INVOCATION:   Council Member Coleman

1. ROLL CALL:

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

3. APPROVING CONSENT AGENDA * – items 3 through 39:

   *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) EL FLAMINGO RESTAURANT  1850 EASTON BLVD  B Beer
   (B) KA LAS MEXICANAS  4121 SE 14TH ST  C Beer
   (C) MAD MEATBALL  401 SE 5TH ST  C Liquor

   RENEWAL APPLICATIONS
   (D) 5 DE MAYO MEXICAN  5118 SE 14TH ST  C Liquor
   (E) CASEYS #2784 *(1)  4151 MERLE HAY RD  C Beer
   (F) CASEYS #2786  5150 E 14TH ST  C Beer
   (G) CHEAP SEATS  2301 HUBBELL AVE  C Liquor
   (H) CONFLUENCE BREWING  1235 THOMAS BECK  B Beer
   (I) FRATERNAL ORDER  6567 BLOOMFIELD  A Liquor
   (J) LA MIE BAKERY  841 42ND ST  C Beer/Wine
   (K) OLD CHICAGO  3800 MERLE HAY RD  C Liquor
   (L) PAL JOEYS  6224 GRAND AVE  C Liquor
   (M) PARADIES SHOPS  5800 FLEUR DR  B Native Wine
   (N) TOBACCO OUTLET PLUS #510  3409 SW 9TH ST  C Beer
   (O) UNDERGROUND  500 E LOCUST ST  C Liquor
   (P) VICKIE'S  2801 2ND AVE  C Liquor
TRANSFER TO NEW LOCATION
(Q) CAMPBELLS CONCESSION  3000 E GRAND AVE  B Beer
Temporary to the cattle barn due to Iowa Gold Star Futurity event at the pavillion.

OUTDOOR SERVICE APPLICATIONS
(R) WOOLYS  504 E LOCUST ST  C Liquor
Temporary in conjunction with Trampled by Turtles Bluegrass Concert on September 9, 2013.

SPECIAL EVENTS APPLICATIONS
(S) CATER 2 U  2134 E GRAND AVE  Five (5) Day License
Class C Liquor License for a wedding reception on August 31, 2013.

(T) HISTORIC COURT AVENUE  318 COURT AVE  Five (5) Day License
Special Class C Liquor License (Beer/Wine) for Fridays on Court Avenue on September 6, 2013. Pending approval of Building, Electrical, Fire and Zoning Departments.

(U) HY VEE #2  3000 E GRAND AVE  Five (5) Day License
Class C Liquor License for Iowa Gold Star Futurity event on August 30 – September 2, 2013.

(V) IOWA LATINO HERITAGE  102 E WALNUT  Five (5) Day License
Class B Beer License for an event on September 7 – 8, 2013.

(W) TAI VILLAGE  4200 MLK JR PKWY  Five (5) Day License
Class B Beer License for Annual Tai Festival on August 31 – September 1, 2013.

(X) VARIETY  2201 GEORGE FLAGG  Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on September 1, 2013. Pending approval of Building, Electrical and Zoning Departments.

PUBLIC IMPROVEMENTS

5. Ordering construction of the following:

(A) 2013 Sewer Lining Program: Receiving of bids, (9-10-13), Setting date of hearing, (9-23-13), Construction estimate, $2,077,725.

(Council Communication No. 13-429)

(B) 2013-2014 Sidewalk Program: Receiving of bids, (9-10-13), Setting date of hearing, (9-23-13), Construction estimate, $65,000.

(Council Communication No. 13-428)
6. **Communication** from contractors requesting permission to sublet certain items on public improvement projects.

SPECIAL ASSESSMENTS

7. **Levying** assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2013-08.

LAND/PROPERTY TRANSACTIONS


   *(Council Communication No. 13-445)*

   (A) **Setting** date of hearing on conveyance of 1349 Washington Avenue to NFC Properties, LLC, $18,000, (9-9-13).

9. **Acceptance** of Deed Restriction and Covenant on City-owned property located north of Old Army Post Road and East of Iowa Highway 28 for the Army Post Bridge Over Great Western Trail Project.

10. **Authorization** to proceed with acquisition of the necessary right-of-way and easements for the Beaver Avenue Streetscape Project.

   *(Council Communication No. 13-431)*

11. **Authorization** to proceed with acquisition of the necessary right-of-way and easements for the East 30th Street and Dean Avenue Intersection Improvements Project.

   *(Council Communication No. 13-432)*

BOARDS/COMMISSIONS/NEIGHBORHOODS


12-I **Recommendation** from Council Member Hensley to appoint Kelly Kennedy to the Neighborhood Revitalization Board, Seat 4, for a three-year term commencing June 30, 2012 to expire June 30, 2015.

13. **Communication** from Soozie McBroom, advising of her resignation from the Sister Cities Commission, Seat 12, effective immediately.
COMMUNICATIONS FROM PLANNING AND ZONING

14. **Regarding** request from Kum & Go, LC to vacate segments of Keosauqua Way right-of-way adjoining property at 1300, 1310, and 1330 Keosauqua Way, subject to conditions.

   (A) **Setting** date of hearing for vacation and conveyance of segments of Keosauqua Way and Oakridge Drive right-of-way adjoining 1300, 1310, and 1330 Keosauqua Way to Kum & Go, LC, $13,010, (9-9-13).

SETTING DATE OF HEARINGS

15. **On** request from Kum & Go, LC to rezone property at 1300, 1310, and 1330 Keosauqua Way from “C-2” (General Retail and Highway Oriented Commercial District) to “PUD” (Planned Unit Development), subject to conditions (9-9-13).

16. **On** request from Jake Christensen to rezone property at 600 E. 5th Street from “R-4” (Multiple-Family Residential District) to “C-3B” (Central Business Mixed-Use District) to allow use of the property for 103 multiple-family dwelling units, 19,433 square feet of area for a skilled nursing facility, and 4,392 square feet of area for restaurant use, subject to conditions (9-9-13).

17. **On** request from Kum & Go, LC to rezone 4965 Hubbell Avenue from “A-1” (Agricultural District) to “PUD” (Planned Unit Development) and approve the proposed Conceptual Plan, subject to modifications, (9-9-13).

18. **On** request from Quest Development and Construction and Lamont Companies to rezone 205 SW 11th Street from “C-3B” (Central Business Mixed-Use District) to “PUD” (Planned Unit Development) and an amendment to the Riverpoint West PUD Conceptual Plan to add 4.09 acres of land for future development of a four-story hotel with 102 guest rooms at the southwestern portion of the site while designating the southeastern portion of the site for future development, subject to conditions, (9-9-13).

19. **On** request from Kum & Go, LC for an amendment to the PUD Conceptual Plan “Eastgate Plaza” to create a separate PUD Conceptual Plan “Kum & Go Store #534” on property located at 1424 East Euclid Avenue to allow a 4,992-square foot convenience store with 20 fueling locations, subject to conditions, (9-9-13).

20. **On** request from Kum & Go, LC for an amendment to the PUD Conceptual Plan “Kum & Go Store #120” at 6304 SW 9th Street to revise the provision limiting the maximum canopy height in order to allow a canopy with a maximum height of 20-feet 10-inches, (9-9-13).
21. Approving payment of $78 to Peddicord, Wharton, Spencer, Hook, Barron & Wegman for retention of Scott Beattie to represent Police Officer Judy Smith.

22. Approving payment for an agreement for settlement to Lance Woods for a workers’ compensation claim.

23. Approving payment to the following for worker’s compensation claims:
   (A) Edvonna Pack.
   (B) Tim Tyler.


25. Approving payment to John Donahey, Jr. and his attorney, Spellman Law Firm, as the result of a trip and fall accident in the area of E. 2nd and Court Avenue, $10,000.

26. Submitting travel and training requests for T.M. Franklin Cownie, Aaron Greiner, Christine Hensley, Jeff May, Kimberly Piper, Kandi Reindl, Anna Whipple and Steve Woody.

   (Council Communication No. 13-434)

APPROVING

27. City Manager to submit a letter to the Board of Directors of the Iowa Finance Authority requesting changes to the 2014 Qualified Allocation Plan for the 2014 Low Income Housing Tax Credit (LIHTC) Round.

   (Council Communication No. 13-440)

28. Operating Agreement with Ingersoll Grand Self-Supported Municipal Improvement District (SSMID) for the provision of services and activities within the SSMID District.

   (Council Communication No. 13-438)
29. **Proposal** for a Street Sign Inventory and Management System and related implementation services from Data Transfer Solutions, LLC.

   *(Council Communication No. 13-426)*

30. **Facility** Use Agreement for Gray’s Lake Park, Meredith, Kruidenier and Southwest Connector Trails for 2013 Hy-Vee Triathlon.

31. **Donation** Agreement with Susan Muelhaupt and Des Moines Park & Recreation Foundation for Greenwood Park Wading Pool Shelter and naming the shelter “Jay Spence Shelter”.

   *(Council Communication No. 13-441)*

32. **Letter** from City Manager to be sent to local businesses regarding potential advertising on Community Video Program.

   *(Council Communication No. 13-448)*

33. **Selection** of ATW Training and Consulting (Todd McDonald, President) to provide development and delivery of a leadership development series and a new supervisor boot camp.

   *(Council Communication No. 13-433)*

34. **Agreement** with EMC Risk Services, LLC (Bruce Kelley, CEO) for services related to the administration of workers’ compensation claims for the period October 1, 2013 through June 30, 2015 with three one-year options to renew.

   *(Council Communication No. 13-443)*

35. **Use** of Pioneer Columbus Community Center (2100 SE 5th Street) as poll site for State Representative District 33 Special Election to be held on Tuesday, October 22, 2013.

36. **Application** from Downtown Events Group requesting approval for banners across the street on E. Locust from E. 4th to E. 6th Street for the 2013 World Food Festival from September 18-22, 2013.
37. Bids from the following:

   (A) **Frontline** Lawn & Landscapes (Joe Morton, President) for fall tree planting services at various City locations as requested by the Park & Recreation Department, $116,400. (Eleven bids mailed, three received.)

   (B) **Mulch** Mart (Rick Johnson, President) for shoreline improvement boulders at Gray’s Lake as requested by the Park & Recreation Department, $28,572. (Eight bids mailed, three received.)

   (C) **Hewlett**-Packard Co. (Mark Hurd, President) per the Western States Contracting Alliance (WSCA) price agreement for annual maintenance and support for existing Hewlett Packard Storage Area Network Servers (SANS) mass storage system as requested by the IT Department, $101,756.68.

      *(Council Communication No. 13-446)*

38. **Authorizing** Finance Director to draw checks on registers for weeks of August 26 and September 2, 2013; to draw checks for the bills of the Des Moines Municipal Housing Agency for weeks of August 26 and September 2, 2013; and to draw checks for biweekly payroll due on September 6, 2013.

**ORDINANCES – FINAL CONSIDERATION**

39. **Amending** Chapter 114 of the Municipal Code regarding two-sided parking restriction on Scott Avenue between SE 2nd and SE 6th Street.

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

**ORDINANCES – SECOND CONSIDERATION**

40. **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.

      *(Council Communication No. 13-444)*
ORDINANCES – FIRST CONSIDERATION

41. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows:
   
   **(Council Communication No. 13-427)**
   
   (A) Speed Limit Change – Park Avenue from Fleur Drive to SW 14th Street.
   
   (B) Two-Way Stop Sign Reversal – E. 13th Street and Morton Avenue.
   
   (C) Installation of Two-Way Stop – SW 1st Street and Hillside Avenue.
   

42. **To** continue and adjust the boundaries of the Downtown Des Moines Self-Supported Municipal Improvement District (SSMID) and providing for continuation of an operation fund and the levy of an annual tax.
   
   **(Council Communication No. 13-425)**

43. **Amending** Chapter 74 of the Municipal Code regarding neighborhood recognition signage in City Parks.
   
   **(Council Communication No. 13-435)**

COUNCIL REQUESTS

43-I **From** Council Member Meyer to speak regarding a letter received from Variety – the Children’s Charity of Iowa regarding the naming of a proposed new playground to be built by Variety at Ewing Park.

COMMUNICATIONS/REPORTS

44. **From** Jerry Bradley, 4605 SW 15th Street, to speak regarding lease for Aviation Engineering Technology Program with Des Moines Airport Authority.

45. **From** Carl G. Nelson, 1340 E. 13th Street, to speak regarding behavior of a municipal employee.

46. **From** Stewart Barnes/Des Moines Police Bargaining Unit, to speak regarding a request for an independent review/assessment of the Des Moines Police Department.

47. **From** representatives of St. Augustin Church to speak regarding its properties located in the vicinity of 40th Street and Grand 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 48 THRU 50)

48. Items regarding Norden Hall relocation:

   (Council Communication No. 13-442)

   (A) Hearing on Urban Renewal Agreement for Sale of Land for Private Redevelopment to 425 East Grand LLC, to develop Disposition Parcel No. 02-02A (425 E. Grand) in the Metro Center Urban Renewal Project.

   (B) Approving Conceptual Development Plan and execution of a Special Warranty Deed to 425 East Grand LLC.

   (C) Issuing a Conditional Certificate of Appropriateness for relocation of Norden Hall from 709 E. Locust Street terminating the designation of 709 E. Locust as a Local Landmark, and designating 425 E. Grand as a Local Landmark upon relocation to that address.


50. On 2013 ADA Sidewalk Ramp Program – Contract 1: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as T K Concrete, Inc., (Tony J. Ver Meer, President), $434,750.

   (Council Communication No. 13-430)

   (A) Approval of contract and bond.

*** END OF HEARINGS AT ________ PM ***
APPROVING

51. Urban Renewal Development Agreement with Randolph Apartments Limited Partnership for the redevelopment of the Hotel Randolph, Earl & Le Bosquet and Youngerman Block Buildings located at the northwest corner of 4th Street and Court Avenue.

(Council Communication No. 13-447)

MOTION TO ADJOURN.