



*** 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
Municipal Service Center, Council Chambers
1551 E. M.L. King Jr. Pkwy.
Des Moines, Iowa 50317

August 22, 2016
4:30 PM

INVOCATION: Council Member Coleman

- [16-1373](#) 1. **ROLL CALL: Present: Cownie, Coleman, Gatto, Gray, Hensley, Moore and Westergaard. Council Member Westergaard participated in the meeting by telephone.**
- [16-1374](#) 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Hensley to adopt. Motion Carried 7-0.**
- [16-1375](#) 3. **APPROVING CONSENT AGENDA * – items 3 through 52: Moved by Moore to adopt the balance of the consent agenda. Motion Carried 6-1. Absent: Hensley.**

***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

16-1376

4. Approving Alcoholic Beverage License Applications for the following: **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley. Council Members Coleman and Moore vote “No” on item E.**

NEW APPLICATIONS

(A)	CHINA ONE BUFFET	4804 SW 9TH ST	B Beer
(B)	DRAGON HOUSE EAST	2470 E EUCLID AVE	C Beer/Wine
(C)	EL SOL AZTECA	2809 6TH AVE	C Liquor
(D)	ORIGINAL DRAUGHT HOUSE	409 COURT AVE	C Liquor
*(E)	SOUTHSIDE TOBACCO	2424 SW 9TH ST	E Liquor

RENEWAL APPLICATIONS

(F)	5 DE MAYO MEXICAN	5118 SE 14TH ST	C Liquor
(G)	BORDYS AT DRAKE	3018 FOREST AVE	C Beer/Wine
(H)	CASEYS #2784 *(1)	4151 MERLE HAY RD	C Beer
(I)	CASEYS #2786	5150 E 14TH ST	C Beer
(J)	CHEAP SEATS	2301 HUBBELL AVE	C Liquor
(K)	CONFLUENCE BREWING	1235 THOMAS BECK	B Beer
(L)	CVS PHARMACY #10162	3151 SE 14TH ST	E Liquor
(M)	DOLLAR GENERAL STORE	3220 MLK JR PKWY	C Beer
(N)	DRAKE - LEVITT HALL	2507 UNIVERSITY	C Beer/Wine
(O)	DRAKE - COURT SIDE	2601 FOREST AVE	C Beer/Wine
(P)	FRATERNAL ORDER	6567 BLOOMFIELD	A Liquor
(Q)	GRAND VIEW UNIVERSITY	1500 MORTON AVE	C Liquor
(R)	HY VEE MARKET CAFE #2	2540 E EUCLID AVE	C Liquor
(S)	KUM & GO #536	1300 KEOSAUQUA	C Beer
(T)	LA MIE BAKERY	841 42ND ST	C Beer/Wine
(U)	LA PREFERIDA	2300 HICKMAN RD	C Beer
(V)	MARS CAFE	2318 UNIVERSITY	C Beer/Wine
(W)	OLD CHICAGO	3800 MERLE HAY RD	C Liquor
(X)	OPEN SESAME	313 E LOCUST ST	C Liquor
(Y)	PAL JOEYS	6224 GRAND AVE	C Liquor
(Z)	PARADIES SHOPS	5800 FLEUR DR	B Native Wine
(AA)	RENAISSANCE DES MOINES	401 LOCUST ST	B Liquor
(BB)	TEQUILAS LIQUOR STORE *(1)	1434 DES MOINES ST	E Liquor
(CC)	TOBACCO OUTLET PLUS #510	3409 SW 9TH ST	C Beer
(DD)	UP/DOWN	500 E LOCUST ST	C Liquor
(EE)	VICKIE'S	2801 2ND AVE	C Liquor
(FF)	WAVELAND COFFEE SHOP	4704 UNIVERSITY	C Liquor
(GG)	WESLEYLIFE	3520 GRAND AVE	C Beer/Wine

OUTDOOR SERVICE APPLICATIONS

(HH)	HIGH LIFE LOUNGE	200 SW 2ND ST	C Liquor
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Temporary for Little Giant Beer Summit on September 7, 2016.

SPECIAL EVENT APPLICATIONS

- (II) ANNUAL SWEET CORN DAY 3612 6TH AVE Five (5) Day License
Class B Beer License for festival on August 27, 2016. Pending approval of Fire Department.
- (JJ) BUZZARD BILLYS 615 3RD ST Five (5) Day License
Class C Liquor License for Florida Georgia Line concert on September 14 – 18, 2016.
- (KK) DES MOINES OKTOBERFEST 103 4TH ST Five (5) Day License
Class C Liquor License for annual event on September 23 – 24, 2016.
- (LL) IOWA BEEF STEAK HOUSE 1201 E EUCLID AVE Five (5) Day License
Class C Liquor License for bike night on August 23, 2016. Pending approval of Building, Fire and Zoning Departments.
- (MM) IOWA CRAFT BEER TENT 313 WALNUT ST Five (5) Day License
Class B Beer License for Touchdown Tailgate on September 10 – 11, 2016.
- (NN) IOWA CRAFT BEER TENT 451 12TH ST Five (5) Day License
Class B Beer License for Rivalry with a Heart on September 8, 2016. Pending approval of Fire and Zoning Departments.
- (OO) LATINO HERITAGE FESTIVAL 1000 GRAND AVE Five (5) Day License
Class C Liquor License for festival on September 23 – 25, 2016.
- (PP) STAR BAR 2811 INGERSOLL Five (5) Day License
Special Class C Liquor License (Beer/Wine) in conjunction with Ingersoll Live on August 27, 2016.
- (QQ) TASTE! TO GO 4700 GRAND AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on August 11, 2016.
- (RR) WOODYS PICKLE SHACK 1500 E ARMY POST Five (5) Day License
Class B Beer License for an event on August 23, 2016. Pending approval of Electrical and Fire Departments.
- (SS) WORLD FOOD & MUSIC 25 E COURT AVE Five (5) Day License
Class C Liquor License for festival on September 16 – 18, 2016.
- (TT) WORLD FOOD & MUSIC 25 E COURT AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for festival on September 16 – 18, 2016.
- (UU) WORLD FOOD & MUSIC 25 E COURT AVE Five (5) Day License
Class C Liquor License for festival on September 16 – 18, 2016.

- [16-1377](#) 4-I [Approving](#) Special Event Applications for the following: **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- (A) Christ the King Church, 5711 SW 9th Street, Five (5) Day Special Class C Liquor License (Beer/Wine) for Sweet Corn Festival on August 26 – 27, 2016.
- (B) Science Center, 401 W MLK Jr. Pkwy., Five (5) Day Class B Beer Permit for Makers Faire on September 5, 2016.
- [16-1378](#) 5. [City](#) Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits. **Moved by Gray to adopt; direct staff to work with the applicant for 2121 University Avenue on expectations for the conduct of the business. Motion Carried 4-2-1. Nays: Cownie and Moore. Absent: Hensley.**

PUBLIC IMPROVEMENTS

6. Ordering construction of the following:
- [16-1379](#) (A) [Leetown](#) Creekway Channel Improvements: Receiving of bids, (9-13-16), Setting date of hearing, (9-26-16). Construction estimate, \$2,565,000. ([Council Communication No. 16-461](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1380](#) (B) [Glendale](#) Cemetery Abbey HVAC and Electrical Upgrades: Receiving of bids, (9-13-16), Setting date of hearing, (9-26-16). Construction estimate, \$170,000. ([Council Communication No. 16-459](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1381](#) (C) [Downtown](#) Bicycle Plan Implementation – Phase 2: Receiving of bids, (9-20-16), Setting date of hearing, (10-10-16). Construction estimate, \$460,000. ([Council Communication No. 16-456](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1382](#) (D) [South](#) Union Street Bridge Over Middle South Creek Replacement: Receiving of bids, (9-20-16), Setting date of hearing, (10-10-16). Construction estimate, \$882,571.55. ([Council Communication No. 16-467](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1383](#) 7. [Approving](#) Professional Services Agreement with Shuck-Britson, Inc. for Skywalk Bridge 7D-8D Emergency Repair Design, not to exceed \$58,160. ([Council Communication No. 16-451](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1384](#) 8. [Approving](#) Professional Services Agreement with HR Green, Inc. for Conceptual Design Phase Services for E. 1st and E. Market Street Stormwater Pump Station, not to exceed \$190,000. ([Council Communication No. 16-457](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

- [16-1385](#) 9. [Approving](#) Professional Services Agreement with HR Green, Inc. for Conceptual Design Phase Services for SE 1st and Van Buren Street/SE 4th Street & Van Buren Street Stormwater Pump Station, not to exceed \$198,000. ([Council Communication No. 16-464](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1386](#) 10. [Approving](#) Professional Services Agreement with Stantec Consulting Services, Inc. for Conceptual Design Phase Services for SE 9th Street Stormwater Pump Station, not to exceed \$379,000. ([Council Communication No. 16-465](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1387](#) 11. [Approving](#) Professional Services Agreement with Substance, LLC for design and construction phase services for the Skywalk Bridge 6F-7F, not to exceed \$136,000. ([Council Communication No. 16-466](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1388](#) 12. [Approving](#) Change Order No. 3 with Ti-Zack Concrete, Inc. for additional work on the 2015 Designated Neighborhood Sidewalk Replacement Program, not to exceed \$109,275. ([Council Communication No. 16-454](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1389](#) 13. [Approving](#) Private Construction Contract between McAninch Corporation and Beaverdale Senior Housing, LLC for sanitary sewer improvements in 3410 Beaver Avenue, \$58,321. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1390](#) 14. [Approving](#) contract and bond for construction of an improvement with an estimated cost of which is less than the Iowa Code Competitive Bid Threshold, Municipal Service Center Ductwork Modifications, Cunningham, Inc. (Charles A. Cunningham Jr., President), \$20,150. ([Council Communication No. 16-462](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
15. Accepting completed construction and approving final payment for the following:
- [16-1391](#) (A) [2015-16](#) HMA Pavement Scarification and Resurfacing, Grimes Asphalt and Paving Corporation. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1392](#) (B) [Ewing](#) Park Parking Lot Water Quality Improvements, Vanderpool Construction, Inc. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

SPECIAL ASSESSMENTS

- [16-1393](#) 16. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2016-08. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1394](#) 17. [Approving](#) deletion of NAC-Emergency Assessment at 1350 W. Martin Luther King Jr. Pkwy. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

LAND/PROPERTY TRANSACTIONS

- [16-1395](#) 18. [Acceptance](#) of street right-of way transfer from the State of Iowa for right-of-way adjoining 921 6th Avenue, approval for city staff to proceed with the disposition process of such right-of-way in compliance with State requirements, and repealing Ordinance No. 15,483. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1396](#) 19. [Repealing](#) Ordinance No. 10,836 and rededicating portions of the sidewalk areas on both sides of Walnut Street within the former Walnut Street Transit Mall between 5th Avenue and 10th Street as public right-of-way. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1397](#) 20. [Authorization](#) to proceed with acquisition of the necessary property interest for the Near West Side Sewer Separation. ([Council Communication No. 16-453](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [16-1398](#) 21. [Communication](#) from Daniel Garrett advising of his resignation from the Housing Appeals Board, Seat 2, effective immediately. **Moved by Moore to receive, file and accept resignation with appreciation for his service. Motion Carried 6-1. Absent: Hensley.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [16-1399](#) 22. [Regarding](#) request from Ronald and Melissa Oxford for vacation of undeveloped Hartford Avenue from SW 1st Street to South Union Street. **Moved by Moore to receive and file the communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division. Motion Carried 6-1. Absent: Hensley.**

SETTING DATE OF HEARINGS

- [16-1400](#) 23. [On](#) vacation and conveyance of an irregular segment of 15th Street right-of-way located east of and adjoining 1514 Walnut Street to Exile Brewing Company, LLC, \$2,184, (9-12-16). **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1401](#) 24. [Receive](#) and file communication from the Des Moines Airport Authority Board recommending the sale of excess real property located north of and adjoining McKinley Avenue at SW 33rd Street and conveyance of such property to Glen Brown and April Barkley Brown, \$120,000, (9-12-16). **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1402](#) 25. [On](#) request from Roers Investments, LLC to rezone 2301 Ingersoll Avenue from “NPC” (Neighborhood Pedestrian Commercial) to “PUD” (Planned Unit Development) and to approve the 2301 Ingersoll Avenue PUD Conceptual Plan to allow a mixed-use development of 162 multiple-family residential units and 10,000 square feet of first story retail/office area within a 4-story building fronting the entire block with minimal setback from Ingersoll Avenue, and a development of 30 multiple-family residential units within a 3-story apartment building fronting the entire north end of the block with minimal setback from High Street, (9-12-16). **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1403](#) 26. [On](#) proposed Second Amendment to the Urban Renewal Plan for the Accent Neighborhood Urban Renewal Project, (9-26-16). ([Council Communication No. 16-473](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [16-1404](#) 27. [Approving](#) payment to Duncan, Green, Brown & Langeness for representation on matters related to construction disputes, \$8,861.90. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1405](#) 28. [Approving](#) payment to Peddicord, Wharton, Spencer, Hook, Barron & Wegman, LLP for representation of former Police Officer Colin Boone, \$50. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1406](#) 29. [Approving](#) payment to Belin McCormick Law Firm in conjunction with Kragnes v. City of Des Moines, \$270. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

CITY MANAGER COMMUNICATIONS

- [16-1407](#) 30. [Submitting](#) travel and training requests for Jeff Dawson, Jennifer McCoy, Shekinah Young and Christopher Clement. ([Council Communication No. 16-481](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

APPROVING

- [16-1408](#) 31. [2016](#) U.S. Department of Housing and Urban Development (HUD) Continuum of Care (COC) Program Application. ([Council Communication No. 16-469](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [16-1409](#) 32. [HOME](#) Agreement, Mortgage and related documents, and Subordination Agreement for the renovation of 2714 Ingersoll Avenue with We Can Build It, LLC. ([Council Communication No. 16-476](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1410](#) 33. [Support](#) of a Workforce Housing Tax Credit (WHTC) benefit application to be submitted to the Iowa Economic Development Authority (IEDA) by M & R Holdings, LLC for a 38-unit bi-attached townhome development at 4209 Lower Beaver Road, Beaver Cove, continued from 8-8-16. **Moved by Coleman to adopt. Motion Carried 5-1-1. Nays: Moore. Absent: Hensley.**
- [16-1411](#) 34. [Urban](#) Renewal Development Agreement with 220 SE 6th Street Properties, LLC for the construction of a new commercial office building and parking structure at 220 SE 6th Street, approving proposed conceptual development plan and approving Parking License Agreement for City use of parking spaces within the parking structure. ([Council Communication No. 16-479](#)) **Moved by Coleman to adopt. Motion Carried 5-1-1. Nays: Moore. Absent: Hensley.**

- [16-1412](#) 35. [Amended](#) and Restated Urban Renewal Development Agreement with Fort Des Moines Restoration, LLC for the rehabilitation of existing buildings in historic Fort Des Moines for residential use. ([Council Communication No. 16-480](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1413](#) 36. [Amendment](#) to the Conceptual Development Plan for the Urban Renewal Development Agreement with Raccoon Valley Investment Company, LC for the redevelopment of the commercial area, east of Fleur Drive and north of McKinley Avenue. ([Council Communication No. 16-470](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1414](#) 36-I [Authorizing](#) the City Manager to negotiate agreement based on preliminary terms with Raccoon Valley Investment for a hotel development at the northeast corner of Fleur Drive and McKinley Avenue. ([Council Communication No. 16-484](#)) **Moved by Moore to receive, file and approve the preliminary terms of agreement as set forth in Council Communication No. 16-484, and to direct the Office of Economic Development to proceed with negotiation of a formal agreement with Raccoon Valley C\Investment, consistent with the terms set forth in Council Communication No. 16-484. Motion Carried 6-1. Absent: Hensley.**
- [16-1415](#) 37. [First](#) Amendment to the Urban Renewal Development Agreement with College Hill Associates, LP for the renovation of College Hill Apartments and the construction of a new commercial office building at 921 6th Avenue and approving proposed amendment to Conceptual Development Plan. ([Council Communication No. 16-471](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1416](#) 38. [Preliminary](#) approval of a \$5,000 Neighborhood Commercial Revitalization Program Pre-Development Grant and a \$15,000 Neighborhood Commercial Revitalization Program Façade Grant for renovations to 601 Hickman Road. ([Council Communication No. 16-472](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1417](#) 39. [Submittal](#) of Fiscal Year 2017 State of Iowa Certified Local Government (CLG) Grant Application for support in hosting the 2018 National Alliance of Preservation Commission's Forum Conference. ([Council Communication No. 16-482](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1418](#) 40. [Grant](#) Agreement with Iowa Homeland Security and Emergency Management Department (IHSEMD) for Cyber Risk Reduction Grant and approving agreement with Office of Chief Information Officer (OCIO) to transfer such grant funds to OCIO and for OCIO to implement such grant responsibilities. ([Council Communication No. 16-474](#)) **Moved by Moore to approve. Motion Carried 6-1. Absent: Hensley.**
- [16-1419](#) 41. [Cooperative](#) Agreement with Polk County to provide watershed coordination services to

support metro area watershed management authorities and receive and file Fourmile and Walnut Creek Watershed Master Plans. ([Council Communication No. 16-478](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

- [16-1420](#) 42. [Submission](#) of Water Resource Restoration Sponsored Project Application to the Iowa Department of Natural Resources (IDNR) for the Easter Lake Water Quality Plan. ([Council Communication No. 16-460](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1421](#) 43. [Facility](#) Use Agreement with Premier Event Management, LLC for Gray's Lake Park and Meredith, Kruidenier and Southwest Connector Trails and former railway right-of-way to the south of the Southwest Connector Trail for the Des Moines Triathlon. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1422](#) 44. [Receipt](#) of Des Moines Water Works Financial [Report](#) for December 31, 2015 and [Report](#) to the Board of Water Works Trustees for June 14, 2016, and audit reports for years ended December 31, 2015 and 2014. **Moved by Moore to receive and file. Motion Carried 6-1. Absent: Hensley.**
- [16-1423](#) 45. [Amendments](#) to the Schedule of Fees regarding Chapter 60, Housing Code. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1424](#) 45-I [Amending](#) the Resolution authorizing the issuance of \$42,840,000 General Obligation Bonds, Series 2016A and levying a tax to pay by substituting a new resolution therefor, authorizing and approving the issuance of \$42,825,000 General Obligation Bonds, Series 2016A and levying a tax to pay. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1425](#) 45-II [Authorizing](#) and providing for the issuance of \$29,545,000 General Obligation Refunding Bonds, Series 2016B, and levying a tax to pay, approval of the Tax Exemption Certificate, Continuing Disclosure Certificate and Refunding Trust Agreement. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**
- [16-1426](#) 46. [Communication](#) from IMT Des Moines Marathon for approval of banner design to be placed at the start line on Locust Street between 3rd & 5th Street for the Principal 5K on October 16, 2016. **Moved by Moore to receive and file and approve placement of the banner. Motion Carried 6-1. Absent: Hensley.**
- [16-1427](#) 47. [Application](#) from Des Moines Oktoberfest requesting approval for a banner across The Depot Arch on 4th Street to promote the Oktoberfest event on September 22-25, 2016. **Moved by Moore to receive, file and approve banner placement. Motion Carried 6-1. Absent: Hensley.**
- [16-1428](#) 47-I [Approving](#) an exception to the procurement ordinance competitive RFP process for good

cause and accepting proposal of Ann Appleseth Communications, LLC to provide strategic communication plan consulting services, not to exceed \$50,000. ([Council Communication No. 16-485](#)) **Moved by Moore to approve. Motion Carried 6-1. Absent: Hensley.**

48. Bids from the following:

[16-1429](#) (A) [IPS](#) Group (Dave King, President) as sole area-wide distributor for monthly software support fees and transaction fees for credit card enabled meters to be used during fiscal year 2017 for use by the Traffic & Transportation Division, estimated annual cost \$60,000. ([Council Communication No. 16-452](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

[16-1430](#) (B) [Grainger](#) for blanket purchase orders of miscellaneous industrial supplies and equipment for fiscal year 2017 per State of Iowa Contract for use by the Public Works Department, estimated annual cost \$50,000. ([Council Communication No. 16-477](#)) **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

[16-1431](#) (C) [Construction](#) Materials, Inc. (Dick Galligan, President) to furnish joint and crack sealant, \$32,200 and Star Equipment (Bruce Bowman, President) to furnish detackifier, \$50,806 for an annual contract with two (2) additional one-year renewal options for use by the Public Works Department. (Five potential bidders, four received). **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

[16-1432](#) 49. [Civil](#) Service Entrance List for Plant Mechanic and Promotional List for Senior Plumbing Inspector. **Moved by Moore to receive and file. Motion Carried 6-1. Absent: Hensley.**

[16-1433](#) 50. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of August 22, 29, and September 5, 2016; and to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of August 22, 29, and September 5, 2016 and to draw checks for biweekly payroll due on September 2, 2016. **Moved by Moore to adopt. Motion Carried 6-1. Absent: Hensley.**

ORDINANCES - FINAL CONSIDERATION

[16-1434](#) 51. [Amending](#) Chapter 70 of the Municipal Code regarding specified crime property. **Moved by Moore that this ordinance do now pass, [#15,502](#). Motion Carried 6-1. Absent: Hensley.**

ORDINANCES - SECOND CONSIDERATION

- [16-1435](#) 52. **Granting** right-of-way to Des Moines and Knoxville Railroad Company on Elm Street, and granting to the grantees, successors and assigns of said company the rights vested in it by said ordinance as hereby amended. **Moved by Moore that this ordinance be considered and given second vote for passage. Motion Carried 6-1. Absent: Hensley.**

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

ORDINANCES - FIRST CONSIDERATION

- [16-1436](#) 53. **Amending** Chapter 114 of the Municipal Code for installation of a stop sign for eastbound Robertson Drive at 51st Street. ([Council Communication No. 16-468](#)) **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- [16-1437](#) (A) Final consideration of ordinance above, requires six votes. **Moved by Hensley 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, [#15,503](#). Motion Carried 7-0.**

COUNCIL REQUESTS

- [16-1438](#) 54. **From** Council Member Christine Hensley for discussion regarding increased pedestrian traffic downtown and being proactive in planning. **Moved by Hensley to receive and file comments and to refer to the City Manager and Traffic and Transportation for review and recommendation on an ordinance requiring developers to provide a pedestrian walkway around projects. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [16-1439](#) 55. **From** Aaron Jorgensen-Briggs, 1301 8th Street, to speak regarding evictions of homeless camps. **Moved by Gatto to receive and file comments; refer to the City Manager to provide Patrick Stall a copy of the eviction procedures. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 56 THRU 62)

- [16-1440](#) 56. **On** conveyance of a permanent easement for public pedestrian way at 7401 SW 9th Street. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [16-1441](#) 57. **On** petition to establish the Roosevelt Cultural District Self-Supported Municipal Improvement District, (SSMID). ([Council Communication No. 16-475](#)) **Moved by Hensley to adopt; refer to the City Manager to provide the percentage of the City that is operating under a SSMID. Motion Carried 7-0.**
- [16-1442](#) 58. **On** assessment of \$500 penalties to the following liquor license holders for violation of Iowa Alcoholic Beverage Laws, sales to minors: **Moved by Gatto to adopt. Motion Carried 7-0.**
- (A) Walgreens #5362, 1330 E. University Avenue.
 - (B) Twisted Pizzeria, 1409 23rd Street.
 - (C) Goodsons, 2815 Beaver Avenue, Ste. 102.
 - (D) Chicago Style Bar & Grill, 910 Hull Avenue.
 - (E) Des Moines Yacht Club, 2617 Ingersoll Avenue.
 - (F) Royal Mile, 210 4th Street.
 - (G) Casey's #2922, 3501 E. 14th Street.
 - (H) Waverly, 2120 Ingersoll Avenue.

59. On the following bond issues (award of the sale of bonds will be on August 31, 2016 at 4:00 PM): ([Council Communication No. 16-483](#))

[16-1443](#) (A) Not to exceed \$5,400,000 Stormwater Management Utility Revenue Bonds, Series 2016C (new money CIP portion). **Moved by Moore to adopt. Motion Carried 7-0.**

[16-1444](#) (1) Authorization for additional action. **Moved by Moore to adopt. Motion Carried 7-0.**

[16-1445](#) (B) Not to exceed \$9,400,000 Stormwater Management Utility Revenue Bonds, Series 2016C (current refunding portion). **Moved by Gray to adopt. Motion Carried 7-0.**

[16-1446](#) (1) Authorization for additional action. **Moved by Gray to adopt. Motion Carried 7-0.**

[16-1447](#) (C) Not to exceed \$10,900,000 of Stormwater Management Utility Revenue Refunding Bonds, Series 2016D. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1448](#) (1) Authorization for additional action. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1449](#) (D) Directing the advertisement for sale of \$13,925,000 (amount subject to change) Stormwater Management Utility Revenue Bonds, Series 2016C and \$9,720,000 (amount subject to change) Stormwater Management Utility Revenue Refunding Bonds, Series 2016D and approving electronic bidding procedures and Official Statement. **Moved by Gatto to adopt. Motion Carried 7-0.**

[16-1450](#) 60. On 7th & Center Park and Ride Facility Rehabilitation: Resolution approving plans, specifications, form of contract documents, Engineer's Estimate and designating lowest responsible bidder as The Kenwood Company (John Naughter, President/CEO), \$214,450. ([Council Communication No. 16-455](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1451](#) (A) Approving contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

[16-1452](#) 61. On Fire Station No. 5 and No. 9 Reroofing: Resolution approving plans, specifications, form of contract documents, Engineer's Estimate and designating lowest responsible bidder as Southern Minnesota Urethanes, LLC (Steven W. Popplewell, President/Owner), \$128,800. ([Council Communication No. 16-458](#)) **Moved by Gray to adopt. Motion Carried 7-0.**

[16-1453](#)

(A) [Approving](#) contract and bond. **Moved by Gray to adopt. Motion Carried 7-0.**

[16-1454](#)

62. [On](#) Scott Avenue Closure at BNSF Railroad Crossing: Resolution approving plans, specifications, form of contract documents, Engineer's Estimate and designating lowest responsible bidder as Absolute Concrete Construction, Inc. (Matt Triggs, President), \$72,738.75. ([Council Communication No. 16-463](#)) **Moved by Gatto to adopt. Motion Carried 6-1. Nays: Moore.**

[16-1455](#)

(A) [Approving](#) contract and bond, and permission to sublet. **Moved by Gatto to adopt. Motion Carried 6-1. Nays: Moore.**

****END HEARINGS AT 5:29 PM****

[16-1456](#)

MOTION TO ADJOURN. **Moved by Gray to adjourn at 5:29 PM. Motion Carried 7-0.**

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