



**\*\*\* 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 '16-' 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, Council Chambers**

**400 Robert D. Ray Dr.**

**Des Moines, Iowa 50309**

**January 11, 2016 4:30 PM**

**Reception 3:30-4:00 PM**

**Great Hall, 2<sup>nd</sup> Floor**

**T.M. Franklin Cownie, Mayor  
Linda Westergaard, Council Member Ward II  
Joe Gatto, Council Member Ward IV  
Chris Coleman, Council Member At-Large**

**Swearing in Ceremony 4:00-4:15 PM**

**INVOCATION:** Council Member Linda Westergaard

[16-0004](#) 1. **ROLL CALL: Present: Cownie, Coleman, Gatto, Gray, Hensley, Moore and Westergaard.**

I. Approving reappointment of the following:

[16-0005](#) (A) City Manager. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-0006](#) (B) City Attorney. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-0007](#) (C) City Clerk. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-0008](#)  
[16-0009](#)

- (D) Chief Deputy City Clerk. **Moved by Coleman to adopt. Motion Carried 7-0.**  
(E) Chief Deputy City Attorney, Deputy City Attorneys and Assistant City Attorneys. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-0010](#)

- (1) Appointments of Michelle Mackel-Wiederanders as an Assistant City Attorney/Senior Litigator and Jessica D. Spoden as an Assistant City Attorney to fill vacancies within the Litigation Division of the Legal Department. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-0011](#)

- II. Approving recommendation of Mayor Cownie for appointment of Mayor Pro Tem for Calendar Year 2016. **Moved by Coleman to adopt. Motion Carried 7-0.**

[16-0012](#)

2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-0013](#)

3. APPROVING CONSENT AGENDA \* – items 3 through 38: **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

[16-0014](#)

4. **Approving** Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt. Motion Carried 7-0. Council Members Coleman and Moore vote No on items J and V.**

#### NEW APPLICATIONS

(A)	300 CRAFT & ROOFTOP	300 W MLK JR PKWY	C Liquor
<del>(B)</del>	<del>CANDELA</del>	<del>2925 INGERSOLL</del>	<del>C Liquor</del>
(C)	CHICAGO STYLE BAR & GRILL	910 HULL AVE	C Liquor

#### RENEWAL APPLICATIONS

(D)	1810 BAR & GRILL	1810 ARMY POST RD	B Liquor
(E)	BEAVER TAP	4050 URBAN DALE	C Liquor
(F)	CASEYS #2244	2150 E ARMY POST	C Beer
(G)	CASEYS #2322 *(1)	4331 PARK AVE	C Beer
(H)	CONEY ISLAND #2	3700 SW 9TH ST	B Beer
(I)	DIAMOND JACKS	3000 E GRAND AVE	C Liquor
*(J)	FAST MART	1621 UNIVERSITY	E Liquor
(K)	FEDERAL DISTRIBUTORS INC	3000 E GRAND AVE	C Beer/Wine
(L)	GIT N GO STORE #29	4900 URBAN DALE	C Beer
(M)	GUSTO PIZZA CO	1905 INGERSOLL	C Beer/Wine
(N)	HAIKU SUSHI	1315 31ST ST	C Liquor
(O)	HY VEE WINE & SPIRITS	3424 MLK PKWY	E Liquor

(P)	JIFFY #924	3718 SW 9TH ST	C Beer
(Q)	KUM & GO #573 *(1)	5830 SE 14TH ST	E Liquor
(R)	PALMERS DELI & MARKET	2843 INGERSOLL	C Liquor
(S)	QUINTONS BAR & GRILL	506 E GRAND AVE	C Liquor
(T)	RESIDENCE INN DES MOINES	100 SW WATER ST	B Liquor
(U)	SNAKE PIT LOUNGE	3100 MCKINLEY AVE	A Liquor
* (V)	SUPER STOP *(2)	727 SE 14TH ST	E Liquor
(W)	TOBACCO OUTLET PLUS #521	3301 E EUCLID AVE	C Beer
(X)	TROPHYS SPORTS BAR	2701 DOUGLAS AVE	C Liquor
(Y)	WASABI TAO	400 WALNUT ST	C Liquor

**SPECIAL EVENTS APPLICATIONS**

- (Z) HY VEE HOLIDAY PARTY 100 LOCUST ST Five (5) Day License  
Class C Liquor License for a party on January 23, 2016.

- 16-0015 5. City Clerk to issue Coin Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**

**PUBLIC IMPROVEMENTS**

- 6. Ordering construction of the following:

- 16-0016 (A) Birdland Park Trail Connection: Receiving of bids, (1-26-16), Setting date of hearing, (2-8-16). Construction estimate, \$150,000. (Council Communication No. 16-010) **Moved by Hensley to adopt. Motion Carried 7-0.**

- 16-0017 (B) Neal Smith Trail Rehabilitation – Riverview Park to Euclid Avenue: Receiving of bids, (1-20-16), Setting date of hearing, (2-8-16). Construction estimate, \$430,000. (Council Communication No. 16-011) **Moved by Hensley to adopt. Motion Carried 7-0.**

- 16-0018 (C) 2014-2015 Sidewalk Program: Receiving of bids, (1-26-16), Setting date of hearing, (2-8-16). Construction estimate, \$80,000. (Council Communication No. 16-009) **Moved by Hensley to adopt. Motion Carried 7-0.**

- 16-0019 7. Approval of contract and bond, and permission to sublet on Walnut Street Streetscape – Phase 1, \$4,147,718.75. **Moved by Hensley to adopt. Motion Carried 7-0.**

- 16-0020 8. Approving Supplemental Agreement No. 1 to the agreement for professional services with Modus Engineering, Ltd. for design and construction services for audio/visual and broadcasting equipment relocation for interim City Council Chambers as part of the City Hall building systems design for an additional amount not to exceed \$16,500. (Council Communication No. 16-015) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-0021](#) 9. [Approving](#) Supplemental Agreement No. 1 to the agreement for professional services with HDR Engineering, Inc. for preliminary and final designs and bidding assistance for the Lower Oak Park and Highland Park Sewer Separation Project, for an additional amount not to exceed, \$927,025. ([Council Communication No. 16-012](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
10. Approving Private Construction Contracts between McAninch Corporation and Bridge District Verve, LLC for the following in Bridge District Verve, 700 E. 2<sup>nd</sup> Street:
- [16-0022](#) (A) [Storm](#) sewer improvements. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0023](#) (B) [Sanitary](#) sewer improvements. **Moved by Hensley to adopt. Motion Carried 7-0.**
11. Approving completion and acceptance of the private construction contracts for the following:
- [16-0024](#) (A) [Alley](#) paving improvements, west of E. 16<sup>th</sup> Street from Des Moines Street to E. Grand Avenue, between Jordison Construction, Inc. and Neighborhood Development Corporation. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0025](#) (B) [Paving](#) improvements, 2428 Hubbell Avenue, between The Hansen Company, Inc. and QuikTrip Corporation. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0026](#) (C) [Paving](#) improvements, 430 Grand Avenue, between 4Sight Group, LLC, d/b/a 4Sight Construction and EMM Associates, LP. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0027](#) (D) [Paving](#) improvements, E. 33<sup>rd</sup> Street and E. 34<sup>th</sup> Street, between McAninch Corporation and St. Joseph Parish. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0028](#) (E) [Paving](#) improvements, Market Street, between SW 2<sup>nd</sup> Street and Water Street, between Baxter Construction Company, LLC and Waterfront Lodging, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0029](#) (F) [Sanitary](#) sewer improvements, Ingersoll Avenue and 15<sup>th</sup> Street, between Baker Group and Krause Holdings, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
12. Accepting completed construction and approving final payment for the following:
- [16-0030](#) (A) [12<sup>th</sup>](#) Street Two Way Conversion, Baker Electric, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0031](#) (B) [Williams](#) Street Culvert Replacement, south of Timber Lane, J & K Contracting, LLC. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-0032](#) (C) [E. Euclid & Dixon Traffic Signal Upgrade](#), T K Concrete Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0033](#) (D) [Guthrie Avenue Viaduct over UPRR Expansion Joint Replacement](#), Jensen Construction Company. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0034](#) (E) [Elm Grove Cemetery Roadway Improvements](#), Grimes Asphalt & Paving Corp. **Moved by Hensley to adopt. Motion Carried 7-0.**

#### **SPECIAL ASSESSMENTS**

- [16-0035](#) 13. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2016-01. **Moved by Hensley to adopt. Motion Carried 7-0.**

#### **LAND/PROPERTY TRANSACTIONS**

- [16-0036](#) 14. [Conditionally](#) approving Final Subdivision Plat of Carman Estates Plat 8 located in the 2300 block of E. Porter Avenue. ([Council Communication No. 16-006](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0037](#) 15. [Conditionally](#) approving Final Subdivision Plat of Grandview Meadows located in the 4200 block of Grandview Avenue. ([Council Communication No. 16-007](#)) **Moved by Westergaard to continue to the January 25, 2016 Council meeting. Motion Carried 7-0.**
- [16-0038](#) 16. [Approving](#) final Subdivision Plat of Bridge District Plat 1 located in the vicinity of 711 E. 2<sup>nd</sup> Street. ([Council Communication No. 16-005](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

#### **BOARDS/COMMISSIONS/NEIGHBORHOODS**

- [16-0039](#) 17. [Communication](#) from Neal Westergaard advising of his resignation from the Neighborhood Revitalization Board, Seat 8, effective immediately. **Moved by Hensley to receive, file and accept resignation with appreciation for his service. Motion Carried 7-0.**
- [16-0040](#) (A) [Recommendation](#) from Council Member Linda Westergaard to appoint Alex Piedras to the Neighborhood Revitalization Board, Seat 8, for the remainder of a three-year term to expire June 30, 2016 and an additional three-year term expiring June 30, 2019. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-0041](#) 18. [Recommendation](#) from Mayor T. M. Franklin Cownie to appoint Council Member Linda Westergaard to serve as the City’s representative on the Greater Des Moines Botanical Garden Board of Directors, effective immediately. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0042](#) 19. [Appointment](#) of Police Chief Dana Wingert as primary member and Sandra Morris as the alternate to the Polk County Joint E911 Service Board. **Moved by Hensley to adopt. Motion Carried 7-0.**

#### SETTING DATE OF HEARINGS

- [16-0043](#) 20. [On](#) vacation of a portion of E. Martin Luther King, Jr. Parkway right-of-way adjoining 504 SE 6<sup>th</sup> Street and conveyance of a permanent easement for building encroachment to Buchanan Holdings, LLC, \$2,438, (1-25-16). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0044](#) 21. [On](#) request from Dale Jones to rezone 712 and 718 SE Astor Street from “M-1” (Light Industrial) to “M-2” (Heavy Industrial) to allow for a junk/salvage yard to expand the existing operations, (1-25-16). **Moved by Hensley to adopt. Motion Carried 7-0.**
22. On items regarding issuance of bonds, (1-25-16): ([Council Communication No. 16-025](#))
- [16-0045](#) (A) [Not](#) to exceed \$21,500,000 General Obligation Bonds for Essential Corporate Urban Renewal Purposes. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0046](#) (B) [Not](#) to exceed \$5,000,000 Urban Renewal Revenue Bonds. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0047](#) 23. [On](#) issuance of Vehicle for Hire Company Certificate for Crown Cab LLC, (1-25-16). **Moved by Hensley to adopt; refer to the City Manager and City Attorney to report on previous request for a refund. Motion Carried 7-0.**

#### LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [16-0048](#) 24. [Approving](#) payment to Ahlers & Cooney, PC Law Firm with respect to general matters, \$1,690.50. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0049](#) 25. [Approving](#) payment to Ahlers & Cooney, PC Law Firm relating to the Iowa Events Center Hotel Project, \$3,430. **Moved by Hensley to adopt. Motion Carried 7-0.**

- [16-0050](#) 26. [Approving](#) payment to Ahlers & Cooney, PC Law Firm with respect to Collective Bargaining, \$6,272.75. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0051](#) 27. [Approving](#) payment to Eugene Aswegan for a workers' compensation claim. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0052](#) 28. [Communication](#) from Legal Department concerning settlements made by City Attorney, not exceeding \$5,000. **Moved by Hensley to receive, file and affirm settlements made by City Attorney. Motion Carried 7-0.**

#### CITY MANAGER COMMUNICATIONS

- [16-0053](#) 29. [Submitting](#) travel and training request for Matt Anderson, Darren Cornwell and Todd Wilshusen. ([Council Communication No. 16-024](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

#### APPROVING

- [16-0054](#) 30. [Third](#) Amendment to the Urban Renewal Development Agreement with Indigo Dawn, LLC for the redevelopment of 800 19<sup>th</sup> Street and Subrogation Agreement for additional financing by Lincoln Savings Bank. ([Council Communication No. 16-008](#)) **Moved by Hensley to adopt and refer to the City Manager to write a letter on behalf of the Mayor and Council to appropriate State agencies regarding concerns about the Historic Tax Credits program. Motion Carried 7-0.**
- [16-0055](#) 31. [Continuing](#) Disclosure Policy and approving revisions to the Debt Management Program Policy of the City of Des Moines. ([Council Communication No. 16-026](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0056](#) 32. [An](#) application for the United States Department of Homeland Security FEMA FY2015 Assistance to Firefighters Grant (AFG). ([Council Communication No. 16-002](#)) **Moved by Hensley to approve. Motion Carried 7-0.**
- [16-0057](#) 33. [Exception](#) to competitive procurement process and approving License Agreement with CYCOM Data Systems, Inc. to provide software for a Litigation Management System tailored to the needs of a Municipal Legal Department. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0058](#) 34. [Receipt](#) of communication from Downtown Community Alliance, on behalf of Iowa State University, requesting approval of banner designs for banners to be displayed on Locust Street and 5<sup>th</sup> Street, February through September 2016. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**

35. Bids from the following:

[16-0059](#)

(A) [TNT](#) Landscaping (Mike Tucker, President) for 619 trees to be planted at various City park locations for use by the Public Works Department, \$195,365. (Ten (10) potential bidders, five received). **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-0060](#)

(B) [Hewlett](#) Packard Co. (Meg Whitman, President) for a server per Western States Contracting Alliance price agreement for use by the IT Department, \$26,932.30. ([Council Communication No. 16-004](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

WITHDRAWN

[16-0061](#)

~~(C) [Stew Hansen Dodge City](#) (Dan Boettcher, General Manager), [Charles Gabus Ford](#) (Gene Gabus, President) and [Stivers Ford](#) (Scott Politte, General Manager) for various replacement vehicles for City wide use, total cost \$948,889.30. (Nineteen (19) potential bidders, four received).~~

[16-0062](#)

36. [Civil](#) Service Entrance Lists for Family Self Sufficiency and Homeownership Supervisor, and Wastewater Facilities Engineer. **Moved by Hensley to receive and file. Motion Carried 7-0.**

[16-0063](#)

37. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of January 11 and 18, 2016; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of January 11 and 18, 2016; and to draw checks for biweekly payroll due on January 22, 2016. **Moved by Hensley to adopt. Motion Carried 7-0.**

**ORDINANCES - SECOND CONSIDERATION**

[16-0064](#)

38. [On](#) vacation of a portion of SW 31<sup>st</sup> Street right-of-way and a portion of Wolcott Avenue right-of-way adjoining 3029 Wolcott Avenue. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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



**HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 39 THRU 44)**

[16-0065](#) 39. On appeal by QuikTrip Corporation seeking approval of a site plan for a convenience store at 1200 Keosauqua Way and 1201 Center Street. **Moved by Hensley to continue the public hearing on this matter until January 25, 2016 at 5:00 PM in the Council Chambers. Motion Carried 7-0.**

WITHDRAWN

[16-0066](#)

(A) ~~Denying request.~~

**OR**

WITHDRAWN

[16-0067](#)

(B) ~~Conditionally approving request.~~

[16-0068](#) 40. On vacation of air space and subsurface rights in a portion of City street right-of-way adjoining 219 E. Grand Avenue and conveyance of an air rights easement within E. Grand Avenue and E. 2<sup>nd</sup> Street and conveyance of a subsurface easement within E. Grand Avenue to 219 Grand, LLC for \$6,307. ([Council Communication No. 16-018](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[16-0069](#)

(A) First consideration of ordinance above. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[16-0070](#)

(B) Final consideration of ordinance above (waiver requested by the applicant), requires six votes. **Moved by Gatto 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, #15,441. Motion Carried 7-0.**

[16-0071](#)

41. On conveyance of a vacated portion of the 18<sup>th</sup> Street right-of-way located north of Olive Avenue and adjoining 944 18<sup>th</sup> Street to Wesley Community Services, Inc., \$5,192. ([Council Communication No. 16-016](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-0072](#)

42. On vacation and conveyance of a portion of the east/west alley between Franklin Avenue and Allison Avenue, east of 18<sup>th</sup> Street to Beverly L. Wallace, \$100. ([Council Communication No. 16-019](#)) **Moved by Gray to adopt. Motion Carried 7-0.**

[16-0073](#)

(A) First consideration of ordinance above. **Moved by Gray that this ordinance be**

**considered and given first vote for passage. Motion Carried 7-0.**

- [16-0074](#) 43. **On** lease agreement with American Towers LLC on City-owned property at 4800 Douglas Avenue. ([Council Communication No. 16-014](#)) **Moved by Gray to adopt. Motion Carried 4-3. Nays: Cownie, Coleman and Moore.**
- [16-0075](#) 44. **On** SW 5<sup>th</sup> Street (Jackson Avenue) Bridge Rehabilitation: approving plans, specifications, form of contract documents, Engineer's estimate, receive and file bids and designating lowest responsible bidder as Cramer and Associates, Inc. (Robert Cramer, President/CAO), \$2,245,020. ([Council Communication No. 16-017](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0076](#) (A) **Approving** contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0077](#) (B) **Confirmation** and designation of "Fifth Street Bridge" as name of bridge as part of Meredith Multi-Use Recreational Trail. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-0078](#) (C) **Approving** Professional Services Agreement with Genesis Structures, Inc. for SW 5<sup>th</sup> Street (Jackson Avenue) Pedestrian Bridge Rehabilitation, not to exceed \$103,000. ([Council Communication No. 16-013](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

**\*\*\* END OF HEARINGS AT 5:18 PM \*\*\***

## **APPROVING**

- [16-0079](#) 45. **Preliminary** terms of agreement with Principal Financial Group and Nelson Development for a joint development proposal for the former YWCA and 7<sup>th</sup> & Grand Parking Garage sites. ([Council Communication No. 16-021](#)) **Moved by Hensley to receive, file and approve the preliminary terms of agreement as set forth in Council Communication No. 16-021 and to direct the City Manager to proceed with negotiation of a formal agreement with the Principal/Nelson team, consistent with the terms set forth in Council Communication No. 16-021. Motion Carried 7-0.**

46. Items regarding award of contract for the provision of Professional Municipal Advisor for Financial Services: ([Council Communication No. 16-023](#))

[16-0080](#)

- (A) [Affirming](#) the City Manager's report overruling appeal of Piper Jaffray RFP Evaluation and Selection Committee Recommendation for award of contract for the provision of professional municipal advisor for financial services to Public Financial Management, Inc. (PFM), accepting PFM proposal and approving award of contract to PFM and authorizing the City Manager to negotiate and execute a contract. **Moved by Gatto to adopt. Motion Carried 7-0.**

**OR**

WITHDRAWN

[16-0081](#)

- (B) ~~[Overruling](#) the City Manager's report which overruled appeal of Piper Jaffray RFP Evaluation and Selection Committee Recommendation for award of contract for the provision of professional municipal advisor for financial services to Public Financial Management, Inc. (PFM), rejecting the Committee's recommendation, and directing the Committee to reconvene to reevaluate proposals.~~

[16-0082](#)

47. [Consideration](#) of request from Burns United Methodist Church, 1909 Martin Luther King, Jr. Pkwy., represented by Joyce Wilks, to demolish the building located at 811 Crocker Street pursuant to Section 58-70 of the Historic Preservation Ordinance (continued from December 21, 2015) ([Council Communication No. 16-020](#)) **Moved by Hensley to receive and file all documentation provided by staff and all oral and written comments and documentation from all interested parties, and to adopt Alternative B. (B) The City Council hereby determines that the application for demolition of the building at 811 Crocker Street shall not be referred to the Landmark Review Board and in accordance with Des Moines Municipal Code Subsection 58-70(d), the Community Development Department staff shall provide guidance for the owner to complete the requirements for documenting and photographing the building to the satisfaction of the Community Development Director prior to authorizing issuance of the demolition permit. Motion Carried 6-1. Nays: Cownie.**

48. Number Not Used.

49. Abatement of public nuisances at the following addresses:

[16-0083](#)

- (A) [420](#) Orchard Avenue, main structure and accessory structure. **Moved by Gray to adopt. Motion Carried 7-0.**

[16-0084](#)

- (B) [610](#) Hickory Hill Lane, main structure. **Moved by Gray to adopt. Motion Carried 7-0.**

[16-0085](#)

- (C) [1429](#) University Avenue, main structure. **Moved by Gray to adopt. Motion**

**Carried 7-0.**

- [16-0086](#) (D) [3800](#) Martin Luther King Boulevard, Building 3, main structure. **Moved by Gray to adopt. Motion Carried 7-0.**

50. **CLOSED SESSION**

- [16-0087](#) (A) Recess, and reconvene in closed session pursuant to Section 21.5, subsection 1, paragraph C, of the Iowa Code, to discuss necessary strategy with counsel in matters that are presently in litigation or where litigation is imminent, where its disclosure would be likely to prejudice or disadvantage the position of the City. **Moved by Coleman to adopt. Motion Carried 7-0.**

- [16-0088](#) (B) Closed Session. **Mayor Cownie left the meeting during item 50B.**

- [16-0089](#) (C) Terminate closed session and reconvene in open session. **Moved by Gray to adopt. Motion Carried 6-1. Absent: Cownie.**

- [16-0090](#) MOTION TO ADJOURN. **Moved by Gatto to adjourn at 5:34 PM. Motion Carried 6-1. Absent: Cownie.**

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All-America City  
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