SPECIAL PRESENTATIONS – 4:00 PM

Nadine Hogate – Neighborhood Revitalization Board

PROCLAMATIONS – 4:05 PM

Holiday Food Basket

National Human Rights

INVOCATION: Council Member Griess

1. ROLL CALL:

2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED:

3. APPROVING CONSENT AGENDA * – items 3 through 34:

   *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) GILL TS SPORTS BAR & GRILL  
   918 E EUCLID AVE  
   C Liquor
   
   (B) KUM & GO #573  
   5830 SE 14TH ST  
   C Beer
   
   (C) LIME LOUNGE  
   435 E GRAND AVE  
   C Liquor

   **RENEWAL APPLICATIONS**
   
   (D) CAPITOL ROOM  
   315 E 5TH ST  
   C Liquor
   
   (E) EASTGATE LAUNDROMAT  
   1424 E OVID AVE  
   B Beer
   
   (F) FELIX & OSCARS  
   4050 MERLE HAY RD  
   C Liquor
   
   (G) FONGS PIZZA  
   223 4TH ST  
   C Liquor
   
   (H) HY VEE FOOD STORE #2  
   2540 E EUCLID AVE  
   E Liquor
   
   (I) HYATT PLACE  
   418 6TH AVE  
   B Liquor
   
   (J) LOS LAURELES  
   1518 E GRAND AVE  
   C Liquor
   
   (K) QUIK TRIP #541  
   2428 HUBBELL AVE  
   C Beer
   
   (L) SKIPS  
   4000 FLEUR DR  
   C Liquor
   
   (M) SMOKE SHOP  
   1918 SE 14TH ST  
   E Liquor
5. **City** Clerk to issue Cigarette Licenses.

6. **City** Clerk to issue Coin Operated Machine Licenses.

**PUBLIC IMPROVEMENTS**

7. **Approving** Change Order No. 5 with Larson & Larson Construction, LLC for additional work on the Court Avenue and Water Street Storm Water Pump Station, not to exceed $311,703.21.

   *(Council Communication No. 11-730)*

8. **Approving** Change Order No. 6 with Larson & Larson Construction, LLC for additional work on the Court Avenue and Water Street Storm Water Pump Station, not to exceed $542,723.

   *(Council Communication No. 11-731)*


10. **Approving** completion and acceptance of private construction contract for sanitary sewer improvements, 4200 ML King Jr., Parkway, between Halbrook Excavating, Inc. and Tai Village, Inc.

11. **Communication** from contractors requesting permission to sublet certain items on public improvement projects.

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

   (A) **Livingston** Avenue Storm Sewer Lining, Lametti & Sons, Inc.

   (B) **Greenwood** Terrace Emergency Sanitary Sewer Repair, Van Hauen & Associates, Inc.

   (C) **Pioneer** Columbus Community Center HVAC Improvements, Climate Solutions, Inc.

   (D) **45th** Street Resurfacing – South of Grand Avenue, Grimes Asphalt & Paving Corp.

   (E) **2010** ADA Sidewalk Ramp Program, Edge Commercial, LLC.
SPECIAL ASSESSMENTS

13. **Levying** assessments for costs of Nuisance Abatement-NAC Emergency Orders (Public Works), Schedule No. 2011-15.

LAND/PROPERTY TRANSACTIONS

14. **Establishing** revised fair market value of property owned by MM & A Des Moines, LLC for the Grand Avenue over Walnut Creek Bridge Replacement project.

   *(Council Communication No. 11-732)*

15. **Authorization** to acquire the necessary right-of-way and easements for the Hubbell Elementary School Enhanced School Crossings Project.

   *(Council Communication No. 11-729)*

BOARDS/COMMISSIONS/NEIGHBORHOODS

16. **Notification** from the Neighborhood Finance Corporation recommending appointment of Jennifer Cooper to Seat 15 on Neighborhood Revitalization Board as the NFC Representative for a term commencing January 4, 2012 to expire June 30, 2012.

17. **Communication** from Kent Sovern advising of his resignation from the Plan and Zoning Commission, Seat 7, effective December 30, 2011.

SETTING DATE OF HEARING

17-I On request from Imperial Properties, Inc. to rezone 4141 E. 14th Street from “C-2” (General Retail and Highway Oriented Commercial) to “M-1” (Light Industrial) for a chrome plating operation, (12-19-11). Plan and Zoning Commission recommends DENIAL.

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

18. **Approving** payment of $9,024 to Ahlers & Cooney, PC in conjunction with collective bargaining.

19. **Approving** payment of $5,000 to Depositors Insurance Company and $3,580 to Erick and Deanna Mettler on a claim for property damage as the result of a sewer backup.
20. **Approving** payment of $28,041 to Robert Van Cleave and his attorney for a workers’ compensation claim.

**CITY MANAGER COMMUNICATIONS**

21. **Submitting** travel and training request for T.M. Franklin Cownie.

   *(Council Communication No. 11-746)*

**APPROVING**

22. **Community** Services Block Grant (CSBG) Community Action Contract for the 2012 CSBG program year.

   *(Council Communication No. 11-734)*

23. **Authorizing** the City Manager to negotiate an agreement with Hatch Development Group to redevelop the Southern Meadows site at 2800 SE 8th Street.

   *(Council Communication No. 11-737)*

24. **Issuance** of Certificate of Completion to ST Investments, LLC for the East Fifth and Walnut Street Development (E5W) – Metro Center Urban Renewal Project.

   *(Council Communication No. 11-745)*

25. Issuance of the following for Neighborhood Development Corporation (NDC) McDonald’s Project (6th and University Avenue):

   *(Council Communication No. 11-742)*

   (A) **Certificate** of Completion.

   (B) **Termination** Certificate.

26. **Award** from the Governor’s Office of Drug Control Policy, for the Project Safe Neighborhoods 2011 Anti-Gang Initiative Grant, $21,134.

   *(Council Communication No. 11-740)*

27. **FFY** 2011 Homeland Security Grant Program Agreements for Iowa’s Explosive Ordnance Disposal (EOD) and Iowa’s Weapons of Mass Destruction Tactical Officer’s (SWAT) Task Force Programs.

   *(Council Communication No. 11-738)*
28. **Agreement** with the Catholic Diocese of Des Moines to use the Catholic Pastoral Center at 601 Grand Avenue, in conjunction with the City’s 2011 Holiday Food Project.

   (Council Communication No. 11-735)

29. Bids from the following:

   (A) **Coban** Technologies Inc. (Allen Chen, President) for non-competitive procurement of seventeen (17) in-car video camera systems for use by the Police Department, $113,645.

   (Council Communication No. 11-739)

   (B) **Premier** Flooring (Eric Baarda, President) for an annual contract with two (2) additional one-year renewal options to furnish carpet and vinyl tile installation services for the Park & Recreation Department, estimated annual amount $40,000. (Ten bids mailed, four received).

   (C) **Emergency** Vehicle Sales & Service (Eugene Draper, President) for two replacement ambulances for use by the Fire Department, $372,238. (Eleven bids mailed, two received).

   (Council Communication No. 11-744)

30. **Procurement** of pump repair services for six (6) existing pump stations from Electric Pump & Tool Services Inc. (Richard Miller, President) for use by the Public Works Department, $60,000.

   (Council Communication No. 11-736)

31. **Authorizing** Finance Director to draw checks on registers for weeks of December 5 and December 12, 2011; to draw checks for the bills of the Des Moines Municipal Housing Agency for weeks of December 5 and December 12, 2011; and to draw checks for biweekly payroll due December 16, 2011.
ORDINANCES - SECOND CONSIDERATION

32. **On** rezoning of property in the vicinity of SE 8th Street and Indianola Avenue, Southern Meadows Apartments, from Ltd. “R-2” (Multiple-Family Residential) and “R1-60” (Low-Density Single-Family Residential) to “PUD” (Planned Unit Development).

33. **On** rezoning of 5300 Franklin Avenue, Franklin Field Senior Apartments, LLLP (John Mauro, agent) from “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Unit Development).

34. **To** amend the TIF in the SE Agribusiness Urban Renewal Area.

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

COUNCIL REQUESTS

35. **From** Council Members Coleman and Griess to speak regarding an Honorary Street Name.

36. From Council Member Brian Meyer to speak regarding the following:

   (A) **Speeding** on E. Army Post Road from SE 36th Street to the By-Pass.

   (B) **Signs** in the City right-of-way.

COMMUNICATIONS/REPORTS

37. **From** Mediacom, requesting the Mayor sign a retransmission petition concerning fees paid to rebroadcast local broadcast station signals, and to forward the communications to other interested parties.


*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 39 THRU 45)

39. On appeal from James Pratt, 10 Maple #240, Nevada, Iowa, of the Administrative Hearing Officer’s decision regarding his dog.

40. On assessment of $500 penalty for violation of Iowa alcoholic beverage laws (sale to minor) to the following:

   (A) Star Bar, 2811 Ingersoll Avenue.

   (B) Downtown Pantry, 208 4th Street.

   (C) Nadry, Inc., 2701 Ingersoll Avenue.

   (D) Johnny’s Hall of Fame, 302 Court Avenue.

   (E) US Gas, 3000 SW 9th Street.

41. On request from Capstone Ventures, LLC to rezone 315 SW 14th Street from “C-3B” (Central Business District Mixed Use) to “PUD” (Planned Unit Development) and to continue to December 19, 2011 at 5:00 PM.

42. On vacation and conveyance of a small segment of remaining public alley right-of-way located in the block bounded by Vine, SW Water, Market and SW 2nd Streets, to Waterfront Lodging, Inc. and to continue to January 23, 2012 at 5:00 PM.

   (A) Setting date of hearing on vacation and conveyance of segments of Southwest Water Street and Market Street right-of-way to Waterfront Lodging, Inc. in exchange for comparable parcels located along Vine Street and SW 2nd Street, all located in the block bound by Vine, Southwest Water, Market and SW 2nd Streets, (1-23-12).

43. On voluntary annexation of approximately 0.768 acres in Delaware Township, Polk County, in vicinity of 5055 NE 38th Avenue.

   (Council Communication No. 11-741)

44. On the 2011-1 Omnibus Amendment to the City’s Urban Revitalization Plans.

   (Council Communication No. 11-747)

   (A) Recommendation from Plan and Zoning Commission.
45. On Asbestos Removal at Southern Meadows, Phase 2, 2800 SE 8th Street: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as ESA, Inc., (D. Mike Mitchell, President), $46,800.

   (Council Communication No. 11-728)

   (A) Approving contract and bond.

   *** END HEARINGS AT ______ PM ***

APPROVING

   46. Receipt of report from the City Manager regarding Shop-N-Save, 1829 6th Avenue.

   (A) Consideration of Class E Liquor License renewal w/ C Beer and B Wine for Shop-N-Save, 1829 6th Avenue.

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. Request from Council Member Hensley to discuss facades and signage around the Sculpture Park.

MOTION TO ADJOURN.

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