ordinance of the Des Moines Municipal Code, subject to final passage of the enacting ordinance. Motion Carried 7-0.**

[17-1511](#)

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

[17-1512](#)

58. **Dismissing** hearing on vacation of City east-west alley right-of-way adjoining 322 E. Court Avenue and conveyance to 322 E. Court LLC, \$21,000. **Moved by Gatto to adopt. Motion Carried 7-0.**

[17-1513](#)

59. **Regarding** petition to establish the Sherman Hill Self-Supported Municipal Improvement District (SSMID). **Moved by Hensley to adopt; prior to ordinance consideration a separate Advisory SSMID Board shall be formed to have representation from all areas of the proposed SSMID district and procedures be established to provide actual notice to property owners of any proposed increase to the SSMID levy, including by certified mail if necessary. Motion Carried 7-0.**

60. On appeal from Clifford Post, 1815 Oakland Avenue, of the decision of the Historic Preservation Commission. (Choose A or B) ([Council Communication No. 17-621](#))

[17-1514](#)

- (A) **Affirming** the decision of the Historic Preservation Commission. **Moved by Gray to adopt and affirm the decision of the Historic Preservation Commission; City staff will work with Mr. Post regarding the timeline to comply. Motion Carried 5-2. Nays: Coleman and Westergaard.**

WITHDRAWN

[17-1515](#)

- (B) **Reversing** the decision of the Historic Preservation Commission.

****END HEARINGS AT 6:50 PM****

[17-1516](#)

- MOTION TO ADJOURN. Moved by Gatto to adjourn at 6:50 PM. Motion Carried 7-0.**

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