

DES MOINES CITY COUNCIL MEETING
City Hall, City Council Chambers
400 Robert D. Ray Drive
Des Moines, Iowa 50309

June 17, 2024
5:00 PM

PROCLAMATION – 4:55 PM

World Refugee Day

1. ROLL CALL:
2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED:
3. APPROVING CONSENT AGENDA * – items 3 through 46:

***Note: These are routine items and will be enacted by one roll call vote without separate discussion unless pursuant to Council rules, Council requests an item be removed to be considered separately.**

LICENSES AND PERMITS

4. [Approving](#) Alcoholic Beverage License Applications for the following:

NEW APPLICATIONS

- | | | | |
|-----|--|--------------------|-----------------|
| (A) | BROADWAY BEACH HOUSE | 5100 HUBBELL AVE | Class C Liquor |
| | PENDING APPROVAL OF BUILDING, FIRE AND ZONING DEPARTMENTS. | | |
| (B) | BUSSIN EGGROLL & RICE CO | 604 LOCUST ST #104 | Special Class C |
| (C) | IOWA CLOUDS | 3725 HUBBELL AVE | Class B Retail |
| (D) | LA ESCONDIDA SPORTS BAR | 6550 BLOOMFIELD RD | Class C Liquor |
| (E) | MONSTERAMA ARCADE | 3108 SW 9TH ST | Class C Liquor |
| (F) | QUIK TRIP #518 | 1930 INDIANOLA AVE | Class B Liquor |
| | PENDING APPROVAL OF BUILDING, ELECTRICAL, FIRE AND ZONING DEPARTMENTS. | | |

RENEWAL APPLICATIONS

- | | | | |
|-----|------------------------|-----------------------|----------------|
| (G) | 1ST STOP BEVERAGE SHOP | 2839 E UNIVERSITY AVE | Class E Liquor |
| (H) | AKEBONO | 215 10TH ST | Class C Liquor |
| (I) | BERK AND CHESTERS | 5800 FLEUR DR | Class C Liquor |

(J)	BLANK PARK ZOO	7401 SW 9TH ST	Class C Liquor
(K)	BUBBA	200 10TH ST	Class C Liquor
(L)	BUFFALO WILD WINGS	4345 MERLE HAY RD	Class C Liquor
(M)	CREME	543 28TH ST	Class C Liquor
(N)	DES MOINES PLAYHOUSE	831 42ND ST	Class C Liquor
(O)	DRUGTOWN WINE & SPIRITS	4100 UNIVERSITY AVE	Class E Liquor
(P)	DSM CONCESSIONS LLC	5800 FLEUR	Class C Liquor
(Q)	EXILE BREWING COMPANY	1514 WALNUT ST	Class C Liquor
(R)	GIT N GO STORE #11	3940 E 29TH ST	Class B Retail
(S)	HOLIDAY INN DOWNTOWN	1050 6TH AVE	Class C Liquor
(T)	HY VEE FOOD STORE #4	4605 FLEUR DR	Class E Liquor
(U)	HY VEE FOOD STORE #5	1107 E ARMY POST RD	Class E Liquor
(V)	KELLYS LITTLE NIPPER	1701 E GRAND AVE	Class C Liquor
(W)	LOCUST TAP	434 E LOCUST ST	Class C Liquor
(X)	NEW CHINA BUFFET	1201 E ARMY POST RD	Special Class C
(Y)	PRINCIPAL FINANCIAL	750 PARK ST	Class C Liquor
(Z)	RITAS CANTINA	401 SE 5TH ST	Class C Liquor
(AA)	SCOTTISH RITE PARK	2909 WOODLAND AVE	Class F Retail
(BB)	SINGLESPEED BREWING CO	303 SCOTT AVE	Class C Liquor
(CC)	SMOKIN JOES OUTLET #20	3019 SE 14TH ST	Class B Retail
(DD)	SOUTH TOWN TAP	3803 SW 9TH ST	Class C Liquor
(EE)	SPLASH SEAFOOD	303 LOCUST ST #100	Class C Liquor
(FF)	TIPSY CROW TAVERN	102 3RD ST	Class C Liquor
(GG)	TOBACCO HUT PLUS US GAS	3000 SW 9TH ST	Class E Liquor
(HH)	TOP IT OFF LIQUID CATERING	1011 LOCUST ST	Class C Liquor
(II)	VETERANS MEMORIAL	833 5TH AVE	Class C Liquor
(JJ)	WAKONDA CLUB	3915 FLEUR DR	Class C Liquor
(KK)	WAVELAND GOLF COURSE	4908 UNIVERSITY AVE	Class C Liquor

SPECIAL EVENT APPLICATIONS

(LL)	APRES BAR CO	100 LOCUST ST	5 days
	CLASS C LIQUOR LICENSE FOR MAD HATTER/FEVER EVENT ON JUNE 21, 2024.		
(MM)	BUD TENT	3000 E GRAND AVE #23	5 days
	SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR GOODGUYS CAR SHOW JULY 5 - 7, 2024.		
(NN)	CHRISTIANIS EVENTS	4025 TONAWANDA DR	5 days
	CLASS C LIQUOR LICENSE FOR AN EVENT JUNE 23, 2024.		
(OO)	DEPOT	3000 E GRAND AVE #069	5 days
	SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR GOODGUYS CAR SHOW ON JULY 5 - 7, 2024.		

- (PP) IOWA TAPROOM 215 E 3RD ST BEER TENT 5 days
SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR MOONLIGHT
CLASSIC ON JULY 13, 2024.
- (QQ) JRS SOUTHPORK RANCH 3000 E GRAND AVE 80150/80151 5 days
CLASS C LIQUOR LICENSE FOR GOODGUYS CAR SHOW ON JULY 5 - 6,
2024.
- (RR) OLD WEST ROADHOUSE 3000 E GRAND AVE #30 5 days
SPECIAL CLASS C LIQUOR LICENSE FOR GOODGUYS CAR SHOW ON
JULY 5 - 6, 2024.
- (SS) SA PRESENTS 2251 GEORGE FLAGG PKWY 5 days
CLASS C LIQUOR LICENSE FOR BRANTLEY GILBERT CONCERT ON
JULY 11, 2024.
- (TT) SALISBURY HOUSE 4025 TONAWANDA DR 5 days
CLASS C LIQUOR LICENSE (BEER/WINE) FOR SHAKESPEARE ON LAWN
ON JULY 17 - 21, 2024.
- (UU) SHOP DSM, THE 901 CHERRY ST BEER TENT 5 days
SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR THURSDAYS AT
THE SHOP ON JULY 11, 2024.
- (VV) SODEXO LIVE! 1 LINE DR PARKING LOT 5 days
SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR BBQ & BREW ON
JUNE 22, 2024.
- (WW) TOP IT OFF LIQUOR CATERING 1408 LOCUST ST 5 days
CLASS C LIQUOR LICENSE FOR FUN FLIGHT SUMMER PARTY ON JUNE
27, 2024.
- (XX) YOUR PRIVATE BAR 4025 TONAWANDA DR 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON JUNE 29,
2024.
- (YY) YOUR PRIVATE BAR 4025 TONAWANDA DR 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON JUNE 22,
2024.
- (ZZ) YOUR PRIVATE BAR 504 E LOCUST ST 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON JUNE 29,
2024.

(AAA) YOUR PRIVATE BAR 120 E 5TH ST 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON JUNE 29,
2024. PENDING APPROVAL OF BUILDING, ELECTRICAL, FIRE, VICE
AND ZONING DEPARTMENTS.

OUTDOOR SERVICE APPLICATION

(BBB) LUA BREWING 1525 HIGH ST Class C Liquor
TEMPORARY FOR AMATEUR WRESTLING EVENT ON JULY 22, 2024.

- 5. [City](#) Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits.

PUBLIC IMPROVEMENTS

- 6. [Approving](#) a Professional Services Agreement with RDG Planning & Design, Inc. for professional services for Jackson Basin Stormwater Wetland Final Design, not to exceed \$331,800.

[\(Council Communication No. 24-264\)](#)

- 7. [Approving](#) exception to Request for Proposal process for good cause and approving Professional Services Agreement with Ace Pipe Cleaning, Inc. for professional services for 2024 Sanitary and Storm Sewer Televising Inspection and Analysis Program, not to exceed \$589,100.

[\(Council Communication No. 24-265\)](#)

- 8. [Approving](#) Supplemental Agreement No. 1 to the Professional Services Agreement with Shuck-Britson, Inc. for professional services for Walnut Street Bridge over Des Moines River Replacement, not to exceed \$228,430.

[\(Council Communication No. 24-266\)](#)

- 9. [Authorizing](#) the purchase of 1,668 stream bank credits from Bunker Stream Mitigation Bank, Central Indiana Mitigation Providers, LLC, owner and seller, for Southeast Connector project from SE 30th Street to U.S. Highway 65, \$158,460.

[\(Council Communication No. 24-269\)](#)

10. Accepting completed construction and approving final payment for the following:
 - (A) [3rd](#) & Court Parking Garage Elevator Replacement – TK Elevator Corporation.
 - (B) [Animal](#) Control Facility Bid Package No. 14 – Mechanical – A J Allen Mechanical Contractors, Inc.
 - (C) [Animal](#) Control Facility Bid Package No. 15 – Electrical – Van Maanen Electric, Inc.
 - (D) [Ingersoll](#) Avenue Pavement Markings – Martin Luther King Jr. Parkway to 15th Street – Quality Striping, Inc.
 - (E) [City](#)-Wide Pavement Marking Program – Quality Striping, Inc.

SPECIAL ASSESSMENTS

11. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Neighborhood Services), Schedule No. 2024-06.
12. [Authorizing](#) release of special assessments for property at 1607 Clark Street.

[\(Council Communication No. 24-257\)](#)

LAND/PROPERTY TRANSACTIONS

13. [Acceptance](#) of real estate documents from Dean R. Meyer for voluntary acquisition of property located in the vicinity of 1701 SE 36th Street for the SE Agribusiness Park Project.

[\(Council Communication No. 24-276\)](#)

14. Number not used.

BOARDS/COMMISSIONS/NEIGHBORHOODS

15. [Recertification](#) of 48 recognized neighborhoods and de-recognition of one neighborhood at the neighborhood association's request.

[\(Council Communication No. 24-256\)](#)

16. [Recommendation](#) from Mayor Boesen to reappoint Chris Espersen to the Des Moines Civil and Human Rights Commission, Seat 1, for a three-year term expiring April 5, 2027.

17. Recommendation from Council Member Voss to reappoint the following:
 - (A) [Laura](#) Kessel to the Plan and Zoning Commission, Seat 7, for a five-year term expiring July 2, 2029,
 - (B) [Brian](#) Clark to the Urban Design Review Board, Seat 3, for a three-year term expiring June 30, 2027.
18. [Recommendation](#) from Council Member Westergaard to reappoint Taylor Sellers to the Urban Design Review Board, Seat 9, for a three-year term expiring June 30, 2027.
19. [Recommendation](#) from Council Member Mandelbaum to reappoint Madison Dierks to the Urban Design Review Board, Seat 6, for a three-year term expiring June 30, 2027.

SETTING DATE OF HEARINGS

20. [On](#) conveyance of a permanent easement for water main right-of-way in property located at 2704, 2706, 2714 and 2718 George Flagg Parkway to Des Moines Water Works, \$1, (7-15-24).
21. [On](#) approval of a commercial lease agreement with Panom & Sons LLC d/b/a Blu Thai Food and Sushi for use of Suite 309 for restaurant purposes located in City-owned property at the T.M. Franklin Cownie City Administration Building located at 1200 Locust Street, (7-15-24).
22. [On](#) approval of a license agreement with Timbercrest Homes, LLC for use of a portion of E. Army Post Road right-of-way at planned SE 30th Street for private stormwater treatment improvements, \$4,900, (7-15-24).
23. [On](#) approval of license agreement with Des Moines Water Works for placement of data collection equipment on various City-owned properties, (7-15-24).
24. [On](#) first amendment to a license agreement with the Des Moines Area Regional Transit Authority (DART) for bus benches in street right-of-way, (7-15-24).
25. [On](#) a request from Monsoon Asians & Pacific Islanders in Solidarity (Mira Yusef, Officer) to rezone 1212 E. 17th Court from “N3a” Neighborhood District to “RX1” Mixed Use District, to allow re-use of an existing dwelling for an office – professional use, (7-15-24).
26. [On](#) a request from Orchard Place Des Moines Children’s Home (Valerie Saltsgaver, Officer) to amend PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification from Low Density Residential to Low-Medium Density Residential and to rezone a parcel located in the vicinity of 1301 Kenyon Avenue from “NX1” Neighborhood-Mix District to Limited “NX2” Neighborhood-Mix District, to allow re-use of the existing building as a “Group Living Not Otherwise Classified” use, (7-15-24).

27. [On](#) the proposed 35th Amendment to the Urban Renewal Plan for the Metro Center Urban Renewal Area, (8-5-24).

[\(Council Communication No. 24-271\)](#)

LEGAL DEPARTMENT – CLAIM SETTLEMENTS & BILLINGS

28. [Approving](#) acceptance of payment for damage to City property from Farmers Insurance as insurer of Carson McDaniel.

CITY MANAGER COMMUNICATIONS

29. [Submitting](#) travel and training request for Mayor Connie Boesen.

[\(Council Communication No. 24-248\)](#)

APPROVING

30. [Final](#) terms of an urban renewal development agreement with Ruan Redevelopment Partners, LLC for the conversion of an existing 14-story office building at 601 Locust Street into a mixed-use 221-unit multi-family housing development with commercial uses on the skywalk level.

[\(Council Communication No. 24-274\)](#)

31. ~~[First](#) Amendment to American Rescue Plan Act (ARPA) funding agreement with Trees Forever, Inc. for supplemental tree planting services.~~

32. [Funding](#) to Central Iowa Shelter & Services (CISS) for operations.

[\(Council Communication No. 24-259\)](#)

33. [License](#) agreement with Can Play for City of Des Moines adapted sports recreation program.

[\(Council Communication No. 24-254\)](#)

34. [Instructor](#) agreement with Siricasso Garcia for class instruction for City of Des Moines Recreation Program.

[\(Council Communication No. 24-255\)](#)

35. [Negotiation](#) of an agreement with IH Mississippi Valley Credit Union for City of Des Moines pool pass program.
36. Items regarding the Downtown Des Moines Self-Supported Municipal Improvement District, (SSMID):
 - (A) [Approving](#) amendment to the operating agreement.
 - (B) [Approving](#) the first amendment to agreement for park, open space and streetscape maintenance of Principal Riverwalk, Hansen Triangle, Western Gateway Park, East Locust Streetscape and MLK Jr. Parkway.

[\(Council Communication No. 24-278\)](#)

37. Abatement of public nuisances as follows:

- (A) [1100](#) Clinton Avenue.
- (B) [1001](#) Oak Park Avenue.
- (C) [3105](#) 6th Avenue.
- (D) [1006](#) King Avenue.
- (E) [2819](#) Raccoon Street.

38. Release of fire escrow at the following locations:

- (A) [3902](#) 1st Street.
- (B) [1103](#) Authur Avenue.
- (C) [2814](#) Easton Boulevard.
- (D) [329](#) E. Thornton Avenue.
- (E) [601](#) Cummins Road
- (F) [1738](#) Evergreen Avenue.
- (G) [718](#) 38th Street.

39. [Annual](#) insurance renewal for July 1, 2024 (FY 2024/25) for property, casualty, and other City operations.

[\(Council Communication No. 24-252\)](#)

40. [Exception](#) to the Procurement Ordinance Request for Proposal (RFP) process for good cause and approving agreement with czbLLC for consultant services for Citywide housing strategy.

[\(Council Communication No. 24-270\)](#)

- 41. [\\$150,000](#) of additional funds for the annual agreement with Stamper Lawn Care, Beautiful Lawns by Long, and ADA Mowing to provide mowing and trimming services to be used by Parks and Recreation Department for a total estimated annual amount of \$914,136.

[\(Council Communication No. 24-260\)](#)

- 42. [Purchase](#) of 20 Panasonic computers for use in police vehicles from Keltex Inc. a division of Rayser Holdings (Michelle Jensen, President and CEO) utilizing NASPO contract, State of Iowa Participating Addendum, and Whelen contract, \$130,859.80.

[\(Council Communication No. 24-251\)](#)

- 43. [Purchase](#) of 120 ballistic personal protective systems from Central Lake Armor Express dba Armor Express (James R. Henderson, CEO) and from Streicher’s Inc. (Jeremy Jennings, President) utilizing NASPO ValuePoint Agreements and State of Iowa Master Agreements, not to exceed \$125,000.

[\(Council Communication No. 24-250\)](#)

- 44. [Purchase](#) of one additional tracked excavator from Ziegler CAT Inc. (William Hoeft, President) for use in the Street Maintenance Division of the Department of Public Works utilizing Sourcewell Contract, \$188,444.67.

[\(Council Communication No. 24-253\)](#)

- 45. [Purchase](#) of furniture services for T.M. Franklin Cownie City Administration Building (1200 Locust Street) from Pigott Inc. (John Stenberg, Owner) using State of Iowa Master Agreement and OMNIA Partners Contract, and authorizing negotiation and execution of Supplemental Agreement with Pigott, Inc., \$524,899.

[\(Council Communication No. 24-249\)](#)

- 46. [Authorizing](#) Finance Director to draw checks on registers for the weeks of June 17, 24, July 1 and 8 2024; to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of June 17, 24, July 1 and 8, 2024; to draw checks for biweekly payroll due June 28 and July 12, 2024.

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

HEARINGS (OPEN AT 5:00 PM) (ITEMS 47 THRU 54)

47. [On](#) vacation of a portion of SE 23rd Street right-of-way adjoining 2200 Maury Street and conveyance to Kemin Holdings, LC for \$45,600, (6-17-24).

(A) [First](#) consideration of ordinance above.

48. [On](#) the proposed Fifteenth Amendment to the Urban Renewal Plan for the SE AgriBusiness Urban Renewal Area.

[\(Council Communication No. 24-277\)](#)

49. [On](#) the proposed Nineteenth Amendment to the Urban Renewal Plan for the Central Place Industrial Park Redevelopment Program Urban Renewal Area.

[\(Council Communication No. 24-275\)](#)

50. [On](#) the proposed Thirty-Fourth Amendment to the Urban Renewal Plan for the Metro Center Urban Renewal Area.

[\(Council Communication No. 24-273\)](#)

51. On items regarding the proposed SE Industrial Urban Renewal Plan and Area:

[\(Council Communication No. 24-272\)](#)

(A) [On](#) the proposed amendment to PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification of property within the proposed SE Industrial Urban Renewal Plan from Development Reserve within a Neighborhood Node, Low Density Residential, High-Density Residential, Neighborhood Mixed Use, and Public/Semi-Public to Industrial and Industrial within a Neighborhood Node.

(B) [On](#) the proposed SE Industrial Urban Renewal Plan for the SE Industrial Urban Renewal Area.

(C) [Resolution](#) of Necessity for the SE Industrial Urban Renewal Area.

52. [On](#) Gray's Lake Marina Parking Lot Repairs: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as Absolute Concrete Construction, Inc. dba Absolute Group (Kraig Kriegel, CEO), \$214,300.35.

[\(Council Communication No. 24-262\)](#)

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

53. [On](#) Twana Drive Reconstruction from West of 48th Street to East of 50th Street: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as Synergy Contracting, LLC (Jesse Rognes, President), \$131,139.

[\(Council Communication No. 24-261\)](#)

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

54. [On](#) Urbandale Avenue Resurfacing from 34th Street to Beaver Avenue: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as OMG Midwest, Inc. dba Des Moines Asphalt & Paving (Kevin Bragg, President), \$226,262.65.

[\(Council Communication No. 24-263\)](#)

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

END HEARINGS AT _____PM

ORDINANCES FIRST CONSIDERATION

55. [Amending](#) Chapter 114 of the Municipal Code relating to illegally parked vehicles.
56. [Amending](#) Chapter 114 of the Municipal Code regarding parking modifications, north side of Locust Street between 4th Street and 5th Avenue.

[\(Council Communication No. 24-268\)](#)

57. [Amending](#) Chapter 114 of the Municipal Code relating to the licensing and operation of Pedicabs.

[\(Council Communication No. 24-267\)](#)

COMMUNICATIONS/REPORTS

58. [Requests](#) to speak as follows:

- (A) ~~Lu Hallmeyer~~
- (B) Tasida Barfoot
- (C) Elizabeth Leas
- (D) AJ Whitfield
- (E) Mohsina Mandil
- (F) Jolene Prescott

MOTION TO ADJOURN.

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