



*** 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 '24-' 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 5, 2024
5:00 PM

I. CLOSED SESSION – 3:30 PM

[24-1036](#)

- (A) Roll Call. **Present: Boesen, Simonson, Voss, Westergaard, and Mandelbaum. Absent: Coleman and Gatto. Council Member Voss participated in the meeting by phone. Council Member Coleman entered the meeting at 3:39 PM during item C.**

[24-1037](#)

- (B) Recess, and reconvene in closed session pursuant to Section 21.5, subsection 1, paragraph C, of the Iowa Code, to discuss as 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 Mandelbaum to adopt. Second by Simonson. Motion Carried upon roll call 5-0. Absent: Coleman and Gatto.**

[24-1038](#)

- (C) Closed Session.

[24-1039](#)

- (D) Terminate closed session and reconvene in open session. **Moved by Westergaard to adopt. Second by Coleman. Motion Carried 6-0. Absent: Gatto.**

[24-1040](#)

(E) Motion to adjourn. **Moved by Voss to adjourn at 4:24 PM. Second by Mandelbaum. Motion Carried 6-0. Absent: Gatto.**

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[24-1041](#)

1. ROLL CALL: **Present: Boesen, Simonson, Voss, Coleman, Westergaard, and Mandelbaum. Absent: Gatto. Council Member Voss participated in the meeting by phone.**

[24-1042](#)

2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Westergaard to amend the agenda by striking item 37 the second reading of an ordinance concerning agricultural non-domestic animals and postponing indefinitely and directing the City Manager to bring back a different ordinance amendment related to that subject matter and approve the agenda as amended. Second by Coleman. Motion Carried 6-0. Absent: Gatto.**

[24-1043](#)

3. APPROVING CONSENT AGENDA * – items 3 through 34: **Moved by Coleman to adopt the balance of the Consent Agenda. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

***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

[24-1044](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

NEW APPLICATIONS

(A) EL RINCON CUBANO 1452 2ND AVE Class C Liquor

RENEWAL APPLICATIONS

(B) 1833 SALOON	1833 HUBBELL AVE	Class C Liquor
(C) BAR NICO	428 E LOCUST ST	Class C Liquor
(D) CAVE DSM	1437 WALNUT ST	Special Class C
(E) CHAMLING FOOD	200 ARMY POST RD #20	Class B Retail
(F) DJANGO	1420 LOCUST ST	Class C Liquor
(G) EAST SIDE EDDIES	3517 E 26TH ST	Class C Liquor
(H) EL PALOMINO	3116 E 14TH ST	Class B Retail
(I) EL PATIO MEXICAN	611 37TH ST	Class C Liquor
(J) GIT N GO #26	2140 E PARK AVE	Class B Retail

PUBLIC IMPROVEMENTS

- [24-1046](#) 6. [Approving](#) the Fiscal Year 2026 Traffic Safety Improvement Program (TSIP) Application to the Iowa Department of Transportation (Iowa DOT) for the 19th Street Improvement Project. ([Council Communication No. 24-311](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1047](#) 7. [Approving](#) the Fiscal Year 2026 Traffic Safety Improvement Program (TSIP) Application to the Iowa Department of Transportation (IDOT) for the Citywide installation of flashing yellow arrow traffic signal heads along five (5) corridors. ([Council Communication No. 24-312](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1048](#) 8. [Approving](#) and authorizing the execution of a 28E Agreement with the City of West Des Moines for major construction within the public right-of-way of SW 63rd Street/SE 1st Street for the 63rd Street Trail from SW McKinley Avenue to the Raccoon River. ([Council Communication No. 24-313](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1049](#) 9. [Approving](#) Guaranteed Maximum Price (GMP) Amendment 1 with J.E. Dunn Construction Company for Construction Manager at Risk services for the North Side Community Recreation Center, not to exceed \$273,082. ([Council Communication No. 24-314](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1050](#) 10. [Approving](#) Change Order No. 6 with Municipal Pipe Tool Company, Inc. for additional work on 2022 Sewer Lining Program, \$477,265.80. ([Council Communication No. 24-315](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1051](#) 11. [Approval](#) of contract and bond for construction of an improvement with an estimated cost which is less than the Iowa Code competitive bid threshold, 3rd & Court Avenue Parking Garage Skywalk Lobby Improvements, Bergstrom Construction, Inc. (Tom Gorgas, President), \$44,761. ([Council Communication No. 24-316](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

SPECIAL ASSESSMENTS

- [24-1052](#) 12. [Levying](#) assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2024-08. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1053](#) 13. [Deletion](#) of NAC – Emergency Assessment at 2335 Lyon Street. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1054](#) 14. [Deletion](#) of rental inspection assessment at 3401 SE 20th Street. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

LAND/PROPERTY TRANSACTIONS

- [24-1055](#) 15. [Acceptance](#) of Real Estate documents from Ty Cawley for voluntary acquisition of property located at 200 Euclid Avenue for \$500,000, and authorization to use Community Development Block Grant (CDBG) funds for acquisition and stabilization. ([Council Communication No. 24-320](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
16. Number not used.
- [24-1056](#) 17. [Approving](#) 50 tax abatement applications for work completed in 2024. ([Council Communication No. 24-322](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1057](#) 18. [Authorization](#) to proceed with acquisition of the necessary property interests for the Hamilton Drain Storm Water Improvements Phase 4 Project. ([Council Communication No. 24-318](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1058](#) 19. [City](#) initiated rezoning of three parcels in the SE Industrial Urban Renewal Plan located along East Army Post Road, west of SE 45th Street and east of SE 36th Street, bounded on the north by East Army Post Road and East Pine Avenue to the south. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

19-I Recommendation from Mayor Boesen to appoint the following to the Historic Preservation Commission:

- [24-1059](#) (A) [John](#) Beard, Seat 2, expiring March 28, 2026. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1060](#) (B) [Kathy](#) Hellstern, Seat 11, expiring February 3, 2027. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1061](#) 20. **Receipt** of communication from Meg Schneider advising of her resignation from the Transportation Safety Committee, Seat 2, effective immediately. **Moved by Coleman to receive, file, and accept resignation with appreciation for her service. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [24-1062](#) 21. **Regarding** a request from Star Lofts Condos (Scott Cutler, Officer) regarding the vacation of 567 square feet of surface right-of-way for patios and 90 square feet of sub-surface right-of-way for a foundation for a retaining wall at 2701 Ingersoll Ave. **Moved by Coleman to receive and file the communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

SETTING DATE OF HEARINGS

- [24-1063](#) 22. **On** a request from JSG Properties, LLC (Gary Jones, Officer) to amend the PlanDSM: Creating Our Tomorrow Comprehensive Plan to revise the future land use classification from Business Park to Industrial and to rezone 3001 McKinley Avenue from “EX” Mixed Use District to Limited “I1” Industrial District to allow the expansion of an existing industrial and warehousing use with zoning regulations, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1064](#) 23. **On** a request from Lillian C. Riccelli (Owner) to amend the PlanDSM: Creating Our Tomorrow Comprehensive Plan to revise the future land use classification from Low Density Residential to Neighborhood Mixed Use and to rezone two (2) parcels located at 3803 Indianola Avenue and 3805 Indianola Avenue from “N3a” Neighborhood District to “MX1” Mixed Use District to allow a mixed-use (commercial and residential) redevelopment of the site, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1065](#) 24. **On** assessment of \$1,500 penalty and thirty (30) day suspension to Super Quick, 303 SE 30th Street for violation of Iowa Alcoholic Beverage Laws, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1066](#) 24-I **On** the issuance of not to exceed \$34,000,000 General Obligation Bonds for essential corporate purposes, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

24-II On the issuance of General Obligation Bonds for the following:

- [24-1067](#) (A) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-1, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1068](#) (B) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-2, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1069](#) (C) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-3, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1070](#) (D) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-4, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1071](#) (E) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-5, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1072](#) (F) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-6, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1073](#) (G) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-7, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1074](#) (H) On the issuance of not to exceed \$1,300,000 General Obligation Bonds for general corporate purposes, GCP-8, (8-19-24). **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [24-1075](#) 25. Approving retention of outside counsel and waiver and consent to conflict of interest in representation by Brown Winick Law Firm regarding a sick leave insurance program. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 5-0. Council Member Coleman declares a conflict of interest and abstains from voting. Absent: Gatto.**
- [24-1076](#) 26. Approving payment to Karen Welch for a property damage claim. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1077](#) 27. [Approving](#) payment to Kallie Christensen for a property damage claim. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

CITY MANAGER COMMUNICATIONS

- [24-1078](#) 28. [Submitting](#) travel and training request for Sherill Whisenand. ([Council Communication No. 24-321](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

APPROVING

- [24-1079](#) 29. [Suspension](#) of civil service hiring practices for entrance positions as authorized by Iowa Code Section 400.12A for the period August 5, 2024 through August 4, 2025. ([Council Communication No. 24-308](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

30. Purchases from the following:

- [24-1080](#) (A) [Sunset](#) Law Enforcement LTD (Mike Bright, Owner), Streicher's, Inc. (Jeremy Jenniges, President) and Kiesler Police Supply, Inc. (Doug Kiesler, CEO) for ammunition and approving use of State of Iowa Master Agreements for use by the Police Department, estimated annual cost \$310,671.15. ([Council Communication No. 24-307](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1081](#) (B) [MB](#) Lawn Care, LLC for the soil quality restoration services for the Soil Quality Restoration Batch and Build Program as requested by the Public Works Department, at a total cost of \$156,000. (193 potential bidders, 4 received) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1082](#) (C) [MacQueen](#) Equipment (Dan Gage, President/CEO) for three (3) replacement street sweepers and approving use of Sourcewell Contract for use by the Public Works Department, \$934,893.60. ([Council Communication No. 24-309](#)) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

31. Abatement of public nuisances as follows:

- [24-1083](#) (A) [1909](#) E. 22nd Street. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1084](#) (B) [6604](#) SW 17th Street. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1085](#) (C) [6209](#) SE 5th Street. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- [24-1086](#) (D) [2825](#) SE 14th Street, Lot 5. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1087](#) (E) [2825](#) SE 14th Street, Lot 11. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1088](#) (F) [2825](#) SE 14th Street, Lot 29. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1089](#) (G) [2825](#) SE 14th Street, Lot 30. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1090](#) (H) [2825](#) SE 14th Street, Lot 44. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1091](#) (I) [2825](#) SE 14th Street, Lot 62. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1092](#) (J) [2825](#) SE 14th Street, Lot 64. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1093](#) (K) [2825](#) SE 14th Street, Lot 70. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

[24-1094](#) 32. [Communication](#) of fire escrow at 2705 E. Railroad Avenue. **Moved by Coleman to receive and file and to direct the City Attorney to bring legal action within one hundred eighty (180) days of notice received on June 5, 2024, if owner(s) has not demolished or renovated the structure. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

[24-1095](#) 33. [Release](#) of fire escrow at 1306 E. 27th Court. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

[24-1096](#) 34. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of August 5 and 12, 2024; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of August 5 and 12, 2024; to draw checks for biweekly payroll due on August 9, 2024. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

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

ORDINANCES - SECOND CONSIDERATION

[24-1097](#) 35. [Amending](#) Sections 102-8, 102-615 and 3-23 of the Municipal Code relating to abandoned property and the removal of encroachments. **Moved by Coleman that this ordinance be considered and given second vote for passage. Second by Westergaard. Motion Carried 5-1. Nays: Mandelbaum. Absent: Gatto**

[24-1098](#) 36. [Amending](#) Chapter 102 of the Municipal Code relating to prohibited camping. ([Council Communication No. 24-325](#)) **Moved by Coleman that this ordinance be considered and given second vote for passage. Second by Westergaard. Motion Carried 5-1. Nays: Mandelbaum. Absent: Gatto.**

WITHDRAWN

- [24-1099](#) 37. ~~Amending Sections 18-4 and 18-136 of the Municipal Code relating to agricultural nondonestic animals and exotic animals and the types permitted.~~

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 38 THRU 46)

- [24-1100](#) 38. Dismiss hearing on a Commercial Lease Agreement with Panom & Sons LLC d/b/a Blu Thai Food and Sushi for use of Suite 309 for restaurant purposes located in City-owned property at the T.M. Franklin Cownie City Administration Building located at 1200 Locust Street. **Moved by Mandelbaum to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1101](#) 39. On conveyance of 1607 Clark Street to The Woods Bibbin Company LLC for \$6,500. (Council Communication No. 24-319) **Moved by Coleman to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1102](#) 40. On conveyance of 2800 and 2818 Bell Avenue to Bams Properties, LLC (Steven Jones and Matthew Norris, Owners) for Christian Edward Print and Graphics expansion, \$174,027. (Council Communication No. 24-317) **Moved by Mandelbaum to adopt. Second by Coleman. Motion Carried 6-0. Absent: Gatto.**
- [24-1103](#) 41. On a request from Tasty King of Iowa, LLC (Neil Thomson, Officer) to amend the PlanDSM: Creating Our Tomorrow Comprehensive Plan to revise the future land use classification of the property from Industrial within a Community Node to Community Mixed Use within a Community Node and to rezone 205 University Avenue from “MX2” Mixed Use District to “MX3” Mixed Use District, to bring an existing restaurant with a drive-through use into conformance with zoning regulations. **Moved by Coleman to adopt. Second by Mandelbaum. Motion Carried 6-0. Absent: Gatto.**
- [24-1104](#) (A) First consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Second by Mandelbaum. Motion Carried 6-0. Absent: Gatto.**
- [24-1105](#) (B) Final consideration of ordinance above (waiver requested by applicant), requires six votes. **Moved by Coleman 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, #16,373. Second by Mandelbaum. Motion Carried 6-0. Absent: Gatto.**

- [24-1106](#) 42. **On** a request from S&S Homebuilders, LLC (Nick Stephenson, Officer) to amend the PlanDSM: Creating Our Tomorrow Comprehensive Plan to revise the future land use classification from Low Density Residential to Low-Medium Density Residential and to rezone 902 and 908 31st Street from “N5” Neighborhood District to “NX1” Neighborhood Mix District, to allow the construction of a residential row building. **Moved by Mandelbaum to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1107](#) (A) **First** consideration of ordinance above. **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1108](#) (B) **Final** consideration of ordinance above (waiver requested by 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, #16,374. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**
- [24-1109](#) 43. **On** a request from MidAmerican Energy Company (Benjamin Keith and Mark D. Lowe, Officers) for review and approval of an 8th amendment to the Airport Commerce Park West PUD Conceptual Plan at 5700 Thornton Avenue, to allow a utility substation use and additional fencing options. **Moved by Mandelbaum to adopt. Second by Coleman. Motion Carried 6-0. Absent: Gatto.**
- [24-1110](#) 44. **On** a City-initiated request to rename two cul-de-sac street segments of Caulder Court to East Caulder Court. **Moved by Coleman to adopt. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**
- [24-1111](#) (A) **First** consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**
- [24-1112](#) (B) Final consideration of ordinance above (waiver requested by Cody Christensen, Development Services Director), requires six votes. **Moved by Coleman 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, #16,375. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**
- [24-1113](#) 45. **On** the First Amendment to the Fourth Restated City-Wide Urban Revitalization Plan to update the definition of missing middle residential and to add certain building material requirements to be eligible for tax abatement. **Moved by Coleman to adopt. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**

[24-1114](#)

46. **On** the proposed 35th Amendment to the Urban Renewal Plan for the Metro Center Urban Renewal Area. ([Council Communication No. 24-324](#)) **Moved by Mandelbaum to adopt. Second by Coleman. Motion Carried 6-0. Absent: Gatto.**

****END HEARINGS AT 5:15 P.M.****

SETTING DATE OF HEARING II

47. Number not used.

[24-1115](#)

48. **On** the issuance of not to exceed \$20,100,000 General Obligation Urban Renewal Bonds for essential corporate urban renewal purposes, (8-19-24). **Moved by Westergaard to adopt. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

49. Number not used.
50. Number not used
51. Number not used.
52. Number not used.
53. Number not used
54. Number not used.
55. Number not used.
56. Number not used.

CITY MANAGER REQUEST

[24-1116](#)

- 56-I **Council** discussion on Section 102-2 regarding maintenance of border area. **Moved by Coleman to direct the City Manager to establish a moratorium on enforcement of this section until the ordinance can be rewritten and returned to the City Council. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**

ORDINANCES FIRST CONSIDERATION

[24-1117](#)

57. **Amending** Section 74-101 of the Municipal Code relating to overnight use of parks by special permit. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

[24-1118](#)

- (A) **Final** consideration of ordinance above (waiver requested by Ben Page, Parks and Recreation Department 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, #16,376. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

[24-1119](#)

58. **Amending** Section 46-2 of the Municipal Code relating to fire zones and boundaries. **Moved by Simonson that this ordinance be considered and given first vote for passage. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**

[24-1120](#)

- (A) [Final](#) consideration of ordinance above (waiver requested by Chief Tekippe, Des Moines Fire Department), requires six votes. **Moved by Simonson 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, #16,377. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**

[24-1121](#)

59. [Amending](#) Chapter 114 of the Municipal Code regarding Traffic Regulation Changes as follows: ([Council Communication No. 24-310](#)) **Moved by Westergaard that this ordinance be considered and given first vote for passage. Second by Simonson. Motion Carried 6-0. Absent: Gatto.**

- (A) Parking Modification – Accessible parking space on 33rd Street between College Avenue and Mondamin Avenue.
- (B) Code Correction – E. Broadway Avenue from the west city limits to the east city limits.

COMMUNICATIONS/REPORTS

[24-1122](#)

60. [Requests](#) to speak as follows: **Moved by Coleman to receive and file. Second by Mandelbaum. Motion Carried 6-0. Absent: Gatto. Motion by Simonson to receive and file documents from Jodi Runge and EJ Philby Burton. Second by Westergaard. Motion Carried 6-0. Absent: Gatto.**

- (A) Jacob Formaro
(B) Suzanne Overton
(C) Kiersten Buhr
(D) Monika Owczarski
(E) Marco Battaglia
(F) Keenan Crow
(G) Kimberly Graham
(H) Jodi Runge
(I) Candy Haney
(J) Giada Morresi
(K) Rebekah Delgado
(L) Taylor Klocke – Did not speak.
(M) Sally Davis
(N) EJ Philby Burton
(O) Jon Philby Burton
(P) Ed Fallon
(Q) Bridget Fagan-Reidburn – Did not speak.
(R) Sarah Reid

- (S) Jacey Van Roekel – Did not speak.
- (T) Ben Lynch

[24-1123](#)

MOTION TO ADJOURN. Moved by Westergaard to adjourn at 7:06 PM. Second by Mandelbaum. Motion Carried 6-0. Absent: Gatto.

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