



***** 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 '13-' preceding each item on the agenda is a roll call number assigned by the City Clerk. Please refer to this number when requesting information or copies.

SUMMARY OF DES MOINES CITY COUNCIL MEETING

City Hall, City Council Chambers
400 Robert D. Ray Dr.

April 8, 2013
4:30 PM

PROCLAMATIONS – 4:00 PM

[Parkinson](#) Awareness Month

[Mayor's](#) Day of Recognition for National Service – AmeriCorps, Senior Corps and other community volunteers

[Affordable](#) Housing Week

INVOCATION: Council Member Bob Mahaffey

- [13-0532](#) 1. ROLL CALL: **Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.**
- [13-0533](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0534](#) 3. APPROVING CONSENT AGENDA * – items 3 through 37: **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

13-0535

4. Approving Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt. Motion Carried 7-0. *Council Member Coleman votes “No” on Item B (Fast Trip).**

NEW APPLICATIONS

(A)	DAVIS CONCESSIONS	2601 HUBBELL AVE	B Beer
* (B)	FAST TRIP	1516 SE 1ST ST	E Liquor
(C)	FAST TRIP	1516 SE 1ST ST	C Beer
(D)	GRAMERCY TAP	400 WALNUT ST	C Liquor
(E)	SA PRESENTS LLC	75 E LOCUST	C Beer/Wine
(F)	TRIANGLE PARK	3000 E GRAND AVE	B Beer

RENEWAL APPLICATIONS

(G)	ALPINE TAP ROOM	2720 INGERSOLL	C Liquor
(H)	AMERICAN GRILL	5800 FLEUR DR	C Liquor
(I)	CAPITAL CITY MOOSE LODGE	2515 WEDGEWOOD	A Liquor
(J)	CORRAL 55	217 E 2ND ST	C Liquor
(K)	FAST MART	1621 UNIVERSITY	E Liquor
(L)	GIT N GO STORE #5	2700 INDIANOLA	C Beer
(M)	GREENWOOD LOUNGE	3707 INGERSOLL	C Liquor
(N)	IOWA BEEF STEAK HOUSE	1201 E EUCLID AVE	C Liquor
(O)	JETHROS	3100 FOREST AVE	C Liquor
(P)	JOHNNYS ITALIAN	6800 FLEUR DR	B Liquor
(Q)	SAIGON MARKET	2501 EUCLID AVE	C Beer
(R)	SCORNOVACCAS RISTORANTE	1930 SE 14TH ST	C Beer/Wine
(S)	TRUE BURGER/IOWA TAP	5800 FLEUR DR	C Liquor
(T)	VICTORY LANE	3801 EASTON BLVD	C Liquor

OUTDOOR SERVICE APPLICATIONS

(U) COURT AVENUE BREWING 309 COURT AVE C Liquor
Temporary in conjunction with Drake Relays on April 26 – 27, 2013.

(V) JETHROS 3100 FOREST AVE C Liquor
Temporary in conjunction with Drake Relays on April 24 – 28, 2013.

(W) PEGGYS INC 3020 FOREST AVE C Liquor
Temporary in conjunction with Drake Relays on April 24 – 28, 2013.

(X) SCIENCE CENTER OF IOWA 401 W MLK JR PKWY C Liquor
Temporary in conjunction with Glow Run event on April 20, 2013.

SPECIAL EVENTS APPLICATIONS

(Y) CHRISTIANIS EVENTS 519 PARK ST Five (5) Day License
Class C Liquor License for a Deere and Company event on April 13, 2013.

(Z) GATEWAY MARKET 4025 TONAWANDA DR Five (5) Day License
Special Class C Liquor License (Beer/Wine) for Everybody Wins! Iowa Cocktail Party on April
13, 2013.

[13-0536](#) 5. [Consideration](#) of Class C Liquor License for Lot 33 Café Bar & Lounge, 3701 Ingersoll Ave. Zoning Department recommends DENIAL. **Moved by Hensley to deny as recommended by City Zoning Enforcement for failure to meet Des Moines Municipal Code Chapter 134 zoning requirements for parking, screening of parking, enclosing the dumpster and for failure to provide a site plan. Motion Carried 7-0.**

[13-0537](#) 6. [City](#) Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 5-2. Nays: Cownie and Moore.**

PUBLIC IMPROVEMENTS

[13-0538](#) 7. [Communication](#) from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0539](#) 8. [Accepting](#) completed construction and approving final payment for Police Department Evidence Storage Facility, Ball Team LLC. **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0540](#) 9. [Authorization](#) to notify Iowa Department of Transportation (IDOT) of request for a voluntary termination of the Traffic Safety Program Agreement and withdrawal of the Iowa Clean Air Attainment Program (ICAAP) Application for the construction of the single-lane roundabout at the intersection of Beaver Avenue and Urbandale Avenue. ([Council Communication No. 13-167](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

[13-0541](#) 10. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2013-04. **Moved by Hensley to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

[13-0542](#) 11. [Authorizing](#) issuance of Corrected Quit Claim Deed for 3017 Mahaska Avenue. **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0543](#) 12. [Approving](#) issuance of a Corrected Quit Claim Deed for previously vacated and conveyed right-of-way adjoining 1060 38th Street to N8 Home Solutions, LLC, \$1. **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0544](#) 13. [Acceptance](#) of Revised Temporary Easement from Daniel E. and Elizabeth Clark and Michael J. and Mary Sprecher for the Grand Avenue Bridge Replacement Project. **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [13-0545](#) 14. [Recommendation](#) from Mayor Frank Cownie to reappoint Victoria Daniels to the Housing Appeals Board, Seat 1, for a three-year term commencing March 16, 2012 to expire March 16, 2015. **Moved by Hensley to approve. Motion Carried 7-0.**
- [13-0546](#) 15. [Communication](#) from Ernestine Judkins advising of her resignation from the Housing Services Board, Seat 4, effective immediately. **Moved by Hensley to receive, file and accept resignation with appreciation for her service. Motion Carried 7-0.**
16. Approving recommendation of Mayor Cownie to appoint the following:
- [13-0547](#) (A) [Alecia](#) Kates as the Neighborhood Revitalization Board's representative to the Housing Services Board, Seat 8, for a three-year term to expire June 30, 2014. **Moved by Hensley to approve. Motion Carried 7-0.**
- [13-0548](#) (B) [Joe](#) Henry to the Civil Service Commission, Seat 3, for a four-year term to expire April 1, 2014. **Moved by Hensley to approve. Motion Carried 7-0.**
- [13-0549](#) (C) [Marc](#) Wallace to the Water Works Board of Trustees, Seat 1, for a six-year term to expire April 1, 2019. **Moved by Coleman to approve. Motion Carried 6-1. Nays: Hensley.**
- [13-0550](#) 17. [Recommendation](#) from Council Member Skip Moore to appoint Cherie Mortice to the Zoning Board of Adjustment, Seat 2, for a five-year term commencing April 1, 2013 to expire April 1, 2018. **Moved by Hensley to adopt. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [13-0551](#) 18. [On](#) conveyance of a permanent underground electric easement to MidAmerican Energy Company for the Municipal Service Center Project, \$1, (4-22-13). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0552](#) 19. [On](#) vacation and conveyance of a subsurface easement along Grand Avenue adjoining 430 Grand Avenue to EMM Associates, LP for the Elsie Mason Manor Redevelopment Project, \$1,250, (4-22-13). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0553](#) 20. [On](#) concession agreement with Port of Des Moines, LLC to operate a food and beverage concession at the Hub Spot located at the northeast corner of Court Avenue and Water Street from April 1, 2013 through December 21, 2017, (4-22-13). ([Council Communication No. 13-174](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [13-0554](#) 21. [Approving](#) payment to Ahlers & Cooney, PC for consultation services in conjunction with collective bargaining, \$446.50. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0555](#) 22. [Approving](#) payment to Michael Zelinsky and his attorney for workers' compensation claim, \$145,000. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0556](#) 23. [Approving](#) payment to Mike Kentfield, Principal of Paramount Properties, LLC, for a property damage claim, \$12,111. **Moved by Hensley to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [13-0557](#) 24. [Submitting](#) travel and training requests for Kelly Dooley, David Dunn, Mark Durham, Debora Hobbs and Amanda Leo. ([Council Communication No. 13-177](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

- [13-0558](#) 25. [Neighborhood](#) Commercial Revitalization (NCR) Program Façade Grant in the amount of \$15,000 for renovation to 319 SW 5th Street. ([Council Communication No. 13-161](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0559](#) 26. [Amendment](#) #1 to the FY2010 Explosive Ordnance Disposal Grant between Iowa Homeland Security and Emergency Management Division (IHSEMD) and the City of Des Moines and approval to allow the Chief of Police to sign any further amendments to the 2010 Homeland Security Grant Reallocation of funds. ([Council Communication No. 13-166](#)) **Moved by Moore to approve. The Mayor will sign all future amendments to this grant. Motion Carried 7-0.**
- [13-0560](#) 26-I [Amended](#) and substituted 28E Agreement with the Board of Water Works Trustees regarding an ongoing cooperative undertaking to acquire, prepare and convey land for redevelopment in the Des Moines Agribusiness Park, subject to approval of the final contract by the City Manager and Legal Department. ([Council Communication No. 13-186](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0561](#) 27. [Agreement](#) with Elavon, Inc. for merchant credit card services for a three-year term commencing May 1, 2013 with an option to renew for an additional two-year term. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0562](#) 28. [FY](#) 2012-2013 Annual Right-of-Way Management Fee. ([Council Communication No. 13-176](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

29. Applications from the Drake Relays Group for temporary banners as follows:

[13-0563](#)

- (A) [Glow](#) Run on April 20, 2013 across the street as the start line on SW 5th and finish line on Market Street. **Moved by Hensley to receive, file and approve banner. Motion Carried 7-0.**

[13-0564](#)

- (B) [Grand](#) Blue Mile on April 23, 2013 across the street on Grand Avenue between 12th and 13th street for start and finish lines. **Moved by Hensley to receive, file and approve banner. Motion Carried 7-0.**

[13-0565](#)

- (C) [The](#) Drake Relays Hy-Vee Road Races on April 28, 2013 across the street on Forest Avenue for start and finish lines. **Moved by Hensley to receive, file and approve banner. Motion Carried 7-0.**

[13-0566](#)

30. [Communication](#) from Downtown Community Alliance, on behalf of the Greater Des Moines Convention and Visitors Bureau for banner design for the 2013 USA Outdoor Track & Field Championships to be displayed in downtown Des Moines on Locust Street and Grand Avenue in June. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**

[13-0567](#)

31. [Exception](#) to procurement ordinance competitive bidding requirements for good cause and approving procurement of furniture for the Birdland Park Shelter House from LOLL Designs Inc., \$60,112.96. ([Council Communication No. 13-158](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

32. Bids from the following:

WITHDRAWN

[13-0568](#)

- (A) ~~[Kaldenburg's](#) PBS Landscaping (Matt Kaldenburg, President) for tree planting and installation services requested by the Public Works Forestry Division, \$125,000. (Ten bids mailed, one received). ([Council Communication No. 13-175](#))~~

[13-0569](#)

- (B) [Ziegler](#) Inc. (William Hoeft, President) for one replacement motor grader per the National Joint Powers Alliance (NJPA) Contract requested by Fleet Maintenance for use by Public Works Street Maintenance Division, \$136,914.91. ([Council Communication No. 13-179](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0570](#)

- (C) [ICOR](#) Technology (Hany Guirguis, President) sole area-wide distributor for bomb disposal robot digital control and associated hardware upgrades requested by the Police Department for use by the Bomb Squad, \$54,738.25. ([Council Communication No. 13-159](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0571](#)

- (D) [Simmons](#) Law Enforcement (Jeff Perry, President) for Self Contained Breathing Apparatus (SCBA) equipment requested by the Police Department to be used by the Tactical Task Force Team, \$197,860.80. (Eight bids mailed, three bids received).

Moved by Hensley to adopt. Motion Carried 7-0.

WITHDRAWN

[13-0572](#)

(E) ~~[IPS](#) Group (Dave King, President) for credit card & smart card enabled single space parking units requested by the Engineering Department Traffic & Transportation Division, \$115,800. (Four bids mailed, four bids received).~~

[13-0573](#)

33. [Civil](#) Service Entrance List for Customer Service Representative, Family Self Sufficiency Coordinator, and Promotional List for Senior Housing Case Manager. **Moved by Hensley to receive and file. Motion Carried 7-0.**

[13-0574](#)

34. [Authorizing](#) Finance Director to draw checks on [registers](#) for weeks of April 8 and April 15, 2013; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of April 8 and April 15, 2013; and to draw checks for biweekly payroll due April 19, 2013. **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

[13-0575](#)

35. [Amending](#) Chapter 114 of the Municipal Code, to allow installation of a pedestrian "HAWK" ([High-intensity Activated CrossWalk](#)) signal on Grand Avenue, east of 2nd Avenue. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

[13-0576](#)

36. [On](#) City-initiated request to amend the Zoning Ordinance Text in Chapter 134 with regard to the addition of a definition for small engine repair use, as amended. ([Council Communication No. 13-184](#)) **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

[13-0577](#)

37. [On](#) City-initiated request to amend the Zoning Ordinance Text in Chapter 134 with regard to paving requirements for parking and outdoor storage uses. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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

APPROVING

[13-0578](#)

38. [Approving](#) preliminary terms of agreement with Union Pacific Railroad for the vacation of three segments of street right-of-way at the Hull Avenue, Scott Avenue and SE 34th Street crossings. ([Council Communication No. 13-165](#)) **Moved by Mahaffey to adopt; refer to the City Manager to continue to work on the terms of the agreement with the residents, businesses and the UPRR. Motion Carried 5-2. Nays: Meyer and Moore.**

[13-0579](#)

(A) [Setting](#) date of hearing on vacation of three segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings, (6-10-13). **Moved by Mahaffey to adopt. Motion Carried 7-0.**

ORDINANCES - FIRST CONSIDERATION

- [13-0580](#) 39. **Amending** Chapter 114 of the Municipal Code regarding parking revisions on E. 1st Street and additional municipal employee parking spaces at the east end of Court Avenue Bridge due to Principal Riverwalk construction. ([Council Communication No. 13-173](#)) **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [13-0581](#) 40. **Amending** Chapter 102 of the Municipal Code regarding skywalk lighting to reflect current lighting standards. ([Council Communication No. 13-168](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0582](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [13-0583](#) (B) **Final** consideration of ordinance above (waiver requested by City Traffic Engineer), 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, #15,178. Motion Carried 7-0.**

COUNCIL REQUESTS

- [13-0584](#) 40-I **From** Council Member Moore to discuss off-road vehicles on Four Mile Drive. **Moved by Moore to refer to the City Manager for review and recommendation back to Council in 2 weeks. Motion Carried 7-0.**
- [13-0585](#) 40-II **From** Council Member Moore to discuss snow plowing rules and regulations for private snow plowing companies. **Moved by Hensley to receive and file comments. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [13-0586](#) 41. **From** John W. Dock, Sr., 1727 13th Street, to speak regarding the Jump Start Program. **Moved by Meyer to refer to the City Manager for review and recommendation on the specific issues raised. Motion Carried 7-0.**
- [13-0587](#) 42. **From** Loyd Ogle, 301 E. Walnut St. Ste. 2, regarding Conditional Use Permits and the impact on limited food sales establishments. **Moved by Meyer to refer comments to the City Manager and City Attorney for a report and to include as reference in the broader discussion regarding liquor licensing, and also refer to the City Manager for review and recommendation regarding any possible resolutions in this specific case. Motion Carried 7-0.**

HEARINGS (OPEN AT 6:15 P.M.) (ITEMS 43 THRU 54)

- [13-0588](#) 43. **On** Application for Certificate of Public Convenience and Necessity to operate limousine services requested by Scott Sweers, Luxxor Limousines LLC, Wesley, IA. ([Council Communication No. 13-170](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [13-0589](#) 44. **On** conveyance of a Permanent Underground Gas Easement to MidAmerican Energy Company; conveyance of a Fiber Optics License Agreement to CenturyLink; and acceptance of a Permanent Underground Fiber Optics Easement for the “Metro Net” Shared Communication system; all being relocated in conjunction with the Greater Des Moines Botanical Center Redevelopment Project. ([Council Communication No. 13-172](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
45. Items regarding 1734 E. University and 1213 E. 17th Court to allow a custom retail carpentry and millwork shop and office involving outdoor storage of contractor vehicles and job trailers, subject to conditions:
- [13-0590](#) (A) [Recommendation](#) from Plan and Zoning Commission to approve an amendment to the Des Moines 2020 Community Character Plan future land use from Low-Medium Density Residential to Commercial: Auto-Oriented Small-Scale Strip Commercial. **Moved by Meyer to approve the proposed amendment. Motion Carried 7-0.**
- [13-0591](#) (B) [Hearing](#) on rezoning of the property from “C-1” (Neighborhood Retail Commercial) to Ltd. “C-2” (General Retail and Highway-Oriented Commercial). **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [13-0592](#) (C) [First](#) consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
46. Items regarding First Equity Property Holding-Acquisitions Fund II, LLC (purchaser) represented by Ann Alters (officer) for property in the vicinity of 2303 Merle Hay Road for use as a pharmacy store:
- [13-0593](#) (A) [Recommendation](#) from Plan and Zoning Commission to amend the 2020 Community Character Plan future land use map from Low-Density Residential to Commercial: Auto-Oriented Small-Scale Strip Development. **Moved by Griess to approve the proposed amendment. Motion Carried 7-0.**
- [13-0594](#) (B) [Hearing](#) on rezoning of the property from “R1-60” (One-Family Low-Density Residential) and “C-1” (Neighborhood Retail Commercial) to “PUD (Planned Unit Development), subject to conditions. **Moved by Griess to adopt and approve the rezoning to the PUD District classification and Conceptual Plan, subject to final passage of the rezoning ordinance and amend height of the monument sign to be no more than 15-16 feet tall. Motion Carried 7-0.**

- [13-0595](#) (C) **First** consideration of ordinance above. **Moved by Griess that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [13-0596](#) (D) **Final** consideration of ordinance above (waiver requested by the applicant), requires 6 votes. **Moved by Griess 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, #15,179. Motion Carried 7-0.**
47. Items regarding property in the vicinity of 20 E. 18th Street, Anthony Holt, to allow use of a portion of the property for outdoor storage of inoperable construction equipment:
- [13-0597](#) (A) **Recommendation** from Plan and Zoning Commission to amend the 2020 Community Character Plan future land use map from Low-Density Residential to General Industrial. **Moved by Meyer to approve the proposed amendment. Motion Carried 7-0.**
- [13-0598](#) (B) **Hearing** on rezoning of the property from “M-1” (Light Industrial) to Ltd. “M-2” (Heavy Industrial), subject to conditions. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [13-0599](#) (C) **First** consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [13-0600](#) 48. **On** assessment of \$500 penalties to the following liquor license holders for sales to minors: **Moved by Meyer to adopt. Motion Carried 7-0.**
- (A) University Groceries, 2121 University Avenue.
 (B) Last Stop Beverage Shop, 2839 E. University Avenue.
 (C) Git-N-Go #28, 3274 E. University Avenue.
 (D) Kum & Go #2731, 3104 University Avenue.
- [13-0601](#) 49. **On** assessment of \$1,500 penalty and 30-day suspension to University Groceries, 2121 University Avenue for sale to minor. **Moved by Griess to adopt. Motion Carried 7-0.**
- [13-0602](#) 50. **On** assessment of \$1,500 penalty and 60-day suspension to Kum & Go #2722, 2211 University Avenue for sale to minor. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0603](#) 51. **On** issuance of a Certificate of Appropriateness for the demolition of Norden Hall, 709 E. Locust Street. **Moved by Meyer to continue the public hearing until April 22, 2013, at 5:00 PM in the Council Chambers at City Hall. Motion Carried 7-0.**

- [13-0604](#) 52. [On](#) Botanical Center Accessible Elevator: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as The Weitz Company, LLC, (Mike Tousley, President), \$331,331. ([Council Communication No. 13-171](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [13-0605](#) (A) [Approval](#) of contract and bond, and permission to sublet. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [13-0606](#) 53. [On](#) SE Connector Paving – SE 9th Street to SE 15th Street: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as Elder Corporation, (Jared R. Elder II, President), \$7,130,000. ([Council Communication No. 13-185](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [13-0607](#) (A) [Approval](#) of contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [13-0608](#) (B) [Approving](#) Professional Services Agreement with Kirkham Michael & Associates, Inc. for the SE Connector – SE 9th Street to SE 15th Street, not to exceed \$181,000. ([Council Communication No. 13-169](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [13-0609](#) 54. [On](#) Municipal Service Center - Phase 1: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as Neumann Brothers, Inc., (Marshall G. Linn III, President), \$15,005,900. ([Council Communication No. 13-182](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [13-0610](#) (A) [Approval](#) of contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**

*** END OF HEARINGS AT 6:56 PM ***

APPROVING

- [13-0611](#) 55. [Naming](#) of new dog park located at 3520 Hubbell Avenue as “Reno Memorial Dog Park” and dedication of such dog park as park land. ([Council Communication No. 13-156](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [13-0612](#) 56. [Preliminary](#) terms of agreement with Randolph Apartments GP LLC for the redevelopment of the Hotel Randolph and the adjacent Earl & Le Bosquet and Youngerman Block buildings located at the NW corner of 4th Street and Court Avenue, 55 residential units and first floor commercial space. ([Council Communication No. 13-157](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [13-0613](#) (A) [Application](#) to the Iowa Economic Development Authority for enterprise zone benefits for the Randolph Apartments GP LLC Housing Project in the Gateway Enterprise Zone. **Moved by Hensley to adopt. Motion Carried 7-0.**

[13-0614](#) 57. [Amended](#) Schedule of Fees for Cemeteries. ([Council Communication No. 13-160](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

EXTRA ITEMS

[13-0615](#) 1. [Approving](#) allocation to the Municipal Housing Agency Section 8 Administrative Account, not to exceed \$250,000. Sponsor: Mayor Cownie. **Moved by Coleman to request that the City Manager set-aside \$250,000 excess gaming revenue to be available for transfer to the Housing Agency if alternative funds are not identified. Motion Carried 6-1. Absent: Meyer.**

[13-0616](#) 2. [Approving](#) license to the Greater Des Moines Public Art Foundation for the installation, display and maintenance of glass mural on Court Avenue stormwater station and Associated Intellectual Property Agreements for glass mural and Dango sculptures at the Hub Spot. Sponsor: Council Member Hensley. ([Council Communication No. 13-188](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Meyer.**

BOARD OF HEALTH

[13-0617](#) MOTION TO CONVENE. **Moved by Griess that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1. Absent: Meyer.**

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

(A) Number not used.

[13-0618](#) (B) [1517](#) E. 19th Street, fire-damaged main structure, Titleholders: April L. Harris and Tiffany N. Adams. **Moved by Griess to adopt. Motion Carried 6-1. Absent: Meyer.**

[13-0619](#) (C) [1542](#) 30th Street, fire-damaged main structure, Titleholders: Merary Suazo; Mortgage Holder: Mortgage Electronic Registers System (MERS). **Moved by Griess to adopt. Motion Carried 6-1. Absent: Meyer.**

[13-0620](#) MOTION TO ADJOURN. **Moved by Griess to adjourn at 7:28 PM. Motion Carried 6-1. Absent: Meyer.**