



***** 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 '12-' 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

**June 25, 2012
4:30 PM**

PROCLAMATIONS – 4:15 PM

Governing Magazine and AARP – Sustaining Communities for All Ages

INVOCATION: Council Member Bob Mahaffey

- [12-0955](#) 1. **ROLL CALL: Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.**
- [12-0956](#) 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0957](#) 3. **APPROVING CONSENT AGENDA * – items 3 through 40: 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

[12-0958](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt. Motion Carried 7-0.**

NEW APPLICATIONS

- | | | | |
|-----|--------------------------|------------------|----------|
| (A) | LA PARIS CAFE | 1517 2ND AVE | C Liquor |
| (B) | NEW CHINA BUFFET & GRILL | 1201 E ARMY POST | B Beer |

RENEWAL APPLICATIONS

- | | | | |
|-----|-------------------------|-------------------|----------|
| (C) | BEST TRIP | 1516 SE 1ST ST | C Beer |
| (D) | BLANK PARK ZOO | 7401 SW 9TH ST | C Liquor |
| (E) | BUFFALO WILD WINGS | 4345 MERLE HAY RD | C Liquor |
| (F) | CHEFS KITCHEN | 1903 BEAVER AVE | C Liquor |
| (G) | DAHLS FOODS | 4121 FLEUR DR | E Liquor |
| (H) | DES MOINES PLAYHOUSE | 831 42ND ST | C Liquor |
| (I) | DRUGTOWN WINE & SPIRITS | 4100 UNIVERSITY | E Liquor |
| (J) | FORTE BANQUET | 615 3RD ST | C Liquor |
| (K) | H & A MINI MART | 145 UNIVERSITY | C Beer |
| (L) | HOUSE OF BRICKS | 525 E GRAND AVE | C Liquor |
| (M) | HY VEE FOOD STORE #4 | 4605 FLEUR DR | E Liquor |
| (N) | HY VEE FOOD STORE #5 | 1107 E ARMY POST | E Liquor |
| (O) | MAIN GATE | 2956 E GRAND AVE | C Liquor |
| (P) | SOUTH TOWN TAP | 3803 SW 9TH ST | C Liquor |
| (Q) | SOUTHSIDE TOBACCO | 2424 SW 9TH ST | E Liquor |
| (R) | STOCKMANS INN | 3000 E GRAND AVE | B Beer |
| (S) | TAQUERIA JALISCO | 1704 E GRAND AVE | B Beer |
| (T) | US GAS | 3000 SW 9TH ST | E Liquor |
| (U) | VETERANS MEMORIAL | 833 5TH AVE | C Liquor |

OUTDOOR SERVICE APPLICATIONS

- | | | | |
|-----|-----------------|-----------------|----------|
| (V) | HOUSE OF BRICKS | 525 E GRAND AVE | C Liquor |
|-----|-----------------|-----------------|----------|
- Permanent outdoor service area.

- | | | | |
|-----|------------------|-----------------|----------|
| (W) | LOUIES WINE DIVE | 4040 UNIVERSITY | C Liquor |
|-----|------------------|-----------------|----------|
- Permanent outdoor service area.

- | | | | |
|-----|-------------------|----------------|----------------------|
| (X) | GREATER DSM MUSIC | 1013 LOCUST ST | Five (5) Day License |
|-----|-------------------|----------------|----------------------|
- Special Class C Liquor License for 80-35 Concert on July 6 – 7, 2012.

- | | | | |
|-----|-------------------|-------------|----------------------|
| (Y) | GREATER DSM MUSIC | 1203 LOCUST | Five (5) Day License |
|-----|-------------------|-------------|----------------------|
- Special Class C Liquor License for 80-35 Concert on July 6 – 7, 2012.

- | | | | |
|-----|-------------------|----------------|----------------------|
| (Z) | GREATER DSM MUSIC | 1307 LOCUST ST | Five (5) Day License |
|-----|-------------------|----------------|----------------------|
- Special Class C Liquor License for 80-35 Concert on July 6 – 7, 2012.

- | | | | |
|------|-------------------|----------------|----------------------|
| (AA) | GREATER DSM MUSIC | 1418 GRAND AVE | Five (5) Day License |
|------|-------------------|----------------|----------------------|
- Class C Liquor License for 80-35 Concert on July 6 – 7, 2012.

(BB) HAM INDEPENDENCE 831 42ND ST Five (5) Day License
Class B Beer License for an event on June 27, 2012.

(CC) PARKS AREA FOUNDATION3 612 6TH AVE Five (5) Day License
Class B Beer License for Sweet Corn Feed on July 14, 2012.

(DD) WATLAO BUDDHAVATH 1804 E PARK AVE Five (5) Day License
Class B Beer License for a festival on June 29 – July 1, 2012.

[12-0959](#) 5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 5-2. Nays: Cownie and Moore.**

[12-0960](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

[12-0961](#) 7. [Ordering](#) construction of 2012 Expanded Street Resurfacing Program: Receiving of bids, (7-10-12), Setting date of hearing, (7-23-12), Construction estimate, \$1,100,000. ([Council Communication No. 12-346](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0962](#) 8. [Approving](#) Professional Services Agreement with Shuck-Britson, Inc. for the Jackson Street Trail Bridges Phase 1 Bridge Rehabilitation Evaluation, not to exceed \$49,376. ([Council Communication No. 12-339](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0963](#) 9. [Approving](#) supplemental agreements to the Southeast Connector Professional Services Agreement with Kirkham Michael & Associates to provide additional design and construction phase services for the Southeast Connector Projects. ([Council Communication No. 12-327](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0964](#) 10. [Authorizing](#) the execution of Amendment No. 1 to the Vision Iowa Agreement for the Principal Riverwalk. ([Council Communication No. 12-334](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0965](#) 11. [Approving](#) private construction contract between Elder Corporation and Kemin Industries for storm sewer improvements in Scott Avenue & SE 20th Street, \$17,500. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0966](#) 12. [Communication](#) from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Hensley to adopt. Motion Carried 7-0.**

13. Accepting completed construction and approving final payment for the following:

[12-0967](#)

(A) [Demolition](#) at 717 Grand Avenue former YWCA, Dore & Associates Contracting, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0968](#)

(B) [Crocker](#) Street at 5th Avenue, 6th Avenue & 7th Street Traffic Signal Installation, Baker Electric, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

[12-0969](#)

14. [Levying](#) assessments for costs of Nuisance Abatement – NAC Emergency Orders (Community Development), Schedule No. 2012-03. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0970](#)

15. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2012-01. **Moved by Hensley to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

[12-0971](#)

16. [Accepting](#) check in the amount of \$5,936 as equivalent to PUD Restoration Bond for grading work for the Smokey Row Coffeehouse at 1910 Cottage Grove for a parking lot expansion at 1918 Crocker Street. ([Council Communication No. 12-314](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0972](#)

17. [Approve](#) and accept real estate documents for 1401 Thomas Beck Road from Pomerantz Realty Company for the Gray's Lake Neighborhood Connecting Trail Project. **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

18. Appointments to the Sister Cities Commission as follows:

[12-0973](#)

(A) [Council](#) Member Moore to appoint David Bair to Seat 5 for a five-year term commencing April 28, 2011 to expire April 28, 2016. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0974](#)

(B) [Council](#) Member Griess to appoint Will Rogers to Seat 9 for a five-year term commencing April 28, 2012 to expire April 28, 2017. **Moved by Hensley to adopt. Motion Carried 7-0.**

19. Reappointments to the Citizen Odor Board as follows:

[12-0975](#)

(A) [Council](#) Member Griess to reappoint Judi Isaacson to Seat 3 for a three-year term commencing April 1, 2012 to expire April 1, 2015. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0976](#)

(B) [Council](#) Member Meyer to reappoint Charles Talarico to Seat 14 for a three-year term commencing April 1, 2012 to expire April 1, 2015. **Moved by Hensley to adopt. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

[12-0977](#)

20. [Regarding](#) request by City Engineer to vacate a segment of SE 20th Street from E. Market Street to a dead end point approximately 80 feet north of Raccoon Street, in conjunction with the SE Connector Project. **Moved by Hensley to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

[12-0978](#)

21. [On](#) request to vacate sidewalk right-of-way adjacent to 214 3rd Street, Kamodo Club, (7-23-12). **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0979](#)

22. [On](#) DENIAL of lease of vacated sidewalk right-of-way in front of 208 3rd Street, The Standard f/k/a Pelican, (7-23-12). **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0980](#)

23. [On](#) appeal by Conlin Properties from the decision of the Historic Preservation Commission regarding property at 826-18th Street, (7-9-12). **Moved by Hensley to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

24. Approving workers' compensation payments to the following:

[12-0981](#)

(A) [Charles](#) Fitch, \$24,019.34. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0982](#)

(B) [Sheri](#) Neal, \$26,871.20. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0983](#)

24-I [Approving](#) payment to MidAmerican Energy Company for claim as the result of a mowing accident, \$10,260.17. **Moved by Hensley to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [12-0984](#) 25. [Submitting](#) travel and training requests for T.M. Franklin Cownie, Tan Gene Huynh and William G. Stowe. ([Council Communication No. 12-354](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

- [12-0985](#) 26. [Community](#) Services Block Grant (CSBG) Community Action Plan Application for the 2013 CSBG Program Year. ([Council Communication No. 12-351](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0986](#) 27. [The](#) Main Street Iowa Program Agreement and Cooperative Agreement to continue The Main Street Program for the 6th Avenue Corridor. ([Council Communication No. 12-349](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0987](#) 28. [Amendment](#) No. 10 to the Community Development Block (CDBG) Disaster Recovery Contract with Iowa Economic Development Authority (IEDA) to close out completed activities. ([Council Communication No. 12-318](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

WITHDRAWN

- [12-0988](#) 29. ~~Settlement Agreement between Iowa Economic Development Authority and Wellmark, Inc.~~

- [12-0989](#) 30. [Agreement](#) for Façade Improvement Grant to MDI Limited Partnership #86 for renovation of the Crane Building at 1440 Walnut Street. ([Council Communication No. 12-317](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0990](#) 31. [An](#) additional \$12,700 FY10 Methamphetamine Drug Hot Spots Grant Program Award and extending grant period to December 31, 2012. ([Council Communication No. 12-315](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0991](#) 32. [Application](#) for U.S. Department of Homeland Security 2012 Assistance to Firefighters Grant. ([Council Communication No. 12-355](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0992](#) 33. [Annual](#) insurance renewal with Jester Insurance Services, Inc. for July 1, 2012 – Property and Casualty Insurance. ([Council Communication No. 12-330](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0993](#) 34. [Letter](#) of Interest to the U.S. Environmental Protection Agency (EPA) Greening America's Capitals Program. ([Council Communication No. 12-348](#)) **Moved by Hensley to approve. Motion Carried 7-0.**

35. Sidewalk café leases with the following:

- [12-0994](#) (A) [Downtown](#) Preservation Partners, LLC for an area east of Centro Restaurant along the west right-of-way of 10th Street at 1011 Locust Street. ([Council Communication No. 12-332](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0995](#) (B) [Surf](#) Shack for an area of right-of-way in front of 319 Court Avenue. ([Council Communication No. 12-324](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0996](#) (C) [Sbrocco](#) for an area of right-of-way in front of 208 Court Avenue. ([Council Communication No. 12-323](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0997](#) (D) [Court](#) Avenue Restaurant and Brewing Company for an irregular shaped portion of the right-of-way in front of 309 Court Avenue. ([Council Communication No. 12-322](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

36. Bids from the following:

- [12-0998](#) (A) [Logan](#) Contractors Supply (Bruce Logan, President) sole area-wide distributor for Crafcoc pavement maintenance products to be used by Public Works Department Street Maintenance Division, estimated annual cost \$65,000. ([Council Communication No. 12-325](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0999](#) (B) [AP/M](#) Permaform (Bill Shook, President) sole area-wide distributor for high-strength grout products to be used by the Public Works Department Sewers Division, \$55,000. ([Council Communication No. 12-340](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1000](#) (C) [Communication](#) Innovators (Stan Galwe, President) per State of Iowa Contract for data and telephone technician labor services to be used by the Information Technology Department, \$55,000. ([Council Communication No. 12-350](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1001](#) (D) [Hewlett](#) Packard Co. (Mark Hurd, President) per Western States Contracting Alliance price agreement for replacement employee desktop personal computers to be used by the Information Technology Department, \$100,000. ([Council Communication No. 12-353](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1002](#) (E) [Optics](#) Planet Inc. (Mark Lentin, President) for tactical body armor to be used by the Police Department, \$39,670.56. (Nine bids mailed, four received) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1003](#) (F) [Vital](#) Support Systems (Jeff Sparling, CEO) for mass storage system and server expansion equipment to be used by the Information Technology Department, \$384,091.20. (Eight bids mailed, two received) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-1004](#) (G) [Midwest](#) Safety Counselors Inc. (Robert H. Petersen, President) for gas monitors to be used by the Police Department, \$31,815. (Five bids mailed, four received) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1005](#) (H) [Hewlett](#) Packard Co. (Mark Hurd, President) per Western States Contracting Alliance price agreement for annual maintenance and support of existing Hewlett Packard Storage Area Network Servers (SANS) mass storage system, \$92,125.88. ([Council Communication No. 12-333](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1006](#) 37. [Agreement](#) with PIPS Technologies, Inc. (Robert D. Welding, CEO) for purchase of two Automatic License Plate Readers. ([Council Communication No. 12-316](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Griess.**
- [12-1007](#) 38. [Bid](#) from Crow Tow (Randy Crow, President) for an annual contract with four (4) additional one-year renewal options to furnish junk vehicle towing services for the Neighborhood Inspection Division, annual estimate \$221,600. (Ten bids mailed, three received) ([Council Communication No. 12-331](#)) **Moved by Griess to adopt. Motion Carried 6-1. Nays: Moore.**
- [12-1008](#) 39. [Civil](#) Service Entrance Lists for Cemetery Operations Supervisor, Surveyor Supervisor, Assistant to the City Manager, and Information Technology Network Engineer. **Moved by Hensley to receive and file. Motion Carried 7-0.**
- [12-1009](#) 40. [Authorizing](#) Finance Director to draw checks on [registers](#) for weeks of June 25 and July 2, 2012; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for weeks of June 25 and July 2, 2012; and to draw checks for biweekly payroll due June 29, 2012. **Moved by Hensley to adopt. Motion Carried 7-0.**

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

ORDINANCES - FINAL CONSIDERATION

WITHDRAWN

[12-1010](#)

41. ~~On request from Arnold Dewitt to rezone property at 1241 E. 38th Street from “R1-60” (One Family Low Density Residential) to a Ltd. “C-2” (General Retail and Highway Oriented Commercial).~~

[12-1011](#)

- (A) Dismissing proceedings on proposed rezoning of 1241 E. 38th Street. (Requested by Arnold DeWitt). **Moved by Mahaffey to dismiss the pending rezoning proceedings. Motion Carried 7-0.**

ORDINANCES - FIRST CONSIDERATION

[12-1012](#)

42. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: (Council Communication No. 12-337) **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

(A) Parking Restriction – south side of Des Moines Street both sides of driveway, east of Robert D. Ray Drive.

(B) Installation of Loading Zone – west side of 5th Avenue, Locust Street to Grand Avenue.

(C) Passenger Loading and Unloading Zone – east side of 5th Avenue, Center to Crocker Street.

[12-1013](#)

- (D) Final consideration of ordinance above, 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, #15,113. Motion Carried 7-0.**

[12-1014](#)

43. Amending Chapter 26 of the Municipal Code regarding adoption and amendment of the 2011 edition of the National Electrical Code and recognition of licensed residential electrical contractors. (Council Communication No. 12-336) **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

WITHDRAWN

[12-1015](#)

44. ~~Amending Chapter 118 of the Municipal Code regarding utility deposits.~~

[12-1016](#)

45. Amending Chapter 74 of the Municipal Code regarding park facility hours (definition of sunrise and sunset). **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[12-1017](#) 46. **Amending** Chapter 102 of the Municipal Code regarding driveway approach and curb drop permit fees. ([Council Communication No. 12-313](#)) **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[12-1018](#) (A) **Final** consideration of ordinance above (waiver requested by Community Development Director), requires 6 votes. **Moved by Coleman 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, #15,112. Motion Carried 7-0.**

[12-1019](#) (B) **Amendment** to the Schedule of Fees. **Moved by Coleman to adopt. Motion Carried 7-0.**

COUNCIL REQUESTS

[12-1020](#) 47. **From** Council Member Brian Meyer to speak regarding proposed sale of excess City-owned property adjoining 400 SE 6th Street, to Prospero Investments, LLC, Brian and Tanya Tigner. **Moved by Meyer to refer to the City Manager for review and recommendation regarding sale of property to Prospero Investments, LLC. Ms. Tigner will provide a site plan on new restaurant. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

[12-1021](#) 48. **Petition** in favor of proposed sanitary sewer on Wakonda Parkway between Elder Lane and SW 16th Street. **Moved by Hensley to receive and file and refer to the City Manager for review and recommendation. Motion Carried 7-0.**

INFORMAL HEARINGS (OPEN AT 5:23 PM)

[12-1022](#) 49. **On** construction of sidewalk on E. Park Avenue from SE 14th Street to SE 18th Court. **Moved by Meyer to adopt. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:28 PM) (ITEMS 50 THRU 62)

50. On issuance of the following General Obligation Bonds:

[12-1023](#) (A) **Not** to exceed \$13,500,000 Sanitary Sewer Bonds, (Essential Corporate Purposes). ([Council Communication No. 12-320](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-1024](#) (1) **Authorization** for additional action. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-1025](#) (B) Not to exceed \$11,000,000 Storm Water Bonds (Essential Corporate Purposes). ([Council Communication No. 12-321](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [12-1026](#) (1) Authorization for additional action. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [12-1027](#) (C) Not to exceed \$13,500,000 Parking Taxable Bonds (Urban Renewal Purposes). ([Council Communication No. 12-319](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1028](#) (1) Authorization for additional action. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1029](#) 51. On proposed First Amendment to Urban Renewal Plan for the Southside Economic Development District Urban Renewal Area. ([Council Communication No. 12-335](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-1030](#) (A) Recommendation from Plan and Zoning Commission. **Moved by Meyer to receive and file. Motion Carried 7-0.**
- [12-1031](#) (B) Amended Resolution of Necessity. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-1032](#) 52. On Thirteenth Amendment to the Central Place Industrial Park Redevelopment Program Urban Renewal Plan to extend the redevelopment controls and tax increment district until June 30, 2020. ([Council Communication No. 12-328](#)) **Moved by Griess to adopt. Motion Carried 7-0.**
- [12-1033](#) (A) Recommendation from Plan and Zoning Commission. **Moved by Griess to receive and file. Motion Carried 7-0.**
- [12-1034](#) 53. On request to rezone 1540 Scott Avenue from “M-2” (Heavy Industrial) to “PUD” (Planned Unit Development) and approve the “City of Des Moines Municipal Services Center PUD Conceptual Plan” to allow the initial phase of development of a municipal services campus with approximately 85,000-square foot facility for offices, shops, and storage; and a 50,000-square foot outdoor storage yard for combined functions of the Parks and Recreation, Public Works, and Engineering Departments of the City. ([Council Communication No. 12-326](#)) **Moved by Meyer to adopt and approve the rezoning to the PUD District classification and Conceptual Plan, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [12-1035](#) (A) First consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- [12-1036](#) (B) Final consideration of ordinance above, requires six votes. **Moved by Meyer 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, #15,114. Motion Carried 7-0.**
- [12-1037](#) 54. **On** request from Alawi Habib to rezone 2410 Hickman Road from Ltd. “C-2” (General Retail and Highway-Oriented Commercial) to “C-2” to allow for use of the property for a vehicle display lot. Plan and Zoning Commission recommends DENIAL. (roll call contains alternative motions) **Moved by Griess to adopt and to DENY the proposed rezoning. Motion Carried 7-0.**
- [12-1038](#) 55. **On** request from Lazarus Investments, LLC to rezone property at 1100 Euclid Avenue from “R-2” (Two-Family Residential) to Ltd. C-1 (Neighborhood Retail Commercial) to allow a dental clinic on the property. **Moved by Mahaffey to adopt and to continue the hearing to July 23, 2012. Motion Carried 7-0.**
- [12-1039](#) 56. **On** conveyance by installment contract of 1740 Garfield Avenue (Logan Community Center) to Joshua Christian Academy, Inc., \$100,000. ([Council Communication No. 12-343](#)) **Moved by Mahaffey to continue to July 9, 2012 at 5:00 PM; refer to the City Manager to work with Joshua Christian Academy on the contract terms, and to collaborate with other interested parties. Motion Carried 7-0.**
- [12-1040](#) 57. **Dismissing** the public hearing on conveyance of 1202, 1204 and 1300 Scott Avenue (Lomar Building) to Midwest Automatic Fire Sprinkler Company, \$605,000. ([Council Communication No. 12-345](#)) **Moved by Meyer to adopt. Motion Carried 6-1. Absent: Coleman.**
- [12-1041](#) 58. **On** vacation and conveyance of north/south alley adjoining 815 High Street to the Cathedral Church of St. Paul, \$1,000. ([Council Communication No. 12-341](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Pass: Moore.**
- [12-1042](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Pass: Moore.**
- [12-1043](#) (B) **Final** consideration of ordinance above (waiver requested by applicant), requires six votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,115. Motion Carried 6-1. Pass: Moore.**
- [12-1044](#) (C) **Approving** and authorizing execution of a letter in support of application for development of north/south alley adjoining 815 High Street as a pedestrian plaza, green space and pedestrian way. **Moved by Hensley to adopt. Motion Carried 6-1. Pass: Moore.**

59. On items regarding vacation and conveyance of a portion of the north/south alley right-of-way, north of Euclid Avenue between 2nd Avenue and 3rd Street to Iowa CVS Pharmacy, LLC for \$20,000:

[12-1045](#) (A) [Plan](#) and Zoning Commission recommendation. **Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.**

[12-1046](#) (B) [Hearing](#) on vacation and conveyance of property. ([Council Communication No. 12-342](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1047](#) (C) [First](#) consideration of ordinance above. **Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[12-1048](#) (D) [Final](#) consideration of ordinance above (waiver requested by Christopher R. Pose, Attorney for CVS Pharmacy, LLC), requires six votes. **Moved by Mahaffey that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,116. Motion Carried 7-0.**

[12-1049](#) 60. [On](#) 2012 City-Wide PCC Pavement Restoration Program: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as T K Concrete, Inc., (Tony J. VerMeer, President), \$410,287.50. ([Council Communication No. 12-347](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Moore.**

[12-1050](#) (A) [Approval](#) of contract and bond. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Moore.**

[12-1051](#) 61. [On](#) Glendale Cemetery Columbaria Plaza and Niches: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as The Hansen Company, Inc., (Craig Faber, President), \$368,324.70. ([Council Communication No. 12-344](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-1052](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-1053](#) 62. [On](#) Police Station Boiler Replacement: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as The Waldinger Corporation, (Guy M. Gast, President), \$333,195). ([Council Communication No. 12-338](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1054](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

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

APPROVING

[12-1055](#) 63. [Selection](#) of preferred redeveloper for the Central Fire Station at 900 Mulberry Street. ([Council Communication No. 12-356](#)) **Moved by Hensley to refer to the City Manager to negotiate a contract with Des Moines Social Club per the provisions contained in Council Communication No. 12-356. Motion Carried 7-0.**

[12-1056](#) 64. [Extending](#) the current Class E Liquor License moratorium until August 28, 2012. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Griess.**

BOARD OF HEALTH

[12-1057](#) MOTION TO CONVENE. **Moved by Moore that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**

1. Approving the Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:

[12-1058](#) (A) [2703](#) Cottage Grove Avenue, main structure, Titleholder: Eugene Hiskey. **Moved by Griess to adopt. Motion Carried 7-0.**

[12-1059](#) (B) [1315](#) Park Avenue, garage structure, Titleholders: Mariangela White and Danny Lee White. **Moved by Griess to adopt. Motion Carried 7-0.**

[12-1060](#) (C) [1143](#) 14th Place, fire-damaged main structure, Titleholder: Naylynn Brown; Mortgage Holder: JP Morgan Chase Bank, NA. **Moved by Griess to adopt. Motion Carried 7-0.**

[12-1061](#) (D) [1924](#) 35th Street, garage structure, Titleholder: Patricia D. Flynn; Mortgage Holders: Mortgage Electronic Registration Systems, Inc. and Midwest Family Lending Corporation. **Moved by Griess to adopt. Motion Carried 7-0.**

[12-1062](#) MOTION TO ADJOURN. **Moved by Griess to adjourn at 6:56 PM. Motion Carried 7-0.**

View City Council agendas online at www.dmgov.org