



*** 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 '19-' 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, City Council Chambers
400 Robert D. Ray Drive
Des Moines, Iowa 50309

June 24, 2019
4:30 PM

CLOSED SESSION – 3:30PM – City Manager's Office

- [19-0955](#) (A) Roll Call. **Present: Boesen, Gatto, Gray, Mandelbaum and Westergaard. Absent: Cownie and Coleman. Council Member Coleman entered during item B. Council Member Mandelbaum participated via phone.**
- [19-0956](#) (B) 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 Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0957](#) (C) Closed Session.
- [19-0958](#) (D) Terminate closed session and reconvene in open session. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0959](#) (E) Motion to adjourn. **Moved by Gatto to adjourn at 3:57 PM. Motion Carried 6-1. Absent: Cownie.**

INVOCATION: Council Member Westergaard

- [19-0960](#) 1. **ROLL CALL: Present: Boesen, Coleman, Gatto, Gray, Mandelbaum and Westergaard. Absent: Cownie. Council Member Mandelbaum participated via phone.**
- [19-0961](#) 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0962](#) 3. **APPROVING CONSENT AGENDA * – items 3 through 49: Moved by Boesen to adopt the balance of the Consent Agenda. Motion Carried 6-1. Absent: Cownie.**

***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

- [19-0963](#) 4. **Approving Alcoholic Beverage License Applications for the following: Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie. Council Member Coleman votes No on items I, T, DD, FF, JJ and KK. Council Member Gatto declares a conflict of interest and abstains from voting on item S.**

NEW APPLICATIONS

(A)	EL VALLE TIENDA MEXICANA	101 ARMY POST RD	C Beer
(B)	VETERANS MEMORIAL	833 5TH AVE	C Liquor

RENEWAL APPLICATIONS

(C)	1ST STOP BEVERAGE SHOP	2839 E UNIVERSITY	E Liquor
(D)	AKEBONO RESTAURANT	215 10TH ST	C Liquor
(E)	BERK AND CHESTERS	5800 FLEUR DR	C Liquor
(F)	BIG ALS BBQ & CATERING	1810 ARMY POST RD	C Liquor
(G)	BLANK GOLF COURSE	711 COUNTY LINE	C Liquor
(H)	BLANK PARK ZOO	7401 SW 9TH ST	C Liquor
*(I)	BROTHER MART	4121 SE 14TH ST	C Beer
(J)	BUBBA - SOUTHERN	200 10TH ST	C Liquor
(K)	BUFFALO WILD WINGS	4345 MERLE HAY RD	C Liquor
(L)	BUTCHERS BBQ & BREWS	300 W MLK JR PKWY	C Liquor
(M)	CASEYS #2676 *(1)	2106 ECHO VALLEY	C Beer
(N)	CVS PHARMACY #10329	2303 MERLE HAY RD	E Liquor
(O)	DES MOINES PLAYHOUSE	831 42ND ST	C Liquor
(P)	DRUGTOWN WINE & SPIRITS	4100 UNIVERSITY	E Liquor
(Q)	EL PALOMINO	3116 E 14TH ST	C Beer
(R)	EXILE BREWING COMPANY	1514 WALNUT ST	C Liquor
*(S)	FORTE BANQUET	615 3RD ST	C Liquor

* (T)	GIT N GO STORE #11	3940 E 29TH ST	C Beer
(U)	HOLIDAY INN DOWNTOWN	1050 6TH AVE	B Liquor
(V)	HUSH	216 COURT AVE	C Liquor
(W)	HY VEE FOOD STORE #4	4605 FLEUR DR	E Liquor
(X)	HY VEE FOOD STORE #5	1107 E ARMY POST	E Liquor
(Y)	KELLYS LITTLE NIPPER	1701 E GRAND AVE	C Liquor
(Z)	LOCUST TAP	434 E LOCUST ST	C Liquor
(AA)	MASTER JACKS	3000 E GRAND AVE	C Liquor
(BB)	PORTERMILL	5800 FLEUR DR	C Liquor
(CC)	PRINCIPAL FINANCIAL	750 PARK ST	C Liquor
* (DD)	ROYAL FOOD	1443 2ND AVE	E Liquor
(EE)	SCIENCE CENTER OF IOWA	401 W MLK JR PKWY	C Liquor
* (FF)	SMOKIN JOES #20	3019 SE 14TH ST	C Beer
(GG)	SOUTH TOWN TAP	3803 SW 9TH ST	C Liquor
(HH)	SOUTHSIDE EVENT CENTER	900 E ARMY POST RD	C Liquor
(II)	SPLASH SEAFOOD BAR	303 LOCUST ST	C Liquor
* (JJ)	TIPSY CROW TAVERN	102 3RD ST	C Liquor
* (KK)	TOBACCO HUT + US GAS *(1)	3000 SW 9TH ST	E Liquor
(LL)	WAKONDA CLUB	3915 FLEUR DR	C Liquor

TRANSFER TO NEW LOCATION

(MM) CAMPBELLS CONCESSIONS 3000 E GRAND AVE B Beer

Temporary to the Grandstand for Goodguys Speedway Motors Heartland Nationals on July 5 – 7, 2019.

SPECIAL EVENT APPLICATIONS

(NN) BEER COE 493 12TH ST Five (5) Day License

Class B Beer License for Thursday Food Truck Event on July 4, 2019. Pending approval of Building Department.

(OO) BUD TENT 3000 E GRAND AVE Five (5) Day License

Class B Beer License for Goodguys Speedway Motors Heartland Nationals on July 5 – 7, 2019.

(PP) DRAKE UNIVERSITY 2719 FOREST AVE C Beer/Wine

Fourteen Day Special Class C Liquor License (Beer/Wine) for Menace Soccer Games on June 29 – July 11, 2019.

(QQ) DRAKE UNIVERSITY 2719 FOREST AVE Fire (5) Day License

Special Class C Liquor License (Beer/Wine) for Menace Soccer Games on July 13, 2019. Pending approval of Fire Department.

(RR) FIRST FLEET CONCERTS 2201 GEORGE FLAGG Five (5) Day License

Class C Liquor License for Brett Young concert on June 28, 2019.

(SS) FIRST FLEET CONCERTS 2201 GEORGE FLAGG Five (5) Day License

Class C Liquor License for Des Moines Symphony concert on July 14, Stuts concert on July 15 and Chase Rice concert on July 18, 2019.

(TT) GIRLS CATERING 615 3RD ST Five (5) Day License
Special Class C Liquor License (Beer/Wine) for Books for Belize on June 27, 2019. Pending approval of Electrical and Fire Departments.

(UU) GREATER DSM MUSIC 1418 GRAND AVE Five (5) Day License
Class C Liquor License for 80-35 Music Festival on July 12 – 13, 2019. Pending approval of Building Department.

(VV) GREATER DSM MUSIC 1307 LOCUST ST Five (5) Day License
Special Class C Liquor License (Beer/Wine) for 80-35 Music Festival on July 12 – 13, 2019. Pending approval of Building Department.

(WW) GREATER DSM MUSIC 1300 GRAND AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for 80-35 Music Festival on July 12 – 13, 2019. Pending approval of Building Department.

(XX) GRUMPY GOAT TAVERN 1303 WALNUT ST Five (5) Day License
Class B Beer License for Wheels on Walnut on July 3, 2019. Pending approval of Building Department.

(YY) IOWA TAPROOM 215 E 3RD ST Five (5) Day License
Class C Liquor License for Moonlight Classic on July 13, 2019.

(ZZ) SALISBURY HOUSE 4025 TONAWANDA DR Five (5) Day License
Special Class C Liquor License (Beer/Wine) for concert on July 14, 2019.

(AAA) WARREN MORROW LATIN 520 ROBERT D RAY DR Five (5) Day License
Class B Beer License for music festival on July 20, 2019.

- [19-0964](#) 5. [City](#) Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

PUBLIC IMPROVEMENTS

- [19-0965](#) 6. [Approving](#) exception to request for proposals process for good cause and approving Professional Services Agreement with Walker Parking Consultants/Engineers, Inc. d/b/a/ Walker Consultants, for the on-street parking technology implementation, not to exceed \$95,000. ([Council Communication No. 19-286](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

- [19-0966](#) 7. [Approving](#) Change Order No. 1 with Jasper Construction Services, Inc. for additional work on 2019 Roadway Reconstruction, \$322,024.60. ([Council Communication No. 19-283](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

8. Approving Private Construction Contract between the following:

[19-0967](#) (A) [McAninch](#) Corporation and SW7 Flats, LLC for Storm Sewer Improvements in 400 SW 7th Street. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0968](#) (B) [TK](#) Concrete, Inc. and Des Moines Independent Community School District for Paving Improvements in 5301 Grand Avenue. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0969](#) (C) [Concrete](#) Technologies, Inc. and Bell Avenue Properties for Paving Improvements in SW McKinley Avenue and SW 63rd Street. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0970](#) (D) [Corell](#) Contractor, Inc. and Kwik Trip, Inc. for Storm Sewer Improvements in 4101 Hubbell Avenue. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

9. Approving completion and acceptance of private construction contracts for the following:

[19-0971](#) (A) [Storm](#) Sewer Improvements, Birdland Vista, between McAninch Corporation and Birdland Vista LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0972](#) (B) [Paving](#) Improvements, Woods of Copper Creek Plat 4, between Concrete Technologies, Inc. and HDR Land Development, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0973](#) (C) [Sanitary](#) Sewer Improvements, Woods of Copper Creed Plat 3, between Team Excavating, Inc. and HDR Land Development, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0974](#) (D) [Sanitary](#) Sewer Improvements, Carman Estates Plat 6, between Team Excavating, Inc. and Jerry's Homes, Inc. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0975](#) (E) [Sanitary](#) Sewer Improvements, Woods of Copper Creek Plat 4, between Team Excavating, Inc. and HDR Land Development, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0976](#) (F) [Sanitary](#) Sewer Improvements, Birdland Vista, between McAninch Corporation and Birdland Vista LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-0977](#) (G) [Paving](#) Improvements, Bridge District, between Alliance Construction Group, LLC and Bridge District Townhomes, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

- [19-0978](#) (H) [Paving](#) Improvements, Krause Gateway Center, between Corell Contractor, Inc. and Linden Street Investments, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0979](#) (I) [Signals](#) Improvements, between Baker Electric, Inc. and 7th & Grand Ramp Developer, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0980](#) 10. [Communication](#) from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
11. Accepting completed construction and approving final payment for the following:
- [19-0981](#) (A) [2018](#) Parking Garage Repair Program, Western Waterproofing Company, Inc. d/b/a Western Specialty Contractors. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0982](#) (B) [2018](#) Brick Sidewalk Repair and Improvements, Minturn, Inc. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0983](#) (C) [Sheet](#) Pile Retaining Wall Repair on Trestle to Trestle Trail, East of Beaver Avenue, Herberger Construction Company, Inc. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0984](#) (D) [Polk](#) Boulevard Reconstruction from Grand Avenue to I-235, OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

SPECIAL ASSESSMENTS

- [19-0985](#) 12. [Levying](#) Assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2019-06. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

LAND/PROPERTY TRANSACTIONS

- [19-0986](#) 13. [Acceptance](#) of subdivision improvements bond and conditional approval of final subdivision plat for Southwoods Estates Plat 1, vicinity of 3800 SW 56th Street. ([Council Communication No. 19-281](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0987](#) 14. [Acceptance](#) of subdivision improvements bond and conditional approval of final subdivision plat for Woods on the River Plat 10, vicinity of Whispering Ridge Drive and River Ridge Road. ([Council Communication No. 19-282](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [19-0988](#) 15. [Communication](#) from Shelley Bain advising of her resignation from the Greater Des Moines Sister Cities Commission, Seat 3, effective immediately. **Moved by Boesen to receive, file and accept resignation with appreciation for her service. Motion Carried 6-1. Absent: Cownie.**
- [19-0989](#) 16. [Recommendation](#) from Mayor T.M. Franklin Cownie to appoint Jake Grothoff to the Sister Cities Commission, Seat 3, for the five-year term commencing April 28, 2017 to April 28, 2022. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [19-0990](#) 17. [Regarding](#) request from Schimberg Company of Iowa Property, LLC for vacation of east/west alley right-of-way north of and adjoining 4060 Dixon Street, to allow for assemblage with the adjoining property for construction of an addition to the existing building, subject to conditions. **Moved by Boesen to receive and file the attached communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division. Motion Carried 6-1. Absent: Cownie.**

SETTING DATE OF HEARINGS

- [19-0991](#) 18. [On](#) approval of documents for conveyance of excess City-owned property at 1500 Maury Street to Comiskey Glass & Glazing Company, \$215,000, (7-15-19). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0992](#) 19. [On](#) approval of documents for conveyance of excess City-owned property locally known as 2516, 2600, 2605 and 2607 Sunset Road to Iowa Pacific Processors, Inc. for \$162,900 and granting an option to purchase excess real property locally known as 2700, 2708, District/Parcel 010/05246-000-000, 2720 and portions of 2707 and 2715 Sunset Road to Iowa Pacific Processors, Inc., \$1,000, (7-15-19). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0993](#) 20. [On](#) proposed 2019 Analysis of Impediments to Fair Housing for the U.S. Department of Housing and Urban Development (HUD) Consolidated Plan, (8-5-19). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0994](#) 21. [On](#) proposed lease with Employer's Mutual Casualty Company for office space in the parking garage property at 750 Mulberry Street, (7-15-19). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [19-0995](#) 22. [Approving](#) payment to Ahlers & Cooney, PC regarding legal services. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0996](#) 23. [Approving](#) payment to Belin McCormick Law Firm regarding environmental issues. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0997](#) 24. [Approving](#) payment to Community Lawyers of Iowa, PLC for services related to acting as Guardian Ad Litem. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
25. Approving payment for the property claim to Progressive as subrogee for the following:
- [19-0998](#) (A) [Sha](#) P. Moo. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-0999](#) (B) [Joan](#) and John Wetherell. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1000](#) 26. [Approving](#) payment of billings from the Shuttleworth & Ingersoll Law Firm. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1001](#) 27. [Approving](#) retention of outside counsel for Des Moines Police Officer Kyle Thies. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

APPROVING

- [19-1002](#) 28. [Authorizing](#) partial release of judgment lien against 1828 11th Street. ([Council Communication No. 19-280](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1003](#) 29. [Issuance](#) of a Certificate of Completion to 111 East Grand, LLC for the mixed-use building at 111 E. Grand Avenue. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1004](#) 30. [Option](#) to extend Municipal Parking Facilities Management Services Agreement with ABM Parking Services, Inc. ([Council Communication No. 19-290](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1005](#) 31. [Consent](#) of City to Collateral Assignment of Development Agreement from Bell Avenue Properties, Inc. to Bankers Trust Company, as security for financing the construction of the new office, production and warehouse facility for the Waldinger Corporation. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

- [19-1006](#) 32. [Iowa](#) Department of Transportation (IDOT) Agreement for maintenance of State primary roads within the City of Des Moines and for Emergency Maintenance of State of Iowa Owned Traffic Signals from July 1, 2019 to June 30, 2020. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1007](#) 33. [Authorization](#) to resubmit a Revitalize Iowa’s Sound Economy (RISE) Grant application to the Iowa Department of Transportation (IDOT) for the Airport Authority SW 28th Street Extension Project. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
34. Resolutions to amend Roll Call 19-041, dated March 11, 2019:
- [19-1008](#) (A) [Approving](#) issuance of \$84,815,000 General Obligation Bonds, Series 2019A levying a tax for payment, approving the Tax Exemption Certificate and the Continuing Disclosure Certificate. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1009](#) (B) [Approving](#) issuance of \$2,405,000 Taxable General Obligation Bonds, Series 2019B, levying a tax for payment, and approving the Continuing Disclosure Certificate. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1010](#) 35. [Annual](#) insurance renewal for July 1, 2019/20 – Property and Casualty Insurance. ([Council Communication No. 19-273](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1011](#) 36. [Approving](#) donation to Polk Soil & Water Conservation District for the cooperative purchase of a deep core aerator. ([Council Communication No. 19-296](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1012](#) 37. [Agreement](#) with Waukee Community School District regarding Aspiring Professional Experience (APEX) student volunteers for park projects. ([Council Communication No. 19-272](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1013](#) 38. [Escrow](#) Agreement for private contribution to costs of street lighting on High Street adjoining 1525 High Street. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1014](#) 39. [Memorandum](#) of Agreement between U.S. Fish and Wildlife Service, U.S. Army Corps of Engineers, Iowa Department of Natural Resources, Polk County Conservation Board and the City of Des Moines to establish the Greater Des Moines Urban Wildlife Conservation Partnership. ([Council Communication No. 19-269](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

- [19-1015](#) 40. [Submittal](#) of Hazard Mitigation Grant Program (HMGP) Application and request to the Federal Emergency Management Agency (FEMA) for Proposed Voluntary Hazard Mitigation Acquisition Buyout and Demolition Project. ([Council Communication No. 19-291](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
41. Abatement of public nuisances at the following:
- [19-1016](#) (A) [2229](#) Elizabeth Avenue. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1017](#) (B) [1533](#) Walker Street. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1018](#) (C) [1228](#) Dixon Street. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1019](#) (D) [251](#) Astor Street. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1020](#) 42. [Release](#) of fire escrow at 5631 SW 5th Place. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1021](#) 43. [Amendment](#) to Schedule of Fees for Chapter 34, Cemeteries. ([Council Communication No. 19-271](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1022](#) 43-I [Good](#) cause to exempt procurement of copier equipment and services, from bidding requirements and approval of amendment to agreement with KB Solution (Koch Brothers), for renewal of agreement. ([Council Communication No. 19-298](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
44. Purchases from the following:
- [19-1023](#) (A) [Sutphen](#) Corporation (Thomas Sutphen, President) for two (2) replacement pumping fire apparatus trucks per Houston-Galveston Area Council (HGAC) Contract for use by the Fire Department, \$1,300,000. ([Council Communication No. 19-295](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1024](#) (B) [Rhiner's](#) Plumbing Co. Inc. (Dixie Rhiner, Owner/President) for water service stop box relocation services for use by the Public Works Department, \$65,550. (Seven potential bidders, two received). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

- [19-1025](#) (C) [Hutchinson](#) Salt Co. (Larry Bingham, President) for joint purchase along with the City of West Des Moines, Polk County and 25 other public entities representing the Central Iowa Salt Group (CISG) for rock salt and Central Salt LLC (Thomas Peterson, President) for delivery to the City of Des Moines Public Works Supply Yard for use by the Public Works Department, total cost \$987,510. (Seven potential bidders, four received). ([Council Communication No. 19-279](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1026](#) (D) [AP/M](#) Permaform (Bill Shook, President) for high-strength grout products (for use with previously purchased sewer manhole rehabilitation equipment) to be used during fiscal year 2019 for use by the Public Works Department, additional cost \$45,000. ([Council Communication No. 19-275](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1027](#) (E) [AP/M](#) Permaform (Bill Shook, President) for non-competitive procurement of blanket purchase order for high-strength grout products (for use with previously purchased sewer manhole rehabilitation equipment) to be used during fiscal year 2020 for use by the Public Works Department, estimated annual cost \$100,000. ([Council Communication No. 19-278](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1028](#) (F) [Menards](#) for blanket purchase order for miscellaneous building materials and supplies to be purchased during fiscal year 2020 per State of Iowa Contract for use by the Public Works Department, estimated annual cost \$120,000. ([Council Communication No. 19-277](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1029](#) 45. [Civil](#) Service Entrance Lists for Park Planner, Wastewater Operator Specialist, Communications Specialist, Fire Fighter, Electrician, Park and Recreation Field Coordinator and Plumber and Promotional list for Senior Building Equipment Operator. **Moved by Boesen to receive and file. Motion Carried 6-1. Absent: Cownie.**
- [19-1030](#) 46. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of June 24, July 1, and July 8, 2019; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of June 24, July 1 and July 8, 2019; and to draw checks for biweekly payroll due July 5, 2019. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

ORDINANCES - FINAL CONSIDERATION

- [19-1031](#) 47. [On](#) vacation of a portion of the east-west alley right-of-way located south of and adjoining 319 7th Street. **Moved by Boesen that this ordinance do now pass, [#15,783](#). Motion Carried 6-1. Absent: Cownie.**
- [19-1032](#) 48. [On](#) vacation of portions of Walnut Street right-of-way and 10th Street right-of-way all adjoining 1000 Walnut Street. **Moved by Boesen that this ordinance do now pass, [#15,784](#). Motion Carried 6-1. Absent: Cownie.**

ORDINANCES - SECOND CONSIDERATION

- [19-1033](#) 49. On vacation of portion of Maine Street right-of-way located east of and adjoining 100 Indiana Avenue. **Moved by Boesen that this ordinance be considered and given second vote for passage. Motion Carried 6-1. Absent: Cownie.**

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

ORDINANCES - FIRST CONSIDERATION

- [19-1034](#) 50. Amending Chapter 114 of the Municipal Code regarding snow routes. (Council Communication No. 19-276) **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Cownie.**

- [19-1035](#) (A) Final consideration of ordinance above (waiver requested by the City Manager), 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, #15,785. Motion Carried 6-1. Absent: Cownie.**

COMMUNICATIONS/REPORTS

- [19-1036](#) 51. From Stewart Cott, 3937 Columbia Street, to speak regarding enforcement of fireworks ordinances. **Moved by Gatto to receive and file documents and comments. Motion Carried 6-1. Absent: Cownie.**

- [19-1037](#) 52. From Michael Patrick Doyle, 6201 Franklin Avenue, to speak regarding tiny homes, homeless camps and homelessness in Des Moines. **Moved by Coleman to receive and file comments. Mr. Doyle did not appear. Motion Carried 6-1. Absent: Cownie.**

- [19-1038](#) 53. From Joe Grandanette, 6215 Gordon Avenue, to speak regarding DMU, 1¢ Sales Tax and streets and sewers. **Moved by Coleman to receive and file comments. Motion Carried 6-1. Absent: Cownie.**

[19-1039](#)

54. ~~From~~ Henry Schnackel, 3851 Sage Street, to speak regarding change to type of trailer allowed for dumping yard waste at the Harriet Street facility. **Moved by Westergaard to receive and file comments and refer to the City Manager for review and recommendation. Motion Carried 6-1. Absent: Cownie. Original motion – Moved by Coleman to receive and file. Mr. Schnackel did not appear. Motion Carried 6-1. Absent: Cownie. Motion to reconsider – Moved by Coleman to reconsider. Motion Carried 6-1. Absent: Cownie.**

WITHDRAWN

[19-1040](#)

55. ~~From~~ Sterling Swank, 2925 Brattleboro, to speak regarding noise violations near student housing at Drake.

56. Number not used.

APPROVING

57. Items regarding appeal of Technology Management Corporation, of the RFP Evaluation and Selection Committee recommendation for award of contract for Information Technology Assessment and Roadmap Consultant Services to Lightedge Solutions Inc.: ([Council Communication No. 19-274](#))

[19-1041](#)

- (A) [Affirming](#) the Hearing Officer's report, which overruled the appeal, and approving award of contract to Lightedge Solutions Inc. and authorizing the City Manager to negotiate a contract. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**

OR

WITHDRAWN

[19-1042](#)

- (B) ~~[Overruling](#) the Hearing Officer's report, which overruled the appeal, and rejecting the Committee's recommendation and directing the Committee to reconvene to reevaluate the proposals.~~

[19-1043](#)

58. [Post](#) Bid General Contractor Quality Assurance Questionnaire Policy. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**

59. Items regarding the Downtown Des Moines Self-Supported Municipal Improvement District, (SSMID):

[19-1044](#)

- (A) [Approving](#) the Operating Agreement. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-1045](#)

- (B) [Approving](#) Parking Garage Service Agreement. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**

- [19-1046](#) (C) [Approving](#) Maintenance for Principal Riverwalk, Hansen Triangle, Western Gateway Park and MLK Jr. Parkway and exemption from the Procurement Ordinance requirements. ([Council Communication No. 19-270](#)) **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1047](#) 60. [Draft](#) proposal for Euclid Avenue (U.S. Highway 6) Lane Reduction Pilot Project and direct staff to submit proposal to the Iowa Department of Transportation (IDOT) for review and approval. ([Council Communication No. 19-284](#)) **Moved by Westergaard to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1048](#) 61. [Creation](#) of Invest DSM, Inc., receiving Articles of Incorporation and Bylaws and appointing board members. ([Council Communication No. 19-297](#)) **Moved by Boesen to adopt; refer to the City Manager to develop an information sheet regarding this program and other similar programs offered, periodically report to the Council on progress and benchmarks, to designate co-chairs from the City and from Polk County and each year to rotate through the Ward Council Members as alternates. The City Manager to provide input on how the City can publicly recognize Polk County for their support of the program. Motion Carried 6-1. Absent: Cownie.**

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 62 THRU 70)

- [19-1049](#) 62. [On](#) approval of documents for conveyance of excess City-owned property located north of and adjoining 601 Kenyon Avenue to McKayla D. Sloan and Caleb Sloan, \$100.00. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1050](#) 63. [On](#) approval of documents for conveyance of excess City-owned property adjoining 2509 Sunset Road to the Jan Miller Straub Revocable Trust, \$7,800. **Moved by Mandelbaum to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1051](#) 64. [On](#) honorary naming of a segment of Rollins Street between 41st and 42nd Street, to the name of “John Viars Street”. **Moved by Westergaard to adopt. Motion Carried 6-1. Absent: Cownie.**
65. Items regarding request from We Can Build It, LC, (owner) regarding renovation of the existing Franklin Jr. High School, at 4801 Franklin Avenue, continued from May 20, 2019:
- [19-1052](#) (A) [To](#) amend the existing PlanDSM Creating Our Tomorrow Plan future land use designation from Neighborhood Mixed Use within a Neighborhood Node to Community Mixed Use within a Neighborhood Node. **Moved by Boesen to adopt and approve the proposed amendment. Motion Carried 6-1. Absent: Cownie.**

- [19-1053](#) (B) [Hearing](#) to rezone the property from Ltd. “C-1” (Neighborhood Retail Commercial) to “PUD” (Planned Unit Development). **Moved by Boesen to adopt; refer to the City Manager for review and recommendation regarding signage for the project. Motion Carried 6-1. Absent: Cownie.**
- [19-1054](#) (C) [First](#) consideration of rezoning ordinance above. **Moved by Boesen that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Cownie.**
- WITHDRAWN
[19-1055](#) (D) ~~[Final](#) consideration of rezoning ordinance above (waiver requested by the applicant), (Six affirmative votes required for approval).~~
- [19-1056](#) (E) [Communication](#) from Larry James, Jr., regarding Franklin Jr. High rezoning. **Moved by Boesen to receive and file. Motion Carried 6-1. Absent: Cownie.**
- [19-1057](#) 66. [On](#) 9th and Locust Parking Garage Electrical Improvements: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Price Industrial Electric, Inc. (Jeremy Price, President/CFO), \$546,560. ([Council Communication No. 19-292](#)) **Moved by Mandelbaum to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1058](#) (A) [Approving](#) contract and bond. **Moved by Mandelbaum to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1059](#) 67. [On](#) 47th and Holcomb Storm Sewer Improvements: Resolution approving plans, specifications, form of contract documents, and Engineer’s estimate and designating lowest responsible bidder as S.M. Hentges & Sons Inc. (Steven M. Hentges, President), \$5,948,907.50. ([Council Communication No. 19-289](#)) **Moved by Gray to adopt; refer to the City Manager to revisit protocols for use of the pump during repairs and to communicate with the residents. Motion Carried 6-1. Absent: Cownie.**
- [19-1060](#) (A) [Approving](#) contract and bond and permission to sublet. **Moved by Gray to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1061](#) 68. [On](#) 2019 PCC Pavement Patching Program: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Iowa Civil Contracting, Inc. (Randy D. Miller, President), \$1,626,280. ([Council Communication No. 19-287](#)) **Moved by Coleman to adopt. Motion Carried 6-1. Absent: Cownie.**
- [19-1062](#) (A) [Approving](#) contract and bond. **Moved by Coleman to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-1063](#) 69. **On** Market District Sanitary Pump Station: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Minturn, Inc. (Clinton M. Rhoads, President), \$878,950. ([Council Communication No. 19-293](#)) **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-1064](#) (A) **Approving** contract and bond and permission to sublet. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Cownie.**

70. Items regarding sidewalks:

[19-1065](#) (A) **On** 2019 Neighborhood Sidewalk Program: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Ti-Zack Concrete, Inc. (Steve J. Rutt, President), \$594,965. ([Council Communication No. 19-288](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-1066](#) (1) **Communications** regarding proposed sidewalks. **Moved by Boesen to receive and file. Motion Carried 6-1. Absent: Cownie.**

[19-1067](#) (B) **Approving** contract and bond. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-1068](#) (C) **Communication** from Council Member Coleman regarding sidewalks. **Moved by Boesen to receive and file. Motion Carried 6-1. Absent: Cownie.**

[19-1069](#) (D) **Resolution** directing the City Manager to work expeditiously on three City sidewalk segments. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

(E) Items regarding the Fleur Drive reconstruction from George Flagg Parkway to Watrous Avenue:

[19-1070](#) (1) **Acceptance** of Real Estate documents from Wakonda Club for acquisition of property at 3915 Fleur Drive. ([Council Communication No. 19-294](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

[19-1071](#) (2) **Approving** Change Order No. 3 with Synergy Contracting, LLC, for additional work on Phase 1, Northbound Lanes, \$260,815.95. ([Council Communication No. 19-285](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Cownie.**

END HEARINGS AT 6:24 PM

[19-1072](#) MOTION TO ADJOURN. **Moved by Gatto to adjourn at 7:06 PM. Motion Carried 6-1. Absent: Cownie.**

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