



**\*\*\* 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 '23-' 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**

**August 7, 2023**  
**5:00 PM**

- [23-1057](#) 1. ROLL CALL: **Present: Cownie, Boesen, Gatto, Mandelbaum, Voss and Westergaard.**  
**Absent: Sheumaker.**
- [23-1058](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1059](#) 3. APPROVING CONSENT AGENDA \* – items 3 through 46: **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

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

## LICENSES AND PERMITS

[23-1060](#)

4. [Approving](#) Alcoholic Liquor License Applications for the following: **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

### NEW APPLICATION

(A) 1833 SALOON 1833 HUBBELL AVE Class C Liquor

### RENEWAL APPLICATIONS

(B) BEECHWOOD LOUNGE 416 E WALNUT ST Class C Liquor  
(C) BLACKBIRD HOSPITALITY 713 WALNUT ST 600 Class C Liquor  
(D) BLUE SUSHI SAKE GRILL 316 COURT AVE Class C Liquor  
(E) BUDDYS CORRAL 418 E 5TH ST Class C Liquor  
(F) CAVE DSM 1437 WALNUT ST Special Class C  
(G) CHAMLING 200 ARMY POST RD 20 Class B Retail  
(H) DRAKE UNIVERSITY 2615 CARPENTER AVE Special Class C  
(I) EAST SIDE EDDIES 3517 E 26TH ST Class C Liquor  
(J) EL PALOMINO 3116 E 14TH ST Class B Retail  
(K) GIT N GO STORE #26 2140 E PARK AVE Class B Retail  
(L) GIT N GO STORE #7 3000 MERLE HAY RD Class B Retail  
(M) HOMEWOOD SUITES 7201 SW 22ND ST Special Class C  
(N) HOTEL FORT DES MOINES 1000 WALNUT ST Class C Liquor  
(O) HY VEE FAST & FRESH #5 1113 E ARMY POST RD Class E Liquor  
(P) HY VEE MARKET CAFE #4 4605 FLEUR DR Class C Liquor  
(Q) HY-VEE FAST & FRESH #4 4701 FLEUR DR Class E Liquor  
(R) INGERSOLL TAP 2837 INGERSOLL AVE Class C Liquor  
(S) LA HACIENDA 6050 SE 14TH ST Class C Liquor  
(T) NEW DISCOUNT MARKET 3207 DOUGLAS AVE Class B Retail  
(U) PINTS PUB N PATIO 319 COURT AVE Class C Liquor  
(V) SECRET ADMIRER 110 SW 5TH ST Class C Liquor  
(W) STAR BAR 2811 INGERSOLL AVE Class C Liquor  
(X) SUPER QUICK 303 SE 30TH ST Class E Liquor  
(Y) SUPER QUICK SMOKES 5625 HICKMAN RD Class B Retail  
(Z) TOADS TAVERN 3002 STATE AVE Class C Liquor  
(AA)W-TAO SUSHI 400 WALNUT ST 101A Class C Liquor

### SPECIAL EVENT APPLICATIONS

(BB) APRES BAR CO 519 PARK ST 5 days  
CLASS C LIQUOR LICENSE FOR THE WEDDING SHOW ON AUGUST 27, 2023.

(CC) APRES BAR CO 1415 WOODLAND AVE 5 days  
SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR AN EVENT ON AUGUST 26, 2023.

(DD) BLAZING SADDLE 416 E 5TH ST BEER TENT 5 days  
CLASS C LIQUOR LICENSE FOR 40TH ANNIVERSARY PARTY ON AUGUST 25 - 26, 2023.

(EE) DM EMBASSY CLUB 100 LOCUST ST 5 days  
CLASS C LIQUOR LICENSE FOR AN EVENT ON AUGUST 16, 2023.

(FF) GREATER DES MOINES 1119 LOCUST ST (BEER TENT) 5 days  
CLASS C LIQUOR LICENSE FOR WORLD FOOD & MUSIC FESTIVAL ON AUGUST 25 - 27,  
2023.

(GG) GREATER DES MOINES 1330 GRAND AVE (BEER TENT) 5 days  
CLASS C LIQUOR LICENSE FOR WORLD FOOD & MUSIC FESTIVAL ON AUGUST 25 - 27,  
2023.

(HH) GREATER DES MOINES 1205 LOCUST ST (BEER TENT) 5 days  
CLASS C LIQUOR LICENSE FOR WORLD FOOD & MUSIC FESTIVAL ON AUGUST 25 - 27,  
2023.

(II) IOWA STATE FAIR 3000 E GRAND AVE 5 days  
CLASS C LIQUOR LICENSE FOR AN EVENT ON AUGUST 20, 2023.

(JJ) IOWA STATE FAIR 3000 E GRAND AVE 5 days  
CLASS C LIQUOR LICENSE FOR NIGHT AT THE MUSEUMS ON AUGUST 11, 2023.

(KK) IOWA STATE FAIR 3000 E GRAND AVE 5 days  
CLASS C LIQUOR LICENSE FOR FARMERS CHALLENGE ON AUGUST 18, 2023.

(LL) NICOLE COGHLAN 120 E 5TH ST 5 days  
CLASS C LIQUOR LICENSE FOR A WEDDING ON AUGUST 12, 2023.

(MM) SA PRESENTS 2251 GEORGE FLAGG PKWY 5 days  
CLASS C LIQUOR LICENSE FOR DOMINIC FIKE CONCERT ON AUGUST 21, 2023.

(NN) STAR BAR 2843 INGERSOLL AVE (BEER TENT) 5 days  
SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR INGERSOLL LIVE ON AUGUST  
26, 2023.

[23-1061](#) 5. [City](#) Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 5-1-1. Nays: Cownie. Absent: Sheumaker.**

[23-1062](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

## PUBLIC IMPROVEMENTS

- [23-1063](#) 7. [Approving](#) and authorizing an application for a U.S. Department of Transportation (DOT) Infrastructure for Rebuilding America (INFRA) Grant for the Southeast Connector Project between SE 30th Street and U.S. Highway 65. ([Council Communication No. 23-370](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1064](#) 8. [Approving](#) the Fiscal Year 2025 Traffic Safety Improvement Program (TSIP) Application to the Iowa Department of Transportation (IDOT) for the intersection of 6th Avenue and Day Street. ([Council Communication No. 23-365](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1065](#) 9. [Approving](#) the Fiscal Year 2025 Traffic Safety Improvement Program (TSIP) Application to the Iowa Department of Transportation (IDOT) for the 41st Street and Beaver Avenue Intersection Improvement Project. ([Council Communication No. 23-364](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1066](#) 10. [Approving](#) and authorizing the execution of the Iowa Department of Transportation (IDOT) Agreement for the Intelligent Transportation Systems Upgrade – Phase 4. ([Council Communication No. 23-367](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1067](#) 11. [Approving](#) and authorizing the execution of Iowa Department of Transportation (IDOT) Agreement number 1-22-STPU-041 for the Walnut Street Bridge Replacement over the Des Moines River, which rescinds IDOT Agreement number 1-21-STBG-SWAP-016. ([Council Communication No. 23-372](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 4-2-1. Nays: Mandelbaum, Voss. Absent: Sheumaker.**
- [23-1068](#) 12. [Approving](#) First Amendment to Agreement for Cooperative Public Service with Polk County for the NE Broadway Avenue Improvement Project from Iowa Highway 415 (NW 2nd Avenue) to US Highway 6 (Hubbell Avenue). ([Council Communication No. 23-366](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1069](#) 13. [Approving](#) Professional Services Agreement with M.A. Architecture, Inc. for professional services for the North Side Community Recreation Center project, not to exceed \$2,022,700. ([Council Communication No. 23-371](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
14. Approving Private Construction Contracts between the following:
- [23-1070](#) (A) [Pleva](#) Mechanical Inc. and Ryan Resorts LLC for Sanitary Sewer Improvements in 5100 Hubbell Avenue. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1071](#) (B) [Alliance](#) Construction Group, LLC and KEC Investments, LLC for Paving Improvements in Stanton Ridge Plat 1. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1072](#) 15. [Communication](#) from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

#### **SPECIAL ASSESSMENTS**

[23-1073](#) 16. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Neighborhood Services), Schedule No. 2023-06. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1074](#) 17. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2023-07. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1075](#) 18. [Deletion](#) of NAC – Emergency Assessment at 1717 21<sup>ST</sup> Street. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

#### **LAND/PROPERTY TRANSACTIONS**

[23-1076](#) 19. [Approval](#) of final subdivision plat and acceptance of subdivision bond for Grover Woods Plat 3. ([Council Communication No. 23-359](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

#### **BOARDS/COMMISSIONS/NEIGHBORHOODS**

[23-1077](#) 19-I [Approving](#) appointments to the Youth Advisory Board for a term expiring July 31, 2024, as follows: **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- (A) Bradlee Marais Gross
- (B) Natalia Andrea Guerra-Ceron
- (C) Hannah Caitlin Haves
- (D) Hlaw Meh
- (E) Trey Thomas Jackson
- (F) Akaiyah Lou Lee
- (G) Fardowsa Abdisamat Mohamed
- (H) Raegan Rachelle Park
- (I) Hayat Mubarark
- (J) Alontae Larrion Gross
- (K) Hadley Harvey

## COMMUNICATIONS FROM PLANNING AND ZONING

- [23-1078](#) 20. **Regarding** a request from 36 ON 6<sup>th</sup>, LLC (Tim Bratvold, Officer) regarding the vacation of 26 square feet of surface right-of-way, and 542 square feet of air right-of-way, adjoining property at 3614 6th Avenue and 3612 6th Avenue to allow the encroachment of an existing building and canopy within the 6th Avenue right-of-way. **Moved by Gatto to receive and file the communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1079](#) 21. **Regarding** a request from 4820 Ingersoll Propco, LLC (John Manfredy, Officer) for review and approval of the Preliminary Plat “Waterbury Commons” on 0.89 acres of property in the vicinity of 4820 Ingersoll Avenue which would allow for sixteen (16) lots for rowhouse development (16 household units) and an outlier. **Moved by Gatto to receive and file. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

## SETTING DATE OF HEARINGS

- [23-1080](#) 22. **On** conveyance of vacated alley right-of-way located north of and adjoining 810 Shaw Street to Antonio Ramos, \$50, (8-21-23). **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1081](#) 23. **On** conveyance of City-owned property at 1603 Clark Street and 1700 13<sup>th</sup> Street to Woods Bibbin Company LLC for rehabilitation of housing, (8-21-23). **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1082](#) 24. **On** conveyance of City-owned property at 1617 22<sup>nd</sup> Street to Home Opportunities Made Easy, Inc. for rehabilitation of housing, (8-21-23). **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1083](#) 25. **On** a request from Sundry Church (Anthony J. Hodges, Officer) for property located at 4100 6th Avenue and 4112 6th Avenue to rezone the northern 50 feet of the property from “P2” Public, Civic and Institutional District and “N3b” Neighborhood District to Limited “N3b” Neighborhood District to allow the property to be subdivided and used for a one-household residential use, (8-21-23). **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1084](#) 26. **On** appeal of Midwest Radio, Inc. (Rich Eychaner, Owner) on a denial of Type 2 Design Alternatives for a site plan on property located at 3839 Merle Hay Road, (8-21-23). **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1085](#) 27. [On](#) appeal of Larry Keul on a denial of Type 2 Design Alternatives for a site plan on property located at 4424 SE 14<sup>th</sup> Street, (8-21-23). **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

#### LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [23-1086](#) 28. [Approving](#) payment to Allison Andrews for an auto claim. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

#### APPROVING

29. Number not used.

- [23-1087](#) 30. [Urban](#) renewal development agreement with 106 SW 7<sup>th</sup> Street, LLC for the phased historic renovation and conversion of the existing four (4)-story warehouse building at 106 SW 7<sup>th</sup> Street into commercial space. ([Council Communication No. 23-360](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1088](#) 31. [Preliminary](#) terms of the First amendment to the urban renewal development agreement with North Des Moines Town Hall, LP for the renovation of 1601 6<sup>th</sup> Avenue into a mixed-use residential and commercial development. ([Council Communication No. 23-357](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1089](#) 32. [Grant](#) agreement with 13<sup>th</sup> & Mulberry, LLC and 13<sup>th</sup> & Mulberry Multifamily, LLC for an affordable housing redevelopment project at 1301 Mulberry Street. ([Council Communication No. 23-355](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1090](#) 33. [Grant](#) agreement with Park Indy, LLC for a redevelopment project with affordable housing on the northwest corner of Indianola Avenue and E. Park Avenue. ([Council Communication No. 23-361](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1091](#) 34. [Issuance](#) of Certificate of Completion for Bridge District Level Phase 1 Metro Center Urban Renewal Project in the 300 block of Maple Street. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1092](#) 35. [Issuance](#) of Certificate of Completion for OneSpeed DSM, LLC Metro Center Urban Renewal Project at 303 Scott Avenue. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1093](#) 36. [Approval](#) of Judgment Lien and Special Assessments Release Policy and Program. ([Council Communication No. 23-375](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**



- [23-1094](#) 37. [Second](#) Amendment to Purchase and Sale Contract with Nationwide Mutual Insurance Company dated September 12, 2022. ([Council Communication No. 23-379](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1095](#) 38. [Demolition](#) of 3125 Kingman Boulevard and 715 E. Edison Avenue and waiver of assessment of costs. ([Council Communication No. 23-378](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1096](#) 38-I [Appointment](#) of Jim M. Hoff as an Assistant City Manager. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1097](#) 39. [Receipt](#) of financial reports from Des Moines Water Works. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1098](#) 40. [Abatement](#) of public nuisance at 704 Boston Avenue. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
41. Release of fire escrow at the following locations:
- [23-1099](#) (A) [4](#) E. Broad Street. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1100](#) (B) [1019](#) West Street. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1101](#) 42. [Additional](#) funds of \$100,000 for the annual agreement with Van Maanen Electric Inc. (Nathan Van Maanen, President) to furnish on-call traffic signal repair and maintenance to be used by the Engineering Department, total estimated annual amount \$120,000. ([Council Communication No. 23-363](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1102](#) 43. [Purchase](#) from Heartland Business Systems (Peter Helander, CEO) of Cisco Catalyst 9300 and 9400 network hardware per State of Iowa Contract for use by the Information Technology Department, \$177,347.38. ([Council Communication No. 23-374](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1103](#) 44. [Exception](#) to the procurement ordinance request for procurement requirement for good cause and authorizing agreement with EMS Bruel & Kjaer Inc. d/b/a Envirosuite Inc. (Jason Cooper, Chief Executive Officer) for an environmental intelligence solution for use by Neighborhood Services Department, \$110,000. ([Council Communication No. 23-377](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1104](#) 45. [Change](#) Order #3 with Cale America, Inc. d/b/a Flowbird Group for the purchase of additional multi-space meter (MSM) pay stations and system upgrade for expansion of the on-street parking system, additional cost \$70,550. ([Council Communication No. 23-368](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**



[23-1105](#)

46. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of August 7 and 14, 2023; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of August 7 and 14, 2023; to draw checks for biweekly payroll due August 11, 2023. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

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

**HEARINGS (OPEN AT 5:00 PM) (ITEMS 47 THRU 65)**

[23-1106](#)

47. [Dismissing](#) hearing for vacation of segments of Ingersoll Avenue right-of-way and conveyance of easements for bus shelter encroachment on City-owned property to Des Moines Area Regional Transit Authority, \$1,320, continued from June 26, 2023 Council Meeting. **Moved by Mandelbaum to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1107](#)

48. [On](#) conveyance of excess City property locally known as 4030 53<sup>rd</sup> Street to Barry Pottinger for side yard purposes, \$500. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1108](#)

49. [On](#) conveyance of 29 Hartford Avenue to Q Enterprises LLC for rehabilitation of housing, \$30,000. ([Council Communication No. 23-376](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**

[23-1109](#)

50. [On](#) a request from S&S Homebuilders, LLC (Nick Stephenson, Officer) to rezone the property located at 3605 E. 56th Street from “N1a” Neighborhood District to “N2b-2” Neighborhood District to subdivide and allow development of the property into three (3) lots with two household units per lot. **Moved by Westergaard to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**

[23-1110](#)

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

[23-1111](#)

- (B) [Final](#) consideration of ordinance above (waiver requested by applicant), requires six votes. **Moved by Westergaard 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, #16,268. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1112](#) 51. **On** a request from Neighborhood Development Corp (Abbey Gilroy, Officer) for property located in the vicinity of 3103 Forest Avenue to amend PlanDSM Creating Our Tomorrow Plan to revise the future land use classification from Neighborhood Mixed Use within a Neighborhood Node to Community Mixed Use within a Neighborhood Node, and to rezone the property from “MX1” Mixed Use District to “RX1” Mixed Use District to allow the development of the property for two (2) multiple-household apartment buildings. **Moved by Boesen to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1113](#) (A) **First** consideration of ordinance above **Moved by Boesen to that this ordinance be considered and given first vote for passage. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1114](#) (B) **Final** consideration of ordinance above (waiver requested by applicant), 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, #16,269. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1115](#) 52. **On** a request from Euclid Foresight, LLC (Brandon Foldes, Officer) for property located at 3619 5<sup>th</sup> Avenue to amend PlanDSM Creating Our Tomorrow Plan to revise the future land use classification from Low Density Residential within a Neighborhood Node to Neighborhood Mixed Use within a Neighborhood Node and to rezone the property from “N5” Neighborhood District to Limited “MX1” Mixed Use District to allow use of the property as a surface parking lot accessory to the property to the south. **Moved by Westergaard to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1116](#) (A) **First** consideration of ordinance above. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1117](#) (B) **Final** consideration of ordinance above (waiver requested by applicant), requires six votes. **Moved by Westergaard 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, #16,270. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1118](#) 53. **On** proposed First Amendment to the Urban Renewal Plan for the East Army Post Road Urban Renewal Area. ([Council Communication No. 23-358](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1119](#) 54. On the issuance of not to exceed \$1,000,000 General Obligation Bonds for general corporate purposes, GCP-1. ([Council Communication No. 23-373](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1120](#) (A) Authorization for additional action. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1121](#) 55. On the issuance of not to exceed \$1,000,000 General Obligation Bonds for general corporate purposes, GCP-2 ([Council Communication No. 23-373](#)) **Moved by Mandelbaum to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1122](#) (A) Authorization for additional action. **Moved by Mandelbaum to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1123](#) 56. On the issuance of not to exceed \$700,000 General Obligation Bonds for general corporate purposes, GCP-3. ([Council Communication No. 23-373](#)) **Moved by Voss to adopt. Second by Westergaard. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1124](#) (A) Authorization for additional action. **Moved by Voss to adopt. Second by Westergaard. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1125](#) 57. On the issuance of not to exceed \$900,000 General Obligation Bonds for general corporate purposes, GCP-4. ([Council Communication No. 23-373](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1126](#) (A) Authorization for additional action. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1127](#) 58. On the issuance of not to exceed \$900,000 General Obligation Bonds for general corporate purposes, GCP-5. ([Council Communication No. 23-373](#)) **Moved by Boesen to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1128](#) (A) Authorization for additional action. **Moved by Boesen to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1129](#) 59. On the issuance of not to exceed \$1,000,000 General Obligation Bonds for general corporate purposes, GCP-6. ([Council Communication No. 23-373](#)) **Moved by Voss to adopt. Second by Westergaard. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1130](#) (A) Authorization for additional action. **Moved by Voss to adopt. Second by Westergaard. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1131](#) 60. On the issuance of not to exceed \$1,000,000 General Obligation Bonds or Capital Loan Notes for general corporate purposes. ([Council Communication No. 23-373](#)) **Moved by Boesen to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**

- [23-1132](#) (A) [Authorization](#) for additional action. **Moved by Boesen to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1133](#) 61. [On](#) the issuance of not to exceed \$41,000,000 General Obligation Bonds for essential corporate purposes. ([Council Communication No. 23-373](#)) **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1134](#) (A) [Authorization](#) for additional action. **Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1135](#) 62. [On](#) the issuance of not to exceed \$28,000,000 General Obligation Urban Renewal Bonds for urban renewal purposes. ([Council Communication No. 23-373](#)) **Moved by Voss to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1136](#) (A) [Authorization](#) for additional action. **Moved by Voss to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1137](#) 63. [On](#) the issuance of not to exceed \$5,000,000 General Obligation Urban Renewal Bonds or Capital Loan Notes for urban renewal purposes. ([Council Communication No. 23-373](#)) **Moved by Boesen to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1138](#) (A) [Authorization](#) for additional action. **Moved by Boesen to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1139](#) 64. [On](#) the proposition of entering into a loan agreement and the issuance of not to exceed \$50,000,000 General Obligation Capital Loan Notes (General Fund) to evidence the obligations of the City thereunder. ([Council Communication No. 23-373](#)) **Moved by Boesen to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1140](#) 65. [On](#) the proposition of the issuance of not to exceed \$22,000,000 Stormwater Management Utility Revenue Bonds. ([Council Communication No. 23-373](#)) **Moved by Westergaard to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**
- [23-1141](#) (A) [Authorization](#) for additional action. **Moved by Westergaard to adopt. Second by Voss. Motion Carried 6-1. Absent: Sheumaker.**

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

#### INFORMAL HEARING

- [23-1142](#) 66. [On](#) authorization to proceed with acquisition of the necessary property interests for the 63rd Street Trail from SW McKinley Avenue to Raccoon River Project. ([Council Communication No. 23-369](#)) **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**

## ORDINANCES FIRST CONSIDERATION

[23-1143](#)

67. **Amending** Chapter 114 of the Municipal Code regarding Traffic Regulation Changes as follows: (**Council Communication No. 23-362**) **Moved by Voss that this ordinance be considered and given first vote for passage. Second by Gatto. Motion Carried 6-1. Absent: Sheumaker.**

- (B) Code Correction – update parking restrictions to match field conditions on E. 17th Street between Dean Avenue and Guthrie Avenue.
- (C) Code Correction – update code to correct a spelling error on E. 44th Street between Hubbell Avenue and Honey Bee Ridge.
- (D) Code Correction – update parking restrictions to match field conditions on State Street between E. 23rd Street and E. 33rd Street.
- (E) Code Correction – update parking restrictions to match field conditions on E. Walnut Street between E. 18th Street and E. 30th Street.
- (F) Code Correction – update parking restrictions to match field conditions on E. Watrous Avenue from South Union Street to the east city limits.
- (G) Corner Clearance Parking Restrictions:
  - (1) E. 28th Street and Easton Boulevard.
  - (2) E. Douglas Avenue and Lay Street.

[23-1144](#)

- (H) Final consideration of ordinance above, requires six votes. **Moved by Voss 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, #16,271. Seconded by Gatto. Motion Carried 6-1. Absent: Sheumaker.**

[23-1145](#)

68. **Designating** the Oak Park-Highland Park TIF District No. 5. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Seconded by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1146](#)

- (A) **Final** consideration of ordinance above (waiver requested by Cody Christensen, Development Services Director), requires six votes. **Moved by Westergaard 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, #16,272. Seconded by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1147](#) (B) **Urban** renewal development agreement with 36 ON 6<sup>th</sup>, LLC for the renovation of 3614 6th Avenue into a mixed-use residential and commercial development in the Oak Park-Highland Park Urban Renewal Area. ([Council Communication No. 23-356](#)) **Moved by Westergaard to adopt. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

[23-1148](#) 69. **Amending** Section 134-6.5.2, Section 134-3.8.1 and Table 134-3.1-1 and Table 134-3.9-1, relating to consumer fireworks sales; alcoholic liquor, wine, beer sales; and utility and public service infrastructure repair or modification. **Moved by Gatto that this ordinance be considered and given first vote for passage. Second by Westergaard. Motion Carried 6-1. Absent: Sheumaker.**

[23-1149](#) (A) **Final** consideration of ordinance above (waiver requested by Chris Johansen, Neighborhood Services Director), 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, #16,273. Seconded by Westergaard. Motion Carried 6-1. Absent: Sheumaker.**

#### COMMUNICATIONS/REPORTS

[23-1150](#) 70. **Requests** to speak as follows: **Moved by Gatto to receive and file. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

- (A) Anna Campos
- (B) Adam Callanan
- (C) Jolene Prescott
- (D) Susan Hook
- (E) Carolyn Uhlenhake Walker - **did not speak.**
- (F) David Hellstern

[23-1151](#) MOTION TO ADJOURN. **Moved by Gatto to adjourn at 6:02 P.M. Second by Boesen. Motion Carried 6-1. Absent: Sheumaker.**

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