



***** 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 '21-' 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

September 13, 2021

5:00 P.M.

Due to the increased community transmission of COVID-19 in Polk County, we have implemented a face covering requirement in City buildings. The requirement applies to both staff and the visiting public and includes attendance at Council meetings. If you do not have a face covering, one will be provided for you.

The public is hereby notified that the City Council will not tolerate disruption of its business meetings. Persons wishing to attend this meeting are reminded of the following:

We welcome germane comments from the public at the appropriate time, but this is a Council business meeting and the Council needs to conduct the people's business and Council has rules that are validly adopted under Iowa law and those rules will be followed.

Anyone engaging in disruptive conduct in the Council Chambers or Great Hall will result in those being disruptive being ordered to leave the building and being denied readmittance for the remainder of the day.

No person will be permitted to stand in the council chamber during council sessions between the audience seats and the councilmembers except the persons addressing the council **at the speakers' microphone** and **only** after being recognized by the Mayor.

All persons desiring to address the council may do so only when recognized by the Mayor, but the

council reserves the right to limit the speaker's time and the order in which the speakers may address the council.

Under Section 2-70 of the City Code, it is illegal to interrupt any person who is addressing the council except by a council member and it is illegal to disrupt the Council meeting.

EVERYONE in attendance has First Amendment rights and any disruptive conduct by one person or group impinges on the rights of others present, so disruptive conduct will not be tolerated.

If the meeting is disrupted, the public speaking portion of the meeting may be moved to the next in-person meeting which is not disrupted.

Those who disrupt the meeting will not be called on during the meeting, will be ordered to leave the building and may be cited or arrested for disorderly conduct, trespass or interfering with the good order of the meeting or other applicable charges.

PROCLAMATIONS

Self-Care Month

Latino Heritage Month

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[21-1383](#) 1. **ROLL CALL: Present: Cownie, Boesen, Gatto, Gray, Mandelbaum, and Voss. Absent: Westergaard.**

[21-1384](#) 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Gatto to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1385](#) 3. **APPROVING CONSENT AGENDA * – items 3 through 43: Moved by Boesen to adopt the balance of the consent agenda. Motion Carried 6-1. Absent: Westergaard.**

***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

[21-1386](#) 4. **Approving Alcoholic Beverage License Applications for the following: Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

NEW APPLICATIONS

(A) 300 BURGER	300 W MLK JR PKWY #170	Class C Liquor
(B) 821 SQ LIQUOR	821 E EUCLID AVE	Class E Liquor
(C) GOLDENLAND FOOD	2740 DOUGLAS AVE	Class C Beer
(D) JRS SOUTHPORK RANCH	3000 E GRAND AVE	Class C Liquor
(E) NACHO TEQUILAS	6401 SE 14TH ST	Class C Liquor
(F) NEW NORTHWESTERN	321 E WALNUT ST	Class C Liquor
(G) SENOR TEQUILA	3411 SE 14TH ST	Class C Liquor

RENEWAL APPLICATIONS

(H)	1908 DRAUGHT HOUSE	409 COURT AVE	Class C Liquor
(I)	4H BUILDING	3000 E GRAND AVE #496	Class B Beer
(J)	5 DE MAYO MEXICAN	5118 SE 14TH ST	Class C Liquor
(K)	ALEGRIAS SEAFOOD	2809 6TH AVE	Class C Liquor
(L)	AMERICAN OUTLAWS	214 3RD ST	Class C Liquor
(M)	ANDYS PLACE	5114 SW 9TH ST	Class C Liquor
(N)	BERNARDOS BURRITOS	215 4TH ST	Class C Liquor
(O)	CASEYS STORE #2676	2106 ECHO VALLEY DR	Class C Liquor
(P)	CASEYS STORE #44	4560 E 14TH ST	Class C Beer
(Q)	CAVE DSM	1437 WALNUT ST	Special Class C
(R)	CHOCOLATERIE STAM	2814 INGERSOLL AVE	Class C Native Wine
(S)	CLUB 2000	422 INDIANOLA RD	Class C Liquor
(T)	CONSERVATORY	315 E 5TH ST #2	Class C Liquor
(U)	DM IZAAK WALTON	4343 GEORGE FLAGG	Class C Liquor
(V)	DES MOINES MARRIOTT	700 GRAND AVE	Class B Liquor
(W)	DES MOINES MARRIOTT	700 GRAND AVE	Class E Liquor
(X)	DRAKE-RATHSKELLER	2875 UNIVERSITY AVE	Class C Liquor
(Y)	DRAKE-COURTSIDE CLUB	2601 FOREST AVE	Special Class C
(Z)	DRAKE-LEVITT HALL	2507 UNIVERSITY AVE	Special Class C
(AA)	EAST SIDE EDDIES	3517 E 26TH ST	Class C Liquor
(BB)	EL BUEN SABOR LATINO	1130 E 9TH ST #E	Class C Liquor
(CC)	EL PALOMINO	3116 E 14TH ST	Class C Beer
(DD)	FAREWAY STORES #900	100 E EUCLID AVE	Class E Liquor
(EE)	GAMEDAY LANES	3500 MERLE HAY RD	Class C Liquor
(FF)	HY VEE MARKET CAFE #3	3221 SE 14TH ST	Class C Liquor
(GG)	INDIA STAR	5514 DOUGLAS AVE	Special Class C
(HH)	KUM & GO #120	6304 SW 9TH ST	Class C Beer
(II)	LINNS SUPERMARKET	3805 6TH AVE	Class C Beer
(JJ)	ONE STAR BAR	209 4 TH ST	Class C Liquor
(KK)	OPEN SESAME	313 E LOCUST ST	Class C Liquor
(LL)	QUIK TRIP #560	2300 MLK JR PKWY	Class C Beer
(MM)	SUPER QUICK	303 SE 30TH ST	Class E Liquor
(NN)	SUPER QUICK SMOKES	5625 HICKMAN RD	Class C Beer
(OO)	WALGREENS #00359	2545 E EUCLID AVE	Class E Liquor
(PP)	WALGREENS #04714	4555 FLEUR DR	Class E Liquor
(QQ)	WALGREENS #04752	4415 DOUGLAS AVE	Class E Liquor
(RR)	WALGREENS #05362	1330 E UNIVERSITY AVE	Class E Liquor
(SS)	WALGREENS #05721	3140 SE 14TH ST	Class E Liquor
(TT)	WALGREENS #05777	2930 E UNIVERSITY AVE	Class E Liquor
(UU)	WALGREENS #05852	3030 UNIVERSITY AVE	Class E Liquor
(VV)	WALGREENS #07453	104 E EUCLID AVE	Class E Liquor
(WW)	WALGREENS #07833	3501 INGERSOLL AVE	Class E Liquor
(XX)	WALGREENS #07968	6200 SE 14TH ST	Class C Liquor
(YY)	WAL-MART #1723	5101 SE 14TH ST	Class E Liquor

(ZZ) WELLMANS PUB 2920 INGERSOLL AVE Class C Liquor

OUTDOOR SERVICE APPLICATION

(AAA) CHRISTOPHERS 2816 BEAVER AVE
TEMPORARY OUTDOOR SERVICE FOR EVENT ON SEPTEMBER 20 - 21, 2021.
(BBB) LUA BREWING 1525 HIGH ST
TEMPORARY OUTDOOR SERVICE FOR EVENT ON SEPTEMBER 18, 2021.

SPECIAL EVENT APPLICATIONS

(CCC) DES MOINES EMBASSY 100 LOCUST ST 5 days
SPECIAL CLASS C LIQUOR LICENSE FOR AN EVENT ON SEPTEMBER 25, 2021.
(DDD) GATEWAY MARKET 120 E 5TH ST 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON SEPTEMBER 25,
2021.
(EEE) GREAT CATERERS 120 E 5TH ST 5 days
CLASS C LIQUOR LICENSE FOR AIA IOWA AWARDS CELEBRATION
ON SEPTEMBER 23, 2021.
(FFF) IOWA ASIAN ALLIANCE 1203 LOCUST ST BEER TENT 5 days
CLASS C LIQUOR LICENSE FOR CELEBRASIAN ON OCTOBER 1 - 2, 2021.
(GGG) IOWA LATINO HERITAGE 1000 GRAND AVE 5 days
CLASS B BEER LICENSE FOR FESTIVAL ON SEPTEMBER 25-26, 2021.
(HHH) SA PRESENTS 2251 GEORGE FLAGG PKWY 5 days
CLASS C LIQUOR LICENSE FOR INCUBUS CONCERT ON OCTOBER 5, 2021.
(III) SA PRESENTS 2251 GEORGE FLAGG PKWY 14 days
CLASS C LIQUOR LICENSE FOR CONCERT SERIES.
(JJJ) WINEFEST DES MOINES 901 CHERRY ST 5 days
CLASS C LIQUOR LICENSE FOR FESTIVAL ON SEPTEMBER 25, 2021.
(KKK) WINEFEST DES MOINES 400 LOCUST ST 5 days
CLASS C LIQUOR LICENSE FOR FESTIVAL ON SEPTEMBER 25, 2021.
(LLL) YOUR PRIVATE BAR 4025 TONAWANDA DR 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON SEPTEMBER
25, 2021.
(MMM) YOUR PRIVATE BAR 504 East Locust 5 days
CLASS C LIQUOR LICENSE FOR A WEDDING RECEPTION ON OCTOBER 2, 2021.
(NNN) FAMILY CANCER NETWORK 1417 Walnut St (Beer Tent) 5 days
CLASS B BEER PERMIT FOR BLOOD, SWEAT AND BEERS ON OCTOBER 2, 2021.
PENDING APPROVAL OF BUILDING, ELECTRICAL, FIRE, ZONING AND VICE
DEPARTMENTS.

[21-1387](#)

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

PUBLIC IMPROVEMENTS

6. Ordering construction of the following:

[21-1388](#) (A) [Greenhouse](#) Facility Structure – Receiving of bids (10-5-21), Setting date of hearing (10-18-21), Engineer’s estimate, \$763,000. ([Council Communication No. 21-377](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1389](#) (B) [Hamilton](#) Drain Storm Water Improvements, Phase 2: Receiving of bids (10-5-21), Setting date of hearing (10-18-21), Engineer’s estimate, \$6,840,000. ([Council Communication No. 21-378](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1390](#) 7. [Approving](#) Supplemental Agreement No. 1 to the Professional Services Agreement (PSA) with Barker, Lemar and Associates, Inc. d/b/a Evora Consulting, Ltd. for additional professional services for DICO 2021 Annual Services – Operation, Maintenance, and Sampling of Treatment System, not to exceed \$115,000. ([Council Communication No. 21-376](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1391](#) 8. [Approving](#) Supplemental Agreement No. 2 to the Professional Services Agreement (PSA) with Bolton and Menk, Inc. for additional design and construction administration services for the MacRae Park Roadway (Phase 3), Park and Trail Improvements, not to exceed \$45,000. ([Council Communication No. 21-380](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

9. Approving Private Construction Contract between the following:

[21-1392](#) (A) [DeWit](#) Construction, LLC and True Bible Baptist Church for paving improvements in 4102 North Union Street, \$25,138. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1393](#) (B) [McAninch](#) Corporation and Riverwoods Place, LLC for Sanitary Sewer Improvements in Woods on the River Plat 11, \$87,364. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1394](#) (C) [McAninch](#) Corporation and Riverwoods Place, LLC for Storm Sewer Improvements in Woods on the River Plat 11, \$169,639.11. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1395](#) (D) [Sternquist](#) Construction Inc. and Hubbell Realty Company for Paving Improvements in Woods on the River Plat 11, \$138,450. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

10. Accepting completed construction and approving final payment for the following:

- [21-1396](#) (A) [2020-2021](#) HMA Pavement Scarification and Resurfacing, Grimes Asphalt and Paving Corporation. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1397](#) (B) [George](#) Whitmer and Fairmont Park Improvements, Caliber Concrete, LLC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1398](#) (C) [Little](#) Four Mile Trunk Sanitary Sewer, Rognes Corp. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1399](#) (D) [River](#) Bend and King Irving Sewer Separation Phase 2B, Corell Contractor, Inc. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1400](#) (E) Yeader Creek Stream Stabilization Improvements-Phase 2, RW Excavating Solutions, LC. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1401](#) (F) [Ruan](#) Connector, Cramer and Associates, Inc. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1402](#) (1) [Naming](#) of Fleur Drive Trail Underpass, the “Ruan Connector” and Authorizing City Manager to determine effective date of such naming. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1403](#) 11. [Communication](#) from contractors requesting permission to sublet certain items on public improvement project. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

LAND/PROPERTY TRANSACTIONS

- [21-1404](#) 12. [Acceptance](#) of real estate documents from Raul Chavez and Maria Guadalupe Estrada for voluntary acquisition of property located at 4137 Colfax Avenue on the Lower Fourmile Creek Greenway Project. ([Council Communication No. 21-379](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [21-1405](#) 13. [Communication](#) from Kameron Middlebrooks advising of his resignation from the Des Moines Civil and Human Rights Commission, Seat 4, effective immediately. **Moved by Boesen to receive, file and accept resignation with appreciation for his service. Motion Carried 6-1. Absent: Westergaard.**

SETTING DATE OF HEARINGS

- [21-1406](#) 14. **On** request from Hy-Vee, Inc. to rezone property located at 2540 East Euclid Avenue from MX3 – Mixed Use District to CX – Mixed Use District to bring the existing Large-Format Retail Sales use into zoning district more in line with the Zoning Ordinance for the use including but not limited to accessory outdoor sales with kiosk and canopy vehicular pick up on online purchases, (10-4-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1407](#) 15. **On** request from McKee Auto Center, Inc to amend PlanDSM: Creating Our Tomorrow future land use designation for property located at 4131 and 4141 East 14th Street from Community Mixed Use to Industrial and to rezone from MX3-V – Mixed Use District and I1-V – Industrial District to Limited I1 Industrial District to remove the prohibitions on Vehicle Sales and Trucking and Transportation Terminal uses and to allow Major Vehicle Maintenance/Repair Uses, (10-4-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1408](#) 16. **On** request from Eastgate Plaza, LLC (Norman Weinstein, Officer) and Net Lease Development, LLC (Mark Huonder, Officer), for the 6th amendment to the Eastgate Plaza PUD Conceptual Plan on property located in the vicinity of 1500 East Euclid Avenue, to allow development of a 2.09-acre parcel with a restaurant building with a drive-through window and a multiple-tenant commercial building, (10-4-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1409](#) 17. **On** request from Douglas & Sarah Wells (Owners) to amend PlanDSM: Creating Our Tomorrow Plan future land use designation from Low-Medium Density Residential to Neighborhood Mixed Use, and to rezone 520 and 530 42nd Street, from NX1 - Neighborhood Mix to RX1 - Mixed Use to bring the existing legal nonconforming Professional Office uses within the existing buildings into conformance with the Zoning Code, (10-4-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1410](#) 18. **On** vacation of portions of street right-of-way located generally north of Martin Luther King, Jr. Parkway and west of Southeast 6th Street as part of the Market District Redevelopment Project, (10-4-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1411](#) 19. **On** vacation of a portion of 6th Avenue right-of-way adjoining 3524 6th Avenue and conveyance of a Permanent Easement for Air Space Above City-Owned Property to 3524 6th Avenue, LLC, \$800, (10-4-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1412](#) 20. **On** the competitive process for sale of land and redevelopment of the Crescent Chevrolet Building in the Metro Center Urban Renewal Project Area and receipt of redevelopment proposal from the Krause+ Affiliate KG Store 543, LLC, (10-18-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1413](#) 21. On the proposed [Twenty-Ninth Amendment](#) to the Metro Center Urban Renewal Plan, (11-1-21). ([Council Communication No. 21-393](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1414](#) 22. On the proposed [Third Amendment](#) to the Urban Renewal Plan for the Fleur Drive Commercial Urban Renewal Area, (11-1-21). ([Council Communication No. 21-391](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1415](#) 23. On the proposed [Second Amendment](#) to the Urban Renewal Plan for the Northeast Gateway 1 Urban Renewal Area, (11-1-21). ([Council Communication No. 21-384](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1416](#) 24. On the proposed [Third Amendment](#) to the Urban Renewal Area Plan for the Merle Hay Commercial Area Urban Renewal Area, (11-1-21). ([Council Communication No. 21-390](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1417](#) 25. On the proposed [Ninth Amendment](#) to the Urban Renewal Plan for the Ingersoll-Grand Commercial Urban Renewal Area, (11-1-21). ([Council Communication No. 21-392](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1418](#) 26. On the proposed 2022 Action Plan as part of the 2020-2024 Consolidated Plan for submission to the U.S. Department of Housing and Urban Development (HUD), (11-1-21). **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLING

- [21-1419](#) 27. Approving retention of Marty Kenworthy and Kenworthy Law, P.C. to represent the City of Des Moines in the matter of a claim related to construction. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

APPROVING

- [21-1420](#) 28. Parcel Development Agreement with [Slate](#) at Gray's Landing LLC and Redevelopment Plan for construction of senior housing in Gray's Landing and acknowledging amount of parcel grant allocated to the project. ([Council Communication No. 21-394](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1421](#) 29. Stormwater Management Facilities Maintenance Covenant and Permanent Easement Agreement with Des Moines Industrial Land, LLC and Des Moines Industrial, LLC for a stormwater detention basin located in the vicinity of 200 SE 15th Street for development of a multi-modal transloading facility. ([Council Communication No. 21-381](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1422](#) 30. [Releasing](#) terms, covenants and restrictions of Development Agreement and releasing PILOT Agreement Obligations for Old Central Fire Station No. 1 property – 900 Mulberry Street. ([Council Communication No. 21-395](#)) **Moved by Mandelbaum to adopt. During the due diligence period, Abbott Properties is requested to meet with interested parties from adjacent residential properties to discuss the proposed redevelopment and operations plan for the property. Topics will include, but are not limited to hours of operation, security, lighting and parking. Motion Carried 6-1. Absent: Westergaard.**
31. Number Not Used.
- [21-1423](#) 32. [Ratification](#) of Iowa Department of Natural Resources (IDNR) Resource Enhancement and Protection (REAP) funding grant [application](#) seeking \$300,000 for Beaverdale Park Woodland Restoration. ([Council Communication No. 21-389](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1424](#) 33. [Agreement](#) with the U.S. Geological Survey for the operation and maintenance of five (5) stream gaging stream stations, (63rd Street on Walnut Creek, Easton Boulevard on Four Mile Creek, Fleur Drive on the Raccoon River, and 2nd Avenue on the Des Moines River). ([Council Communication No. 21-383](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1425](#) 34. [Agreement](#) for EMT training and agreement for paramedic training with Des Moines Area Community College. ([Council Communication No. 21-387](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1426](#) 35. [FY 2021](#) Annual Federal Equitable Sharing Agreement and Certification. ([Council Communication No. 21-382](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1427](#) 36. [Allocation](#) of funds in support of extension of 2021 weekend evening activities in the Court Avenue Entertainment District. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1428](#) 37. [Amendment](#) and extension of contract with Creative Outdoor Advertising of America to provide bus benches on Des Moines Streets served by public transit. ([Council Communication No. 21-385](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1429](#) 38. [Issuance](#) of \$89,125,000 General Obligation Bonds, Series 2021F, and levying a tax to pay said Bonds: Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**
- [21-1430](#) 39. [Issuance](#) of Taxable \$5,050,000 General Obligation Bonds, Series 2021G, and levying a tax to pay said Bonds: Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1431](#) 40. **Issuance** of \$26,505,000 Stormwater Management Utility Revenue Bonds, Series 2021H, and levying a tax to pay said Bonds: Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1432](#) 41. **Request** from Downtown Community Alliance, on behalf of the World Food Prize, for approval of up to 70 banners on 35 banner poles in Downtown Des Moines for the month of October 2021. These banners will be displayed on Locust Street and Grand Avenue from 10th Street to 2nd Avenue. **Moved by Boesen to receive, file and approve. Motion Carried 6-1. Absent: Westergaard.**

- [21-1433](#) 42. **Purchase** of Extrication Tools from sole area-wide distributors Sandry Fire Supply (Mary Sandry, Owner/Manager), \$61,855, Alex Air Apparatus (Vern Wieberdink, Owner), \$32,110 and Ed M. Feld Equipment Co., Inc. (John Feld, Owner), \$192,753.55 as requested by the Fire Department, total \$286,718.55. ([Council Communication No. 21-388](#)) **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1434](#) 43. **Authorizing** Finance Director to draw checks on registers for the weeks of September 13, 20 and 27, 2021; to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of September 13, 20 and 27, 2021; to draw checks for biweekly payroll due September 24, 2021. **Moved by Boesen to adopt. Motion Carried 6-1. Absent: Westergaard.**

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

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 44 THRU 46)

- [21-1435](#) 44. **On** conveyance of excess City owned property located west of and adjoining 2000 Leyner Street to Michelle Scaglione for \$100. **Moved by Gray to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1436](#) 45. **Continuing** hearing on the competitive bid process for sale and redevelopment of 503 SE 12th Street in the Metro Center Urban Renewal Project Area, and receipt of redevelopment proposal from Des Moines Climate Controlled Self Storage, LLC (Mark Bockenstedt, Owner). (Continue hearing to October 18, 2021). **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Westergaard.**

- [21-1437](#) 46. **On** proposed amendment to Zoning Ordinance to provide for the allowance of Outdoor Storage as accessory to the use of Self-Service Storage within the I1 and I2 Industrial Districts. **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1438](#)

(A) [First](#) consideration of ordinance above. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Westergaard.**

[21-1439](#)

(B) [Final](#) consideration of ordinance above (waiver requested by 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, [#16,044](#). Motion Carried 6-1. Absent: Westergaard.**

**** END OF HEARINGS 5:16 P.M. ****

ORDINANCES - FIRST CONSIDERATION

[21-1440](#)

47. [Amending](#) Chapter 114 of the Municipal Code regarding Traffic Regulation Changes as follows: ([Council Communication No. 21-386](#)) **Moved by Boesen that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Westergaard.**

(A) Proposed code changes to match field conditions at the following locations:

- (1) North side of E Court Avenue east of Water Street.
- (2) South side of Grand Avenue between 16th Street and 17th Street
- (3) West side of 16th Street between High Street and Linden Street
- (4) West side of 14th Street between Grand Avenue and Ingersoll Avenue
- (5) East side of 12th Street between High Street and Woodland Avenue
- (6) East side of 11th Street between Mulberry Street and Cherry Street
- (7) East side of 10th Street between Grand Avenue and Locust Street
- (8) East side of 8th Street between Grand Avenue and High Street
- (9) East side of 7th Street between Grand Avenue and High Street
- (10) East side of 6th Avenue between Grand Avenue and Watson Powell Jr Way
- (11) East side of Grand Avenue between 6th Avenue and 7th Street

(B) Code modifications related to the vacation of Raccoon Street between SE 4th Street and SE 5th Street.

(C) Speed limit changes—

- (1) Williams Street between E University Avenue and Williams Court
- (2) Williams Court between Williams Street and E 42nd Street
- (3) E 42nd Street between Williams Court and Easton Boulevard

[21-1441](#)

(D) Final consideration of ordinance above, 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, [#16,045](#). Motion Carried 6-1. Absent: Westergaard.**

[21-1442](#) 48. [Amending](#) Chapter 78 regarding mobile food vendors on streets during special events. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Westergaard.**

[21-1443](#) (A) [Final](#) consideration of ordinance above (waiver requested by City Manager), requires six votes. ([Council Communication No. 21-396](#)) **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, #16,046. Motion Carried 6-1. Absent: Westergaard.**

COUNCIL REQUESTS

[21-1444](#) 49. [Council](#) Member Gray requests to speak on semi-tractor and trailers parking on residential streets. **Moved by Gray to receive and file. Refer to the City Manager and Legal Department for recommendation on appropriate fine and enforcement. Motion Carried 6-1. Absent: Westergaard.**

APPROVING

50. Items related to the Central Iowa Water Trails Project involving City of Des Moines, Central Iowa Water Trails, LLC, Des Moines Area Metropolitan Planning Organization, Polk County Conservation, and Iowa Confluence Water Trail as follows:

[21-1445](#) (A) [28E Agreement](#) with [Central Iowa Water Trails, LLC](#) for the operation and maintenance of the City of Des Moines Regional Water Trail Access Points and Downtown Water Trail Locations. ([Council Communication No. 21-398](#)) **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1446](#) (B) [Agreement](#) regarding [Build Grant](#) to the Des Moines Area Metropolitan Planning Organization, Central Iowa Water Trails, LLC, and Polk County Conservation, and receiving and filing project plans and specifications. ([Council Communication No. 21-399](#)) **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Westergaard.**

[21-1447](#) (C) [Appointment](#) to Iowa Confluence Water Trails (ICON) Board of Directors and recommendations for City Representatives on ICON Executive Committee and Great Outdoors Foundation (GOF) ICON Investments Selection Committee. ([Council Communication No. 21-397](#)) **Moved by Gatto to adopt. Motion Carried 6-1. Absent: Westergaard.**

COMMUNICATIONS/REPORTS

- [21-1448](#) 51. [Requests](#) to speak as follows: **Moved by Gatto to receive and file. Motion Carried 6-1.**
Absent: Westergaard.
(A) Adam Callanan.
(B) John Noble.

- [21-1449](#) MOTION TO ADJOURN. **Moved by Cownie to adjourn at 5:45 PM. Motion Carried 6-1.**
Absent: Westergaard.

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