INVOCATION: Council Member Coleman

1. ROLL CALL:

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

3. APPROVING CONSENT AGENDA * – items 3 through 41:

   *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) ASIAN COOK HOUSE  1221 KEO WAY  B Beer
   (B) BORDYS AT DRAKE  3018 FOREST AVE  C Beer/Wine
   (C) CEVICHE  223 E WALNUT ST  C Liquor
   (D) DRAKE - LEVITT HALL  2507 UNIVERSITY  C Beer/Wine
   (E) DRAKE - COURT SIDE  2601 FOREST AVE  C Beer/Wine
   (F) OPEN SESAME  313 E LOCUST ST  C Liquor
   (G) RENAISSANCE DES MOINES  401 LOCUST ST  B Liquor
   (H) SIDEBAR  400 LOCUST ST  C Liquor

   RENEWAL APPLICATIONS

   (I) 5 DE MAYO MEXICAN  5118 SE 14TH ST  C Liquor
   (J) CASEYS #2314  3527 INDIANOLA  C Beer
   (K) CASEYS #2784  4151 MERLE HAY RD  C Beer
   (L) CASEYS #2786  5150 E 14TH ST  C Beer
   (M) CHEAP SEATS  2301 HUBBELL AVE  C Liquor
   (N) CONFLUENCE BREWING  1235 THOMAS BECK  B Beer
   (O) CVS PHARMACY #10162  3151 SE 14TH ST  E Liquor
   (P) DES MOINES PLAYHOUSE  831 42ND ST  C Liquor
<table>
<thead>
<tr>
<th>(Q)</th>
<th>GRAND VIEW UNIVERSITY</th>
<th>1500 MORTON AVE</th>
<th>C Liquor</th>
</tr>
</thead>
<tbody>
<tr>
<td>(R)</td>
<td>HY VEE MARKET CAFE #2</td>
<td>2540 E EUCLID AVE</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(S)</td>
<td>HY VEE MARKET CAFE #4</td>
<td>4605 FLEUR DR</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(T)</td>
<td>LA MIE BAKERY</td>
<td>841 42ND ST</td>
<td>C Beer/Wine</td>
</tr>
<tr>
<td>(U)</td>
<td>LA PREFERIDA</td>
<td>2300 HICKMAN RD</td>
<td>C Beer</td>
</tr>
<tr>
<td>(V)</td>
<td>MARS CAFE</td>
<td>2318 UNIVERSITY</td>
<td>C Beer/Wine</td>
</tr>
<tr>
<td>(W)</td>
<td>OLD CHICAGO</td>
<td>3800 MERLE HAY RD</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(X)</td>
<td>PAL JOEYS</td>
<td>6224 GRAND AVE</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(Y)</td>
<td>PARADIES SHOPS</td>
<td>5800 FLEUR DR</td>
<td>B Native Wine</td>
</tr>
<tr>
<td>(Z)</td>
<td>PINTS PUB N PATIO</td>
<td>319 COURT AVE</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(AA)</td>
<td>PLAYERS SPORTS BAR</td>
<td>1760 BEAVER AVE</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(BB)</td>
<td>SAAM AI NONG BAR</td>
<td>1517 2ND AVE</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(CC)</td>
<td>SHOP N SAVE #2</td>
<td>1372 E 14TH ST</td>
<td>E Liquor</td>
</tr>
<tr>
<td>(DD)</td>
<td>TOBACCO OUTLET PLUS #510</td>
<td>3409 SW 9TH ST</td>
<td>C Beer</td>
</tr>
<tr>
<td>(EE)</td>
<td>UP/DOWN</td>
<td>500 E LOCUST ST</td>
<td>C Liquor</td>
</tr>
<tr>
<td>(FF)</td>
<td>WAVELAND COFFEE SHOP</td>
<td>4704 UNIVERSITY</td>
<td>C Liquor</td>
</tr>
</tbody>
</table>

### OUTDOOR SERVICE APPLICATIONS

<table>
<thead>
<tr>
<th>(GG)</th>
<th>JESSES EMBERS</th>
<th>3301 INGERSOLL</th>
<th>C Liquor</th>
</tr>
</thead>
</table>

Temporary for celebration on September 6, 2015.

### SPECIAL EVENTS APPLICATIONS

<table>
<thead>
<tr>
<th>(HH)</th>
<th>NICKS</th>
<th>1106 ARMY POST</th>
<th>Five (5) Day License</th>
</tr>
</thead>
</table>

Class B Beer License for Class Car Show on September 11, 2015.

<table>
<thead>
<tr>
<th>(II)</th>
<th>SCIENCE CENTER</th>
<th>401 W MLK JR PKWY</th>
<th>Five (5) Day License</th>
</tr>
</thead>
</table>

Class B Beer License for Des Moines Mini Makers Faire on September 1, 2015.

<table>
<thead>
<tr>
<th>(JJ)</th>
<th>TAI VILLAGE</th>
<th>4200 MLK JR PKWY</th>
<th>Five (5) Day License</th>
</tr>
</thead>
</table>

Class B Beer License for annual Tai Festival on September 4 – 6, 2015.

<table>
<thead>
<tr>
<th>(KK)</th>
<th>TANGERINE FOOD CO</th>
<th>520 ROBERT D RAY DR</th>
<th>Five (5) Day License</th>
</tr>
</thead>
</table>

Class C Liquor License for a wedding on September 12, 2015.

4-I **Consideration** of 5-day Class B Beer License application by El Merendersos for the Fiesta Latina Festival on August 30, 2015. Pending approval of Building, Electrical, Fire and Zoning Departments.

5. **City** Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits.
PUBLIC IMPROVEMENTS

6. **Authorization** to proceed with an assessed paving project on Shawnee Avenue from 14th to 15th Street.

   *(Council Communication No. 15-468)*

7. **Approving** and authorizing the execution of Iowa Department of Transportation (IDOT) Agreement for the E. 42nd Street and Hubbell Avenue Intersection Widening and Signalization Project.

   *(Council Communication No. 15-458)*

8. **Authorization** to negotiate with Principal Financial Group for removal of the skywalk bridge 7F-7G over High Street, connecting the 7th and Grand Garage to 711 High Street.

9. **Approving** Professional Services Agreement with Stantec Consulting Services, Inc. for SEDM Levee Assessment and Analysis, not to exceed $1,317,000.

   *(Council Communication No. 15-467)*

10. Approving Supplemental Agreement No. 1 to the Professional Services Agreements with the following:

    (A) **Architecture** by G.E. Wattier, Inc. d/b/a Slingshot Architecture for the Skywalk Bridge 6D-7D Repairs, not to exceed, $7,540.

        *(Council Communication No. 15-459)*

    (B) **Stantec** Consulting Services, Inc. for additional levee system design and permitting support services for levee assessment and analysis, not to exceed $593,000.

        *(Council Communication No. 15-465)*

11. **Approving** Change Order No. 2 with Grimes Asphalt and Paving Corporation for additional work on the Cownie Baseball Facility Parking Lot, not to exceed $39,755.

    *(Council Communication No. 15-464)*
12. **Approving** Change Order No. 7 with C.J. Moyna & Sons, Inc. for additional work on the Army Post Road Bridge over Great Western Trail project, not to exceed $36,500.94.

   *(Council Communication No. 15-463)*

13. **Approving** private construction contract between Sternquist Construction Inc. and Bloomfield Acres LLC for paving improvements in Bloomfield Acres Plat 1.

   (A) **Approving** Private Construction Contract between Little Kading Construction Company, Inc. and Bloomfield Acres LLC for storm sewer improvements in Bloomfield Acres Plat 1. Sponsor: Council Member Gatto.

   (B) **Approving** Private Construction Contract between Little Kading Construction Company, Inc. and Bloomfield Acres LLC for sanitary sewer improvements in Bloomfield Acres Plat 1. Sponsor: Council Member Gatto.

14. **Accepting** completed construction and approving final payment for 2014 Sidewalk Replacement Program, MPS Engineers, PC.

**SPECIAL ASSESSMENTS**

15. **Levying** assessments for costs of Nuisance Abatement – NAC Emergency Orders (Community Development), Schedule No. 2015-06.

**LAND/PROPERTY TRANSACTIONS**

16. **Continuing** to September 14, 2015 Council Meeting - Authorization to proceed with acquisition of the necessary right-of-way and easements for the Yeader Creek Grade Control Improvements Project.

17. **Dedicating** E. Martin Luther King Jr. Pkwy. right-of-way between SE 9th Street and SE 15th Street.

**BOARDS/COMMISSIONS/NEIGHBORHOODS**

18. **Approving** updates to the Sample By-laws for recognized Neighborhood Associations.

   *(Council Communication No. 15-456)*

19. **Recommendation** from the City of Windsor Heights to appoint Kerry Bowen to the Greater Des Moines Sister Cities Commission, Seat 18.

20. **Notification** from Marlon Mormann advising of his resignation from the Urban Design Review Board, Seat 9, effective June 30, 2015.
COMMUNICATIONS FROM PLANNING AND ZONING

21. Regarding vacation of an irregular-shaped segment of the eastern portion of SE 40th Street, adjoining property located at 4491 SE 40th Street, to allow removal of an existing building encroachment with conveyance to the adjoining property owner, subject to conditions.

22. Regarding vacation of the dead-end east/west alley segment between Franklin Avenue and Allison Avenue from a point, 300 feet east of 18th Street, to a point, 250 feet east of 18th Street, subject to conditions.

23. Regarding approval of a preliminary plat for “Bridge District” development on property located at 711 and 714 E. 2nd Street and 700 E. 4th Street, subject to conditions.

SETTING DATE OF HEARINGS

24. To correct conveyance of previously vacated Carpenter Avenue and vacation and conveyance of segments of 27th Street, Carpenter Avenue and the north/south alley right-of-way adjoining 1300 25th Street to Drake University, $116,500, (9-14-15).

25. On request from Robert J. Ellis and Rebecca Orr to approve PUD Conceptual Plan and to rezone property located at 4111, 4117 and 4121 McKinley Avenue from “R1-80” (One-Family Residential) to “PUD” (Planned Unit Development) to allow six single-family semi-detached dwellings, 12 units total, with a single private access drive from McKinley Avenue, (9-14-15).

26. On request from Chad Ogle to rezone property located at 1157, 1185 and 1187 15th Street from “C-2” (General Retail and Highway-Oriented Commercial) and “R-3” (Multiple-Family Residential) to “M-1” (Light Industrial) to allow expansion of an existing auto-body repair operation, (9-14-15).

27. On request from Yellowdog Holdings, LLC to rezone property located at 707 19th Street from “R-HD” (Residential Historic District) to Ltd. “NPC” (Neighborhood Pedestrian Commercial) to allow use of the existing building for “C-O” Commercial-Residential uses, (9-14-15).

28. On request from William H. Wheeler to rezone property located at 3601 6th Avenue from “C-2” (General Retail and Highway-Oriented Commercial) to “M-1” (Light Industrial) to allow conversion of the building to a manufacturing use, preparing, bottling, packaging and distributing salad dressing, (9-14-15).
29. **On** request from EPC, LLC to rezone property located at 905 Walker Street from “R1-60” (One-Family Low-Density Residential) to “R-2” (Two Family Residential) to allow occupancy of the existing dwelling as a two-family dwelling, (9-14-15).

30. **On** request from Kum & Go, LC for an amendment to the Kum & Go Store #120 PUD Conceptual Plan on property located at 6304 SW 9th Street to allow a new convenience store, (9-14-15).

**LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS**

31. **Approving** payment to Hall & Associates for services related to NPDES Permit.

32. **Approving** payment to Belin McCormick Law Firm for consulting services in conjunction with Kragnes v. City of Des Moines.

33. **Approving** payment to Hall & Associates for representation in the matter entitled Iowa League of Cities v. United States Environmental Protection Agency.

**CITY MANAGER COMMUNICATIONS**

34. **Submitting** travel and training requests for Matthew Gruis and Skip Moore.

   *(Council Communication No. 15-455)*

**APPROVING**

35. Items regarding Guthrie Avenue Business Park Urban Renewal Area:

   (A) **Accepting** developer-initiated redevelopment proposal from Doll Distributing, LLC to redevelop City-owned property in the Guthrie Avenue Business Park Urban Renewal Area.

   *(Council Communication No. 15-474)*

   (B) **Setting** date of hearing on the proposed Fifth Amendment to the Urban Renewal Plan for the Guthrie Avenue Business Park Urban Renewal Area, (9-28-15).

   *(Council Communication No. 15-470)*
36. **Issuance** of a Certificate of Completion for the mixed use project by Ingersoll Square Phase III Associates, LP at 2005 Ingersoll Avenue.

37. **Facility** Use Agreement with Premier Event Management, LLC for Gray’s Lake Park and Meredith, Kruidenier and Southwest Connector Trails for the Des Moines Triathlon.

38. **Communication** from Downtown Community Alliance, on behalf of the Meredith Corporation, requesting approval of banner design for banners to be displayed in the downtown Des Moines in the Western Gateway this fall (September-November).

39. **Civil** Service Promotional List for Senior Building Equipment Operator and Assistant Fire Chief.

40. **Authorizing** Finance Director to draw checks on registers for the weeks of August 24, August 31 and September 7, 2015; to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of August 24, August 31 and September 7, 2015; and to draw checks for biweekly payroll due on September 4, 2015.

**ORDINANCES - FINAL CONSIDERATION**

41. **Amending** Chapter 114 of the Municipal Code regarding snow routes, as amended.

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

**ORDINANCES - FIRST CONSIDERATION**

42. **Vacating** a portion of the E. Market Street right-of-way adjoining 111 SE 7th Street and repealing Ordinance No. 15,389.

(A) **Final** consideration of ordinance above (waiver requested by Thomas Pike), requires six votes.

43. **Amending** Municipal Code Chapter 60-310 and 60-377 relating to referral of residential public nuisance structures and certification of costs.

(Council Communication No. 15-457)

(A) **Final** consideration of ordinance above (waiver requested by Community Development Director), requires six votes.
COMMUNICATIONS/REPORTS

44. From Jaysen McCleary, 4807 Kingman Blvd., to speak regarding the high risk and dangerous dog ordinance and procedures.

*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 45 THRU 51)

45. On appeal by Eychaner Properties, Inc. of the denial of a site plan for a proposed off-street parking lot at 444 SW 5th Street.

46. On adoption of an Urban Renewal/Tax Increment Finance (TIF) Plan for the Echo Valley Urban Renewal Area, and to continue to September 14, 2015 at 5:00 PM.

(Council Communication No. 15-473)

47. On adoption of an Urban Renewal/Tax Increment Finance (TIF) Plan for the Eastgate Urban Renewal Area, and to continue to September 14, 2015 at 5:00 PM.

(Council Communication No. 15-472)

48. On 7th and Grand Parking Garage Demolition: approving plans, specifications, form of contract documents, Engineer’s Estimate, receive and file bids and designating lowest responsible bidder as D.W. Zinser Company, Inc. (David W. Zinser, President), $2,249,000.

(Council Communication No. 15-462)

(A) Approving contract and bond and permission to sublet.

49. On 12th Street Two Way Conversion: approving plans, specifications, form of contract documents, Engineer’s Estimate, receive and file bids and designating lowest responsible bidder as Baker Electric, Inc. (Britt Baker, CEO), $50,335.

(Council Communication No. 15-460)

(A) Approving contract and bond and permission to sublet.
50. **On** Police Station Reroofing: approving plans, specifications, form of contract documents, Engineer’s Estimate, receive and file bids and designating lowest responsible bidder as Northern Winds Insulation, LLC (Greg Hughes, President), $192,750.

   *(Council Communication No. 15-466)*

   (A) **Approving** contract and bond and permission to sublet.

51. **Reject** all bids on 2014-2015 Sidewalk Program and close the hearing on the plans, specifications, form of contract documents and Engineer’s Estimate, 66.4% over project estimate.

   *(Council Communication No. 15-461)*

   *** END OF HEARINGS AT __________ PM ***

**APPROVING**

52. Items regarding the vacation and closure of SE 34th Street at Union Pacific Railroad (UPRR) for the UPRR Crossing Closure Mitigation project:

   (A) **Dedicating** E. Elm Street right-of-way between SE 35th Street and SE 36th Street.

   (B) **First** consideration of ordinance amending Chapter 114 of the Municipal Code regarding modifications related to the SE 34th Street/SE 36th Street Roadway Improvements at Union Pacific Railroad (UPRR).

   *(Council Communication No. 15-469)*

53. **Second** Amended and Restated Urban Renewal Development Agreement with River Point West, LLC.

   *(Council Communication No. 15-471)*

54. **Joint** Agreement authorizing Polk County to proceed with the Iowa Events Center Urban Renewal Area.

   *(Council Communication No. 15-475)*
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. **Consenting** to Collateral Assignment to Bankers Trust Company by R & T Lofts, LP of the Urban Renewal Development Agreement for the renovation of the former Des Moines Register Building at 717 Locust Street and 421 8th Street with a mix of commercial and residential uses. Sponsor: Council Member Hensley.

MOTION TO ADJOURN.

View City Council agendas online at www.dmgov.org

All-America City