



\*\*\* 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 '20-' 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**

February 10, 2020  
4:30 PM

I. **CLOSED SESSION – 3:30 PM, Lower Level Conference Room 1**

- [20-0200](#) (A) Roll Call. **Present: Cownie, Boesen, Gatto, Gray, Mandelbaum, Voss and Westergaard.**
- [20-0201](#) (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 upon roll call 7-0.**
- [20-0202](#) (C) Closed Session.
- [20-0203](#) (D) Terminate closed session and reconvene in open session. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0204](#) (E) Motion to adjourn. **Moved by Gatto to adjourn at 4:15 PM. Motion Carried 7-0.**

\* \* \* \* \*

**SPECIAL PRESENTATION – 4:15 PM**

From Metro Advisory Council to Chris Coleman

**PROCLAMATIONS – 4:15 PM**

Black History Month

Des Moines Arts in Education Day

[20-0205](#)

- 1. ROLL CALL: Present: Cownie, Boesen, Gatto, Gray, Mandelbaum, Voss and Westergaard.

[20-0206](#)

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

[20-0207](#)

- 3. APPROVING CONSENT AGENDA \* – items 3 through 37: Moved by Gatto 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**

[20-0208](#)

- 4. [Approving](#) Alcoholic Beverage License Applications for the following: Moved by Gatto to adopt. Motion Carried 7-0.

**RENEWAL APPLICATIONS**

(A)	CASEYS #3518 *(1)	1907 ARMY POST RD	E Liquor
(B)	COONEYS TAVERN	3708 BEAVER AVE	C Liquor
(C)	GIT N GO STORE #23	2930 HICKMAN RD	C Beer
(D)	IN & OUT MARKET	1829 6TH AVE	C Beer
(E)	MICHAELS PIZZA	2629 BEAVER AVE	C Beer/Wine
(F)	TOBACCO OUTLET #503 *(1)	400 EUCLID AVENUE	C Beer

**PUBLIC IMPROVEMENTS**

- 5. Ordering construction of the following:

[20-0209](#)

- (A) [2020](#) Traffic Signal Replacement Contract 1: Receiving of bids, (2-25-20), Setting date of hearing, (3-23-20). Engineer’s estimate, \$800,000. ([Council Communication No. 20-055](#)) Moved by Gatto to adopt. Motion Carried 7-0.

- [20-0210](#) (B) [M. L. King Jr. Parkway Rehabilitation from Hickman Road to Euclid Avenue](#): Receiving of bids, (2-25-20), Setting date of hearing, (3-23-20). Engineer's estimate, \$1,700,000. ([Council Communication No. 20-059](#)) **Moved by Gray to adopt. Motion Carried 7-0.**
- [20-0211](#) (C) [2020 Sidewalk Replacement Program](#): Receiving of bids, (2-25-20), Setting date of hearing, (3-23-20). Engineer's estimate, \$500,000. ([Council Communication No. 20-054](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0212](#) (D) [Public Works Salt Shed Expansion](#): Receiving of bids, (2-25-20), Setting date of hearing, (3-9-20). Engineer's estimate, \$1,380,000. ([Council Communication No. 20-061](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0213](#) 6. [Approving](#) exception to the request for proposal process for good cause and approving a Professional Services Agreement with RDG IA Inc. d/b/a RDG Planning & Design for Drake Park Shelter Renovation, not to exceed \$75,300. ([Council Communication No. 20-058](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0214](#) 7. [Communication](#) from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Gatto to adopt. Motion Carried 7-0.**
8. Accepting completed construction and approving final payment for the following:
- [20-0215](#) (A) [Parks and Trail Storm Water Repair Contract – Category G, RW Excavating Solutions, LC.](#) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0216](#) (B) [Riverview Park Improvements, Synergy Contracting, LLC.](#) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0217](#) (C) [Tower and Sheridan Park Restrooms, Trinity Construction Group, LLC.](#) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0218](#) (D) [Market District Sanitary Sewer, The Underground Company, Ltd.](#) **Moved by Gatto to adopt. Motion Carried 7-0.**

#### SPECIAL ASSESSMENTS

- [20-0219](#) 9. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2020-02. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0220](#) 10. [Deletion](#) of rental inspection assessment at 3400 Ravina Drive. **Moved by Gatto to adopt. Motion Carried 7-0.**

## LAND/PROPERTY TRANSACTIONS

- [20-0221](#) 11. [Approving](#) issuance of a Replacement Quit Claim Deed for vacated alley right-of way west of and adjoining 2206 E. 21<sup>st</sup> Street to Steve and Dody Osgood. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0222](#) 12. [Approving](#) tax abatement applications for the additional value added by improvements completed during 2019 (299 applications). ([Council Communication No. 20-065](#)) **Moved by Gatto to adopt., and to request that Polk County Assessor apply the tax abatement to the valuation existing on January 1, 2019, and the property taxes payable in FY2019/20. Motion Carried 7-0.**
- [20-0223](#) 13. [Authorization](#) to proceed with acquisition of the necessary property interests for the Evergreen Avenue Reconstruction Project. ([Council Communication No. 20-060](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

## BOARDS/COMMISSIONS/NEIGHBORHOODS

- [20-0224](#) 14. [Recommendation](#) from Mayor Cownie to reappoint Scott Bents to the Transportation Safety Committee, Seat 1, for a three-year term expiring December 31, 2022. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0225](#) 14-I [Recommendation](#) from Mayor Cownie to appoint Joel Ashbrenner to the Water Works Board of Trustees, Seat 5, for the term expiring April 1, 2021. **Moved by Gatto to adopt. Motion Carried 7-0.**

## SETTING DATE OF HEARINGS

- [20-0226](#) 15. [On](#) vacation of Fremont Street right-of-way between E. 14<sup>th</sup> and E. 15<sup>th</sup> Street, and E. 15<sup>th</sup> Street right-of-way between Fremont Street and E. University Avenue and conveyance to Des Moines Independent Community School District, (2-24-20). **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0227](#) 16. [On](#) correcting the vacation of portions of E. 4<sup>th</sup> Street, Des Moines Street and E. 5<sup>th</sup> Street right-of-way adjoining 415 and 421 Des Moines Street, and conveyance of a Corrected Permanent Easement for Subsurface Building Encroachment on City-owned property to 555 E Fourth Parking, LLC, (2-24-20). **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0228](#) 17. [On](#) conveyance of excess City-owned property located east of and south of and adjoining 2400 George Flagg Parkway to Groben Wine, LLC d/b/a Jasper Winery for \$53,300, (2-24-20). **Moved by Gatto to adopt. Motion Carried 7-0.**

18. On approval of a license agreement with Edmundson Art Foundation, Inc. d/b/a The Des Moines Art Center as follows: ([Council Communication No. 20-047](#))

[20-0229](#) (A) [Display](#) and maintenance of a sculpture and fountain at Hansen Triangle, (2-24-20).  
**Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0230](#) (B) [Display](#) and maintenance of a sculpture at Long Look Civic Gardens, (2-24-20).  
**Moved by Gatto to adopt. Motion Carried 7-0.**

#### LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

[20-0231](#) 19. [Approving](#) payment to Whitfield and Eddy Law for representation of Police Officer Kyle Thies. **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0232](#) 20. [Approving](#) payment to Ronald Sowden for a workers' compensation claim. **Moved by Gatto to adopt. Motion Carried 7-0.**

#### CITY MANAGER COMMUNICATIONS

[20-0233](#) 21. [Submitting](#) travel and training request for T.M. Franklin Cownie. ([Council Communication No. 20-045](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

#### APPROVING

[20-0234](#) 22. [Extension](#) of 28E Agreement with the Neighborhood Development Corporation (NDC). ([Council Communication No. 20-064](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0235](#) 23. [Amendment](#) to the Neighborhood Recognition Policy. ([Council Communication No. 20-048](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0236](#) 24. [City](#) initiation for rezoning of property at 1420 Mulberry Street from "P2" Public, Civic and Institutional District to "DX2" Downtown District. (Property is owned by Central Iowa Shelter and Services.) **Moved by Gatto to refer a request by Central Iowa Shelter & Services (owner), represented by Shelley Watkins (officer), to rezone property required for the shelter facility located at 1420 Mulberry Street, as shown in the attached map, from "P2" Public, Civic and Institutional District to "DX2" Downtown District, to the Community Development Department and Plan and Zoning Commission for review and recommendation at an upcoming Commission meeting as a City-initiated rezoning request. Motion Carried 7-0.**

[20-0237](#) 25. [Receipt](#) of letter from the Greater Des Moines Public Art Foundation regarding an upcoming project for art on DART bus shelters along the Sixth Avenue Corridor. **Moved by Gatto to receive and file. Motion Carried 7-0.**

- [20-0238](#) 26. [Amending](#) the Policy for Special Parking Permits in Conjunction with Street Use Events. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0239](#) 27. [Submission](#) of an application to the Iowa Department of Transportation (IDOT) for Volkswagen Settlement Environmental Mitigation Trust Grant and, in partnership with the National Biodiesel Foundation for Diesel Emissions Reduction Act (DERA) National Grants Program for City fleet vehicle and equipment replacements. ([Council Communication No. 20-051](#)) **Moved by Mandelbaum to adopt; refer to the City Manager to apply for an electric vehicle infrastructure grant. Motion Carried 7-0.**
- [20-0240](#) 28. [Payment](#) to Greater Des Moines Baseball Co. for installation of protective netting at Principal Park. ([Council Communication No. 20-046](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0241](#) 29. [Grant](#) to Des Moines Skywalk Association for implementation of enhanced safety and security, \$25,000. ([Council Communication No. 20-063](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0242](#) 30. [Supporting](#) the Des Moines Public Schools legislative priorities and authorizing the Mayor's acknowledgement of such support. **Moved by Boesen to adopt. Motion Carried 7-0.**
- [20-0243](#) 31. [Request](#) from Downtown Community Alliance, on behalf of Meredith Corporation, for approval of up to seven (7) banners to be displayed on seven (7) poles in downtown Des Moines between 15<sup>th</sup> and 18<sup>th</sup> Street beginning March 20, 2020. **Moved by Gatto to receive, file and approve. Motion Carried 7-0.**
32. Abatement of public nuisances at the following:
- [20-0244](#) (A) [3720](#) ML King Jr. Pkwy. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0245](#) (B) [110](#) E. 15<sup>th</sup> Street. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0246](#) (C) [1624](#) Carpenter Avenue. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0247](#) (D) [709](#) E. Euclid Avenue. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0248](#) (E) [1720](#) 7<sup>th</sup> Street. **Moved by Gray to adopt and receive and file comments. Refer to Legal to work with the owner and report back to Council. Motion Carried 6-1. Nays: Mandelbaum.**
- [20-0249](#) (F) [4131](#) Amherst Street. **Moved by Gatto to adopt. Motion Carried 7-0.**

33. Communication of fire escrow for the following:

[20-0250](#)

(A) [4001](#) E. 32<sup>nd</sup> Street. **Moved by Gatto to receive and file and to direct the City Attorney to bring legal action within one hundred eighty (180) days of certified mail notice dated January 24, 2020, if owner(s) has not demolished or renovated the structure. Motion Carried 7-0.**

[20-0251](#)

(B) [1107](#) Arthur Avenue. **Moved by Gatto to receive and file and to direct the City Attorney to bring legal action within one hundred eighty (180) days of certified mail notice dated November 22, 2019, if owner(s) has not demolished or renovated the structure. Motion Carried 7-0.**

34. Approving purchases from the following:

[20-0252](#)

(A) [Capital](#) City Equipment Co. (Mark Kruse, President) for five (5) replacement equipment trailers per Sourcewell Cooperative Contract for use by various City Departments, \$55,039.48. ([Council Communication No. 20-052](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0253](#)

(B) [Keltek](#) Inc. (Kelly Milligan, Owner and President) for various emergency vehicle equipment per State of Iowa Master Agreement, for use by the Police Department, \$176,156.59. ([Council Communication No. 20-050](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0254](#)

35. [Civil](#) Service entrance lists for Customer Service Representative, Public Works Operations Manager, Construction Inspections Supervisor, Parks & Recreation Supervisor and Public Works Customer Service Representative. **Moved by Gatto to receive and file. Motion Carried 7-0.**

[20-0255](#)

36. [Authorizing](#) Finance Director to draw checks on registers for the weeks of February 10 and 17, 2020; to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of February 10 and 17, 2020; and to draw checks for biweekly payroll due February 14, 2020. **Moved by Gatto to adopt. Motion Carried 7-0.**

#### **ORDINANCES - SECOND CONSIDERATION**

[20-0256](#)

37. [Amending](#) Chapter 114 of the Municipal Code regarding traffic regulation changes on Proposed parking restriction - E. Pleasant View Drive between South Union Street and SE 5<sup>th</sup> Street. **Moved by Gatto that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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

## ORDINANCES - FIRST CONSIDERATION

[20-0257](#)

38. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: ([Council Communication No. 20-057](#)) **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- (A) Code modifications related to the Gray's Station Plat 2 development.
- (B) Code modifications to match field conditions on 10<sup>th</sup> Street between Walnut and Mulberry Street.
- (C) Parking restrictions on 8<sup>th</sup> Street between Pleasant Street and Park Street.

[20-0258](#)

- (D) Final consideration of ordinance above, requires six votes. **Moved by Mandelbaum 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, #15,858. Motion Carried 7-0.**

[20-0259](#)

39. **Amending** Section 38-84.01, relating to administrative penalties for false fire alarms. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[20-0260](#)

- (A) **Final** consideration of ordinance above (waiver requested by the Fire Chief), 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, #15,859. Motion Carried 7-0.**

[20-0261](#)

40. **Amending** Sections 46-1, 46-5, 46-61, 46-62, 46-63, 46-65, 46-67, 46-68, 46-70, 46-279, 46-457, 46-469, 46-485, 46-487, 46-498, 46-510, 46-556, 46-581, and 46-582, by repealing Section 46-458, 46-484, and 46-486, and by adding and enacting new Sections 46-71, 46-72, 46-73, 46-441, 46-488, 46-489, 46-490, 46-522, 46-523, 46-584, 46-585 and 46-586, relating to fire prevention and protection. ([Council Communication No. 20-049](#)) **Moved by Boesen that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[20-0262](#)

- (A) **Final** consideration of ordinance above (waiver requested by the Fire Chief), requires six votes. **Moved by Boesen 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, #15,860. Motion Carried 7-0.**



[20-0263](#) 40-I [Amending](#) Chapter 26 of the Municipal Code by repealing and replacing Article II, Energy Code relating to the adoption of the 2018 edition of the State of Iowa Energy Code. ([Council Communication No. 20-049](#)) **Moved by Mandelbaum to table until the State adopts the 2018 Energy Code. Motion Carried 6-1. Nays: Gatto.**

WITHDRAWN  
[20-0264](#)

(A) [Final](#) consideration of ordinance above (waiver requested by Cody Christensen, Permit and Development Administrator), requires six votes.

[20-0265](#) 41. [Amending](#) Sections 26-136, 26-138, 26-142, 26-150, and by repealing and replacing Article III. Building Code of Chapter 26, Buildings and Building Regulations, relating to adopting the 2018 editions of the International Building Code; International Residential Code and International Existing Building Code. ([Council Communication No. 20-049](#)) **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[20-0266](#) (A) [Final](#) consideration of ordinance above (waiver requested by Cody Christensen, Permit and Development Administrator), 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, #15,861. Motion Carried 7-0.**

[20-0267](#) 41-I [Amending](#) Section 2-5 of the Municipal Code relating to elections. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

## APPROVING

[20-0268](#) 42. [Naming](#) of community room in Martin Luther King, Jr. Enclosed Shelter as the Odell Jenkins Community Room. **Moved by Westergaard to adopt. Motion Carried 7-0.**

43. Collective bargaining agreements with the following:

[20-0269](#) (A) [AFSCME](#), Council 61 and its Affiliated Local 3673 for the period of July 1, 2020 through June 30, 2025. ([Council Communication No. 20-043](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0270](#) (B) [Municipal](#) Employees Association (MEA) for the period of July 1, 2020 through June 30, 2023. ([Council Communication No. 20-044](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

**HEARINGS (OPEN AT 5:08 P.M.) (ITEMS 44 THRU 51)**

44. Items regarding property at the 2530 University Avenue and 1157, 1159 and 1161 26<sup>th</sup> Street (ND Drake Multifamily, LLC, Michael Nelson, Officer):

[20-0271](#)

- (A) [Hearing](#) to amend the PlanDSM: Creating our Tomorrow Plan future land use designation and rezone from “MX1” Mixed Used District and “N5” Neighborhood District to “MX2” Mixed Use District to allow for a 4-story mixed-use building with 136 household units and 6,000 square feet of ground floor retail/office use. **Moved by Mandelbaum to adopt. Motion Carried 7-0.**

[20-0272](#)

- (B) [First](#) consideration of ordinance above. **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[20-0273](#)

- (C) [Final](#) consideration of ordinance above (waiver requested by the applicant), requires six votes. **Moved by Mandelbaum 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, [#15,862](#). Motion Carried 7-0.**

45. Items regarding property located at 905 and 909 E. 27<sup>th</sup> Street and 916 and 917 E. 27<sup>th</sup> Court (Jeff and Tonya Nicholson d/b/a P&P Small Engines):

[20-0274](#)

- (A) [Hearing](#) to amend the PlanDSM: Creating Our Tomorrow Plan future land use and rezone the property from “N3c” Neighborhood to a Limited “MX3” Mixed Used District to bring existing properties used for small engine sales and service business into conformance with zoning regulations. **Moved by Gatto to adopt. Motion Carried 7-0.**

[20-0275](#)

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

[20-0276](#)

- (C) [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, [#15,863](#). Motion Carried 7-0.**

- [20-0277](#) 46. **On** request from Lucky Gal I, Inc. (Chris Pruisner, Officer) to rezone 3104 SW 9<sup>th</sup> Street from “RX1” Mixed Use District to Limited “MX1” Mixed Use District to allow use of the building for an amusement arcade (Sports and Recreation, Private/Participant - Indoor) use. **Moved by Mandelbaum to adopt. Motion Carried 7-0.**
- [20-0278](#) (A) **First** consideration of ordinance above. **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [20-0279](#) (B) **Final** consideration of ordinance (waiver requested by the applicant), requires six votes. **Moved by Mandelbaum 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, #15,864. Motion Carried 7-0.**
- [20-0280](#) 47. **On** proposed amendments to the approved Zoning Ordinance in Chapter 134 of the City Code relating to non-conforming uses, separation distance requirements for Eating and Drinking Places – Bars uses in a “MX2” Mixed Use District, and regarding proposed amendments to the approved Zoning Map relating to portions of Legacy PUD Districts that are erroneously shown as Flood Districts. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0281](#) (A) **First** consideration of ordinance regarding amendment to Sections 134-7.1.4 and 134-7.2.5, and Table 134-3.1-2, relating to repairs and maintenance and damage or destruction of nonconforming one-household and two-household uses, and to separation requirements for bar uses. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [20-0282](#) (1) Final consideration of ordinance above, 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, #15,865. Motion Carried 7-0.**
- [20-0283](#) (B) **First** consideration of ordinance regarding amendment to the Official Zoning Map. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [20-0284](#) (1) Final consideration of ordinance above, 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, #15,866. Motion Carried 7-0.**

- [20-0285](#) 48. Establishing the total maximum property tax dollars certified for levy for the fiscal year ending June 30, 2021, requires five votes for passage. **Moved by Mandelbaum to adopt. Motion Carried 5-2. Nays: Gatto and Gray.**
- [20-0286](#) 49. On 3226 University Avenue HVAC Replacement: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Central Iowa Mechanical Company (Larry D. Goode, Jr, President), \$441,000. ([Council Communication No. 20-056](#)) **Moved by Mandelbaum to adopt. Motion Carried 7-0.**
- [20-0287](#) (A) Approving contract and bond and permission to sublet. **Moved by Mandelbaum to adopt. Motion Carried 7-0.**
- [20-0288](#) 50. On Bell Avenue Reconstruction from South Union Street to SW 9<sup>th</sup> Street: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving (Kevin Bragg, President), \$1,426,655.20. ([Council Communication No. 20-053](#)) **Moved by Mandelbaum to adopt. Motion Carried 7-0.**
- [20-0289](#) (A) Approving contract and bond and permission to sublet. **Moved by Mandelbaum to adopt. Motion Carried 7-0.**
- [20-0290](#) 51. On Weeks Middle School Park Improvements: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as GTG Construction, LLC (Tracy D. Grasso, Owner/Managing Partner), \$691,424.55. ([Council Communication No. 20-062](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [20-0291](#) (A) Approving contract and bond and permission to sublet. **Moved by Gatto to adopt. Motion Carried 7-0.**

\*\*\*END HEARINGS AT 5:43 PM\*\*\*

[20-0292](#) MOTION TO ADJOURN. **Moved by Gatto to adjourn at 6:23 PM. Motion Carried 7-0.**