

**DES MOINES CITY COUNCIL MEETING**  
*Excerpts from procedural rules of Des Moines City Council*

**June 14, 2010 4:30 P.M.**

**Ceremony for 100<sup>th</sup> Anniversary of the Municipal Building Cornerstone.**  
Formal program starts at 3:55 p.m. at Long Look Garden (riverfront plaza for City Hall).

**INVOCATION:** Council Member Chris Coleman

1. ROLL CALL:
2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED:
3. APPROVING CONSENT AGENDA \* – items 3 through 57:

**\*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**

4. Approving Alcoholic Beverage License Applications for the following:

**NEW APPLICATIONS**

(A)	MEXICAN CITY BUFFET	3409 SE 14TH ST	C Liquor
(B)	RED POPPY	2925 INGERSOLL	C Liquor
(C)	SOUTH TOWN TAP	3803 SW 9TH ST	C Liquor

**RENEWAL APPLICATONS**

(D)	BEST TRIP INC	1516 SE 1ST ST	E Liquor
(E)	CASEYS #2676	2106 ECHO VALLEY	C Beer
(F)	CJS II	316 E 30TH STREET	C Liquor
(G)	DAHLS FOODS	4121 FLEUR DR	E Liquor
(H)	DEN	4369 MERLE HAY RD	C Liquor
(I)	DES MOINES PLAYHOUSE	831 42ND ST	C Liquor
(J)	GIT N GO STORE #11	3940 E 29TH ST	C Beer
(K)	GIT N GO STORE #31	2601 SW 9TH ST	C Beer
(L)	HOUSE OF BRICKS	525 E GRAND AVE	C Liquor
(M)	LA FAVORITA	1700 E GRAND AVE	C Beer
(N)	LE JARDIN	841 42ND ST	C Beer/Wine
(O)	NEW CHINA BUFFET	1111 E ARMY POST	B Beer

(P)	OKOBOJI GRILL	6050 SE 14TH ST	C Liquor
(Q)	POLK COUNTY CONVENTION	501 GRAND AVE	C Liquor
(R)	QUIKTRIP #516	1000 E UNIVERSITY	C Beer
(S)	QUIKTRIP #535	1501 E GRAND AVE	C Beer
(T)	SOUTHSIDE TOBACCO	2424 SW 9TH ST	E Liquor
(U)	TOBACCO OUTLET PLUS #519	3019 SE 14TH ST	B Beer
(V)	VETERANS MEMORIAL	833 5TH AVENUE	C Liquor

### SPECIAL EVENTS APPLICATIONS

- (W) DRAKE UNIVERSITY      2719 FOREST AVE      Five (5) Day License  
Special Class C Liquor License (Beer/Wine) for USA Track and Field National Championships on June 23 – 27, 2010.
- (X) GREATER DSM MUSIC      1311 LOCUST ST      Five (5) Day License  
Special Class C Liquor License (Beer/Wine) for 80-35 Concert on July 3 – 4, 2010.  
Pending approval of Building, Fire and Zoning Departments.
- (Y) GREATER DSM MUSIC      1307 LOCUST ST      Five (5) Day License  
Special Class C Liquor License (Beer/Wine) for 80-35 Concert on July 3 – 4, 2010.  
Pending approval of Building, Fire and Zoning Departments.
- (Z) GREATER DSM MUSIC      1305 LOCUST ST      Five (5) Day License  
Special Class C Liquor License (Beer/Wine) for 80-35 Concert on July 3 – 4, 2010.  
Pending approval of Building, Fire and Zoning Departments.
- (AA) GREATER DSM MUSIC      1418 GRAND AVE      Five (5) Day License  
Class C Liquor License for 80-35 Concert on July 3 – 4, 2010. Pending approval of Building, Fire and Zoning Departments.
- (BB) PARKS AREA      3012 6TH AVE      Five (5) Day License  
Class B Beer License for Rendezvous on River event on June 25, 2010.
- (CC) PARKS AREA      3012 6TH AVE      Five (5) Day License  
Class B Beer License for Rendezvous on River event on July 2, 2010.
- (DD) PARKS AREA      3012 6TH AVE      Five (5) Day License  
Class B Beer License for Rendezvous on River event on July 9, 2010.
- (EE) PARKS AREA      3012 6TH AVE      Five (5) Day License  
Class B Beer License for Rendezvous on River event on July 16, 2010.
- (FF) PARKS AREA      3012 6TH AVE      Five (5) Day License  
Class B Beer License for Rendezvous on River event on July 23, 2010.
- (GG) PARKS AREA      3012 6TH AVE      Five (5) Day License  
Class B Beer License for Rendezvous on River event on July 30, 2010.
- (HH) PARKS AREA      3612 6TH AVE      Five (5) Day License  
Class B Beer License for Sweet Corn Feed on July 17, 2010.

(II) WATLAO BUDDHAVATH 1804 E PARK AVE Five (5) Day License  
Class B Beer License for a festival on June 25 – 27, 2010. Pending approval of Fire  
Department.

(JJ) WE 3 CATERING INC 2201 GEORGE FLAGG Five (5) Day License  
Class B Beer License for Summer Jam Concert on June 26 – 27, 2010. Pending  
approval of Building, Electrical, Fire, Vice and Zoning Departments.

5. [City](#) Clerk to issue Cigarette Licenses.
6. [City](#) Clerk to issue Coin Operated Machine Licenses.

## **PUBLIC IMPROVEMENTS**

7. Ordering construction of the following:
  - (A) [Agrimergent](#) Underground Environmental CleanUp: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$164,300).  
  
[\(Council Communication No. 10-350\)](#)
  - (B) [Livingston](#) Avenue Storm Sewer Lining: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$1,917,000).  
  
[\(Council Communication No. 10-344\)](#)
  - (C) [Lower](#) Union Park Sewer Separation: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$4,923,217).  
  
[\(Council Communication No. 10-345\)](#)
  - (D) [7<sup>th</sup>](#) & Center Park and Ride Roof Replacement: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$80,000).  
  
[\(Council Communication No. 10-349\)](#)
  - (E) [33<sup>rd</sup>](#) Street Sewer Separation: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$1,690,060).  
  
[\(Council Communication No. 10-343\)](#)
  - (F) [2010](#) Sidewalk Replacement Program: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$299,995).  
  
[\(Council Communication No. 10-347\)](#)

8. [Approving](#) FY2012 Traffic Safety Fund Applications to the Iowa Department of Transportation.  
([Council Communication No. 10-336](#))
9. [Approving](#) and authorizing execution of Iowa Interstate Railroad Ltd. Street Crossing Improvement Agreement for the SE 6<sup>th</sup> Street Widening Project.  
([Council Communication No. 10-337](#))
10. [Approving](#) Private Construction Contract between Detrick Excavating Inc. and Greater Des Moines Habitat For Humanity for sanitary and storm sewers improvements in Maury Street between SE 10<sup>th</sup> & SE 11<sup>th</sup> Streets, \$52,260.
  - (A) [Approving](#) Economic Development Grant to Habitat For Humanity for the 10 single family homes to be constructed on Maury Street between SE 10<sup>th</sup> and SE 11<sup>th</sup> Streets.
11. [Acknowledge](#) completion of Private Construction Contract between Tyler Excavating, Inc. and Melbourne Apartments, LLP for sanitary sewer improvements, 5515 SE 14<sup>th</sup> Street.
12. [Approving](#) completion and acceptance of Private Construction Contract between Jensen Builders Ltd., and Menard, Inc. for paving improvements, Diehl Avenue (approx. 310' west of SE 14<sup>th</sup> Street).
13. [Accepting](#) completed construction and approving final payment to Larson & Larson Construction, LLC for Cownie Soccer Complex Shade Structures.

## **SPECIAL ASSESSMENTS**

14. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development) Schedule No. 2010-07.
15. [Approving](#) deletion of NAC-Emergency Delinquent Sewer, Solid Waste, and Storm Water Assessments at 1603 Clark Street.
16. [Approving](#) deletion of rental inspection assessments at various locations.
17. Approving delinquent sewer rental and/or solidwaste/stormwater utility amounts for May 2010 on the following:
  - (A) [Fees](#).
  - (B) [Credits](#).

## BOARDS/COMMISSIONS/NEIGHBORHOODS

18. Recommendation from the Neighborhood Finance Corporation (NFC) to appoint John Rowen to the Neighborhood Revitalization Board, Seat 15, for a one-year term commencing June 30, 2010 to expire June 30, 2011.

## COMMUNICATIONS FROM PLANNING AND ZONING

19. [Regarding](#) request from David and Greg Ortale (owners), 2100 Wakonda View Drive and 4108 Fleur Drive, to vacate a segment of Wakonda View Drive right-of-way lying south of paved portion of the street and adjoining requestors properties, subject to conditions.
20. [Regarding](#) request to vacate East 5 feet of E. 27<sup>th</sup> Court adjoining 2731 Indianapolis Avenue to accommodate encroachment of existing car port. (City Plan and Zoning Commission recommends **DENIAL**) and to receive, file and take no further action, (continued from the May 24 Council meeting).

## SETTING DATE OF HEARINGS

21. [On](#) conveyance of 405 SE 8<sup>th</sup> Street to Jesse and Marjorie L. Cortez by land exchange, (6-28-10).
22. [On](#) conveyance of permanent subsurface water main easement on City-owned airport property located on southwest corner of SW 34<sup>th</sup> Street and relocated Army Post Road to Des Moines Water Works, \$1, (6-28-10).
23. [On](#) conveyance of portion of vacated alley, west of 4136 Amherst Avenue, to Donna J. McConkley, Trustee for Maurine T. Lee Revocable Trust, \$50 to incorporate into residential lot, (6-28-10).
24. [On](#) request from 400 SE 6<sup>th</sup> Inc. to rezone 400 SE 6<sup>th</sup> Street from "M-1" (Light Industrial) to Ltd. "C-3B" (Central Business Mixed Use), subject to conditions, (6-28-10).
25. ~~On City Council initiated request to rezone 4506 SW 9<sup>th</sup> Street from Ltd. "C 2" (General Retail and Highway Oriented Commercial) to "C 1" (Neighborhood Retail Commercial), (6-28-10).~~
26. [On](#) lease with Youth and Shelter Services, Inc. for property in lower level of 7<sup>th</sup> and Grand Avenue Parking Garage, 701 Grand Avenue, \$1,389 per month, (6-28-10).

27. [On](#) lease of storage space at Parks Development Center, 405 SE 20<sup>th</sup> Street, by Des Moines Municipal Housing Agency, \$7,500 annually for a five-year term beginning July 1, 2010, with up to three five-year renewals with rate adjustments, (6-28-10).

[\(Council Communication No. 10-360\)](#)

28. [On](#) corrected lease agreement with R. K. Corporation (Mr. Filet Steakhouse) for property in lower level of 7<sup>th</sup> and Grand parking garage, 510 7<sup>th</sup> Street, (6-28-10).
29. [On](#) assessment of \$500 penalty to MB Mart LLC d/b/a U.S. Gas, 3000 SW 9<sup>th</sup> Street for violation of Iowa Beverage Laws (sale to minor), (6-28-10).
30. [On](#) Zoning Ordinance text amendment, Chapter 134, to allow consideration of Wind Energy Conversion Systems (WESC) as a conditional use by Zoning Board of Adjustment, (6-28-10).

#### **LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS**

31. [Approving](#) payment of \$2,581.89 (\$1,290.95, City and \$1,290.94, WRA) to Hall & Associates for services related to combined sewer system and combined sewer overflows related to NPDES Permit.
32. Approving payment of workers' compensation claims for the following:
  - (A) [Mark](#) Bainter, \$26,996.43.
  - (B) [Mark](#) Dautervie, \$9,896.08.
  - (C) [Jamie](#) Fuller, \$15,965.82.
  - (D) [Dennis](#) Miller, \$15,873.
  - (E) [Scott](#) Seaman, \$19,214.33

#### **CITY MANAGER COMMUNICATIONS**

33. [Approving](#) travel and training requests for Bruce Bergman, Peter Bowers, James Bowman, Sone Cam, Chris Coleman, T.M. Franklin Cownie, Christine Hensley, Mikel Johnson (2), Eric Nevins, Douglas Philip, Rod Santizo, Rudolph Simms, Jr., Rex Sparks, William Stowe, Michael Towey and Kathleen Vanderpool.

[\(Council Communication No. 10-359\)](#)

## APPROVING

34. [Execution](#) of a Cooperative Agreement with United States Department of Housing and Urban Development (HUD) for \$8,500 in training funds for the Des Moines Human Rights Department to attend the National Policy Conference, July 19-23, 2010.

[\(Council Communication No. 10-362\)](#)

35. [Fiscal](#) Year 2007 Continuum of Care (COC) Closeout Certification documents for Buchanan Transitional Living Center.

36. [Template](#) format for Development Agreement documents to be used with the City of Des Moines Jumpstart Housing Assistance Program.

[\(Council Communication No. 10-340\)](#)

37. [Anawim](#) Housing Application for Enterprise Zone Benefits for a housing project in the Forest Avenue Enterprise Zone.

[\(Council Communication No. 10-316\)](#)

38. [City](#) Manager to remove requested properties from Polk County tax sale certificate and approve assignment of tax sale certificates to Greater Des Moines Habitat For Humanity, Inc. for development of low to moderate income owner-occupied housing.

[\(Council Communication No. 10-323\)](#)

39. [City](#) Manager to remove two requested properties from the Polk County tax sale certificate for future development of housing.

[\(Council Communication No. 10-328\)](#)

40. [A](#) \$250,000 grant request to Federal Home Loan Bank of Des Moines Affordable Housing Program by the City of Des Moines/West Bank, to provide rehabilitation assistance in low-income owner-occupied housing and approval of Memorandums of Understanding with Neighborhood Finance Corporation (NFC) and Home Opportunities Made Easy (HOME) Inc. for supportive services.

[\(Council Communication No. 10-341\)](#)

41. [Preliminary](#) terms of agreement with ND 22 Fleming, LLC for residential redevelopment of Fleming Building at 604 Walnut Street and directing City Manager to proceed with negotiations of formal agreements.

[\(Council Communication No. 10-327\)](#)

42. [A](#) \$200,000 Economic Development Loan, \$220,000 Bridge Loan and a Conceptual Development Plan with Indigo Dawn, LLC for the renovation of 800 19<sup>th</sup> Street as a Platinum LEED adaptive building reuse.

[\(Council Communication No. 10-355\)](#)

43. [Grading](#) and landscape changes with Greenwood Park as proposed by Edmundson Art Foundation, Inc.

[\(Council Communication No. 10-326\)](#)

44. [Amendment](#) No. 2 to Other Transaction Agreement (OTA) with Transportation Security Administration (TSA) extending the completion date to March 31, 2011.

[\(Council Communication No. 10-312\)](#)

45. [Amending](#) 2009 Program Allocations and approving 2010 Program Allocations for The Home Investments Partnerships Program (HOME) operated by the Community Development Department.

[\(Council Communication No. 10-324\)](#)

46. ~~2010 Edward Byrne Memorial Justice Assistance Grant (JAG) Formula program: Local Solicitation grant application and Memorandum of Understanding with Polk County.~~

47. [Intergovernmental](#) 28E Agreement and Professional Services Agreement with The Corporation for Economic Development in Des Moines to administer Loan Injection, Revolving Loan Fund and MicroLoan programs.

[\(Council Communication No. 10-333\)](#)

48. [City](#) Manager to negotiate an agreement of grant assistance for the Bike Collective to help establish a B-Cycle Program, \$20,000.

[\(Council Communication No. 10-348\)](#)

49. [Application](#) process for Affordable Care Act's Early Retiree Reinsurance Program (ERRP) through the U.S. Department of Health and Human Services (HHS).

[\(Council Communication No. 10-354\)](#)

50. [Agreement](#) with Microsoft Corporation to conduct and use for public relation purposes a case study of the City's redeveloped web site, built using Microsoft technologies.

[\(Council Communication No. 10-361\)](#)

51. Bids from the following:



- (A) [Commonwealth](#) Electric Company (David Firestone, President) for annual contract with two (2) additional one-year renewal options to furnish electrical services to be used by operating departments, including the Aviation Department and Wastewater Reclamation Facility, estimated annual cost \$75,000. (Eight bids mailed, five received).
- (B) [Ingamells](#) Commercial Flooring (Paul Ingamells, President) for carpet and tile replacement services at Fire Stations 2, 5, 7 and 9 to be used by the Fire Department, \$31,680. (Nine bids mailed, four received).
- (C) [Office](#) Max (Sam Duncan, Chairman and CEO) to furnish office supplies per State of Iowa Contract for use by City Departments during fiscal year 2011, estimated annual cost \$175,000.

[\(Council Communication No. 10-357\)](#)

- (D) [E.J.](#) Ward (Eddie J. Ward, President) for non-competitive procurement of upgrade to existing automated fueling system to dispense and track fuel usage for all departments to be used by Fleet Maintenance Center, \$42,380.

[\(Council Communication No. 10-322\)](#)

- (E) [Precision](#) Midwest (Rich Fisher, Owner/President) for non-competitive procurement of Trimble S6 Robotic Total Station survey equipment for use with existing software to be used by the Engineering Department, \$37,330.50.

[\(Council Communication No. 10-334\)](#)

- (F) [Pool](#) Tech Midwest (Charlie Rochford, President) for non-competitive procurement of pool chlorination chemicals for various City pools to be used by the Parks & Recreation Department, estimated annual cost \$85,000.

[\(Council Communication No. 10-319\)](#)

- (G) [TMC](#) Auto Body (Craig Peters, owner) and Deery Brothers Chevrolet (Tony Nordman, General Manager) for auto body repair services per State of Iowa Contracts for use by Fleet Maintenance Center, estimated annual cost \$100,000.

[\(Council Communication No. 10-317\)](#)

- (H) [Clive](#) Power Equipment (Chuck Agans, Owner/President) for non-competitive procurement of Toro commercial mower equipment repair parts to be used by the Park & Recreation Department, \$28,000.

[\(Council Communication No. 10-320\)](#)

- (I) [Thomson](#) West for non-competitive procurement of contracts for electronic legal research services and materials to be used by the Legal Department, estimated annual cost \$48,000.

[\(Council Communication No. 10-311\)](#)

- 52. [Exception](#) to procurement ordinance competitive bidding requirements for good cause and approving procurement of \$16,745 for additional snow removal services for Park and Recreation managed properties from Kaldenburg's PBS (Matt Kaldenburg, President).

[\(Council Communication No. 10-325\)](#)

- 53. [Amendment](#) to Copier Services Contract with Koch Brothers, to decrease the City's service and maintenance costs and to extend the termination date to June 30, 2013.

[\(Council Communication No. 10-356\)](#)

- 54. [Authorizing](#) and providing for issuance of \$25,330,000 General Obligation Bonds, Series 2010D, and levying a tax to pay.
  - (A) [Authorizing](#) and providing for issuance of \$2,260,000 General Obligation Bonds, Taxable Series 2010E, and levying a tax to pay.
- 55. [Civil](#) Service Entrance Lists for Economic Development Assistant and Park Maintenance Mechanic and Promotional List for Civil Engineer II.
- 56. [Authorizing](#) Finance Director to draw checks on registers for the weeks of June 14 and June 21, 2010; to draw checks for bills of the Des Moines Municipal Housing Agency for the weeks of June 14 and June 21, 2010; and to draw checks for bi-weekly payroll due June 18, 2010.

**ORDINANCES - SECOND CONSIDERATION**

- 57. [Amending](#) Chapter 118 of the Municipal Code, regarding regulation of fat, oil and grease discharge by food service establishments.

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

## ORDINANCES - FINAL CONSIDERATION

58. [On](#) request from Foods, Inc. (Dahls) to rezone 3401 and 3407 Ingersoll Avenue from “NPC” (Neighborhood Pedestrian Commercial) to “PUD” (Planned Unit Development), subject to conditions. (Requires 6 votes for approval).

[\(Council Communication No. 10-363\)](#)

## ORDINANCES - FIRST CONSIDERATION

59. [Amending](#) Chapter 114 of the Municipal Code regarding traffic regulation changes as follows:
- (A) Parking Restriction – south side of Willowmere Drive, west of SW 61<sup>st</sup> Street.
  - (B) Corner Clearance – west side of 51<sup>st</sup> Street, south of Grand Avenue.
  - (C) Loading Zone Extension – west side of 6<sup>th</sup> Avenue, south of Grand Avenue.

[\(Council Communication No. 10-332\)](#)

60. [Amending](#) Chapter 118 of the Municipal Code establishing a Stormwater Innovative Practices Rebate Program.

[\(Council Communication No. 10-330\)](#)

## COUNCIL REQUESTS

61. [From](#) Council Member Brian Meyer to speak regarding lighting on S.E. Hartford.

## COMMUNICATIONS/REPORTS

62. [From](#) Judith K. Harlan, 3932 University Avenue #1, to speak regarding illegal search and seizure.
63. [From](#) James W. Quinn, 847 Oak Park Avenue, to speak regarding curfew enforcement in McHenry Park, (1012 Oak Park Avenue).

**\*Note: If the City Council completes all items above before 5:00 PM, they will skip the Hearing Items, and continue the agenda starting with the next item following the Hearings. At 5:00 PM, they will return to this point in the agenda to consider the Hearing Items and then continue with all the remaining items on the agenda.**

**HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 64 THRU 75)**

64. On application from Pawn America Iowa, LLC for relief from the moratorium to allow pawn businesses at 4620 SE 14<sup>th</sup> Street and 5730 Douglas/3709 Merle Hay Rd. **This item will be continued to the June 28<sup>th</sup> Council meeting at 5:00 PM.**

65. On reconsideration of a request from Sutton Hill Residential Cooperative, to rezone property at 2080 King Avenue from “R-6” (Planned Residential Development) and “R1-80” (One-Family Residential) to “PUD” (Planned Unit Development) and for reconsideration on approval of the PUD Conceptual Development Plan, **and to continue to June 28, 2010 at 5:00 P.M., and approve extension to the existing Offer to Purchase Real Estate .**

(Council Communication No. 10-364)

66. On proposed Urban Renewal/Tax Increment Finance (TIF) Plan for NE Economic Development District Urban Renewal Area, **and to continue to August 9, 2010 at 5:00 PM to allow time for input from adjacent neighborhoods.**

(Council Communication No. 10-358)

67. On conveyance of 2612 E. Washington Avenue and a portion of vacated alley, north and west, to Richard J. McKeehan, Jr. and Jody McKeehan to be used for side-yard purposes, \$575.

(Council Communication No. 10-342)

68. On conveyance of permanent landscape buffer easement at 3901 SW 42<sup>nd</sup> Street to Scott and Roxanne McGlothlen, \$1,173.

(Council Communication No. 10-339)

69. On vacation and conveyance of Boyd Street from E. 14<sup>th</sup> Street to a dead end point 328 feet to the East, to Grand View University for the expansion of and incorporation into their existing site, \$32,800.

(Council Communication No. 10-338)

(A) First consideration of ordinance above.

(B) Final consideration of ordinance above (waiver requested by applicant), requires six votes.

70. [On](#) vacation and lease of public right-of-way for sidewalk café, serving alcohol at 1408 Locust Street, (The Sideshow Lounge LLC).

[\(Council Communication No. 10-315\)](#)

- (A) [First](#) consideration of ordinance above.
  - (B) [Final](#) consideration of ordinance above (waiver requested by applicant), requires six votes.
  - (C) [Consideration](#) of permanent outdoor service area for Des Moines Social Club, Class C Liquor License. Pending approval of Building and Zoning Departments. Sponsor: Council Member Hensley.
71. On items regarding 2217 Beaver Avenue, Tim C. Ford (owner), to allow a portion of the premises to be used for a retail gift boutique:
- (A) [Amendment](#) to the Des Moines 2020 Community Character Plan future land use designation from Low-Density Residential to Commercial: Pedestrian-Oriented Neighborhood Node.
  - (B) [Hearing](#) on rezoning from “C-0” (Commercial-Residential) and “R1-60” (One-Family Low-Density Residential) to Ltd. “C-1” (Neighborhood Retail Commercial), subject to conditions.
  - (C) [First](#) consideration of ordinance above.
72. [On](#) Automobile Rental Concessions and Lease Agreements at the Des Moines International Airport:

[\(Council Communication No. 10-331\)](#)

- (A) [Hertz](#) Corporation.
- (B) [Enterprise](#) Rent-A-Car Company – Midwest, LLC (d/b/a Enterprise Rent-A-Car).
- (C) [Enterprise](#) Rent-A-Car Company – Midwest, LLC (d/b/a Alamo and National Car Rental).
- (D) [Ruan](#) Incorporated (Avis Licensee).
- (E) [DTG](#) Operations, Inc. (d/b/a Dollar Rent A Car and Thrifty Car Rental).
- (F) [Budget](#) of Iowa, Inc.
- (G) [Simply](#) Wheelz LLC (d/b/a Advantage Rent A Car).

73. [On](#) 2010 City-Wide PCC Pavement Restoration Program: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as T K Concrete, Inc., (Tony J. Vermeer, President), \$190,725.

[\(Council Communication No. 10-353\)](#)

(A) [Approval](#) of contract and bond.

74. [On](#) Easton Boulevard Bridge over Four Mile Creek: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Herberger Construction Co., Inc., (Dean Herberger, President), \$1,348,338.76.

[\(Council Communication No. 10-351\)](#)

(A) [Approving](#) contract and bond, and permission to sublet.

75. [On](#) 2010 Tennis Court Resurfacing: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Blacktop Repair Service, Inc., d/b/a Upper Midwest Athletic Construction, (Patricia J. Hicks, President), \$89,979.90.

[\(Council Communication No. 10-352\)](#)

(A) [Approving](#) contract and bond.

\*\*END HEARINGS AT \_\_\_\_\_ P.M.\*\*

## APPROVING

76. [Appointment](#) of Larry Hulse as Assistant City Manager.

77. [Agreement](#) for shared fueling services between the City and The Des Moines Independent Community School District.

[\(Council Communication No. 10-318\)](#)

78. [Proposal](#) to stripe and sign bike lanes along Urbandale Avenue from 34<sup>th</sup> Street to Merle Hay Road.

[\(Council Communication No. 10-321\)](#)

79. [Intergovernmental](#) 28E Agreement with member communities represented on the Metropolitan Advisory Council (MAC) for funding and maintenance of Homeland Security Services within the Metropolitan Area.

[\(Council Communication No. 10-313\)](#)

80. [Review](#) of Board of Adjustment decision to grant a use variance at 5101 SE 40<sup>th</sup> Street to retain a contractor's storage yard no more than six months.

[\(Council Communication No. 10-365\)](#)

81. [Receipt](#) of May 13, 2010 meeting minutes between Union Pacific Railroad and City of Des Moines regarding trains blocking at-grade crossings.

82. [Extension](#) of Municipal Parking Facilities Management Services Agreement with Ampco System Parking.

[\(Council Communication No. 10-335\)](#)

83. [Voluntary](#) acquisition of 717 Grand Avenue and 517 8<sup>th</sup> Street for assemblage with the City's 7<sup>th</sup> and Grand Avenue parking garage facility.

[\(Council Communication No. 10-366\)](#)

84. [Diminution](#) of one WRF Process Automation Specialist.

[\(Council Communication No. 10-329\)](#)

85. [Affirming](#) Hearing Officer's report on appeal of RFP Evaluation and Selection Committee Recommendation for award of contract for Automated Electronic Speed & Red Light Enforcement Cameras & Citation Processing Services, to GATSO USA, Inc.; accepting proposal of GATSO USA, Inc.; and approving award of contract to GATSO USA, Inc., and authorizing Police Department to negotiate contract. **This item will be continued to the July 12<sup>th</sup> Council meeting.**

[\(Council Communication No. 10-310\)](#)

(A) [Communication](#) from Redflex Traffic Systems, Inc., c/o Brown Winick Law Firm.

(B) [Communication](#) from GATSO USA, Inc.

## EXTRA ITEMS

These extra items are filed after 5:00 P.M. on the Wednesday preceding a Council meeting and have been included upon the Amended Agenda by the City Clerk, with sponsorship of the Mayor or a City Council Member who shall deem the item of sufficient urgency to warrant immediate Council action - said statement of urgency from the City Manager and/or appropriate Department Director shall be placed on file with the City Clerk.

1. [Recommendation](#) from Mayor Frank Cownie to appoint Victoria L. Daniels to the Housing Appeals Board, Seat 1, for a three-year term commencing March 16, 2009 to expire March 16, 2012. Sponsor: Cownie.
  - (A) [Recommendation](#) from Council Member Skip Moore to appoint Daniel D. Garrett to the Housing Appeals Board, Seat 2, for a three-year term commencing March 16, 2009 to expire March 16, 2012.
  - (B) [Recommendation](#) from Council Member Christine Hensley to appoint Dr. James E. Bowman to the Human Right Commission, Seat 6, for a three-year term commencing April 4, 2010 to expire April 4, 2013.

MOTION TO ADJOURN AT \_\_\_\_\_ P.M.

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