



*** 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 '25-' 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

March 24, 2025

5:00 PM

PROCLAMATION – 4:50 PM

Women's History Month

- [25-0406](#) 1. ROLL CALL: **Present: Boesen, Simonson, Voss, Coleman, Westergaard, Mandelbaum and Gatto.**
- [25-0407](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Voss to reschedule item 48 to the April 7, 2025 meeting and adopt. Second by Simonson. Motion Carried 7-0.**
- [25-0408](#) 3. APPROVING CONSENT AGENDA * – items 3 through 39: **Moved by Gatto to adopt the balance of the Consent Agenda. Second by Coleman. Motion Carried 7-0.**

***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

[25-0409](#)

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

NEW APPLICATIONS

(A) DAVIS BALL PARK	4980 E 46TH ST	Special Class C
(B) PRIME SPOT	2355 E UNIVERSITY AVE	Class B Liquor
(C) SUNRISE TAP	4155 EASTON BLVD	Class C Liquor

RENEWAL APPLICATIONS

(D) 4H BUILDING	3000 E GRAND AVE	Class C Liquor
(E) BEST TRIP	1516 SE 1ST ST	Class E Liquor
(F) BIG DOG BILLIARDS	4510 E 14TH ST	Class C Liquor
(G) BLISS NAILS & BAR	208 4TH ST	Class C Liquor
(H) CHICAGO SPEAKEASY	1520 EUCLID AVE	Class C Liquor
(I) DOLLAR GENERAL #21816	604 LOCUST ST #101	Class B Retail
(J) EATARY/A	2932 INGERSOLL AVE	Class C Liquor
(K) GIT N GO STORE #10	816 E EUCLID AVE	Class B Retail
(L) HARBINGER	2724 INGERSOLL AVE	Class C Liquor
(M) HY VEE FOOD STORE #3	3221 SE 14TH ST	Class E Liquor
(N) JOHNNYS ITALIAN	6800 FLEUR DR	Class C Liquor
(O) KUNG FU TAP & TACO	210 INDIANOLA RD	Class C Liquor
(P) LDS CORNER	344 E JACKSON AVE	Class C Liquor
(Q) LEFTYS LIVE MUSIC	2307 UNIVERSITY AVE	Class C Liquor
(R) NEW ORIENTAL FOOD	515 E GRAND AVE	Class B Retail
(S) NOAHS ARK	2400 INGERSOLL AVE	Class C Liquor
(T) NUT POB RESTAURANT	3322 INDIANOLA AVE	Special Class C
(U) OASIS	1401 BUCHANAN ST	Class E Liquor
(V) OVATIONS FOOD	233 CENTER ST	Class C Liquor

SPECIAL EVENT APPLICATION

- (W) YOUR PRIVATE BAR 120 E 5TH ST 14 days
CLASS C LIQUOR LICENSE FOR EVENTS ON MARCH 25 THROUGH APRIL 7, 2025.

TRANSFER TO NEW LOCATION

- (X) APRILS SUNRISE TAP 4155 EASTON BLVD Class C Liquor
PERMANENT TO 3801 EASTON BLVD

[25-0410](#)

5. [City](#) Clerk to issue Cigarette/Tobacco/Nicotine/Vapor Permits. **Moved by Gatto to adopt. Second by Westergaard. Motion Carried 5-2. Nays: Coleman and Voss.**

[25-0411](#)

6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 6-1. Nays: Coleman.**

- [25-0412](#) 7. [City](#) Clerk to approve Device Retailer Permits. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 6-1. Nays: Coleman.**

PUBLIC IMPROVEMENTS

8. Ordering construction of the following:

- [25-0413](#) (A) [Fleur](#) Drive Rehabilitation from George Flagg Pkwy to W. Martin Luther King Jr Pkwy: Receiving of bids, (4-8-25) and Setting date of hearing, (5-5-25), Engineer's estimate, \$950,000. ([Council Communication No. 25-110](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

- [25-0414](#) (B) [Gray's](#) Lake Park Sprayground: Receiving of bids, (4-22-25) and Setting date of hearing, (5-19-25), Engineer's estimate, \$2,400,000. ([Council Communication No. 25-111](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

- [25-0415](#) 9. [Approving](#) and authorizing the execution of the Cooperative Agreement between the Iowa Department of Transportation (IDOT) and the City of Des Moines for the 19th Street from Cottage Grove Avenue to Washington Avenue Street Improvement project. ([Council Communication No. 25-121](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

- [25-0416](#) 10. [Acceptance](#) of proposal from MidAmerican Energy Company to install streetlights for McKinley Avenue Reconstruction from South Union Street to SW 9th Street, estimated cost \$134,507.27. ([Council Communication No. 25-124](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

- [25-0417](#) 11. [Approving](#) Supplemental Agreement No.1 to the Professional Services Agreement with McClure Engineering Company for Euclid Avenue 3-Lane Conversion (2nd Avenue to Des Moines River Bridge), not to exceed \$105,820. ([Council Communication No. 25-122](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 6-1. Nays: Coleman.**

- [25-0418](#) 12. [Approving](#) Supplemental Agreement No.1 to the Professional Services Agreement with Veenstra & Kimm, Inc. for Market District Stormwater Improvements, not to exceed \$149,500. ([Council Communication No. 25-123](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

13. Approving completion and acceptance of Private Construction Contracts for the following:

- [25-0419](#) (A) [Paving](#) Improvements at South Union Elementary, between TK Concrete, Inc. and Des Moines Independent Community School District. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

- [25-0420](#) (B) [Sanitary](#) and Storm Sewer Improvements at Stanton Ridge Plat 1, between Evolution Contracting, LLC and KEC Investments, LLC. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0421](#) (C) [Sanitary](#) Sewer Improvements at Gray's Station Plat 5, between McAninch Corporation and HRC NFS I, LLC. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0422](#) (D) [Storm](#) Sewer Improvements at Gray's Station Plat 5, between McAninch Corporation and HRC NFS I, LLC. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0423](#) 14. [Accepting](#) completed construction and approving final payment for 2023 City-wide PCC Pavement Patching Program – TK Concrete, Inc. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [25-0424](#) 15. [Levying](#) Assessments for costs of Nuisance Abatement-NAC Emergency Orders (Neighborhood Services), Schedule No. 2025-03. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
16. Levying Assessments for costs of Public Works Sewer Repairs at the following:
- [25-0425](#) (A) [2115](#) Drake Park Avenue, Schedule No. 2025-01. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0426](#) (B) [803](#) Oak Park Avenue, Schedule No. 2025-02. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [25-0427](#) 17. [Authorization](#) to proceed with acquisition of the necessary property interests for the Ingersoll Avenue Improvements from 31st Street to 35th Street project. ([Council Communication No. 25-107](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 6-1. Nays: Coleman.**
- [25-0428](#) 18. [Authorization](#) to proceed with acquisition of the necessary property interests for the Douglas Avenue Improvements from Merle Hay Road to Martin Luther King, Jr. Parkway project. ([Council Communication No. 25-106](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [25-0429](#) 19. [Approve](#) merger of the Highland Park Neighborhood Association and Oak Park Neighbors in accordance with the Neighborhood Recognition Policy. ([Council Communication No. 25-118](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0430](#) 20. [Communication](#) from Joanne May advising of her resignation from the Housing Appeals Board, Seat 5, effective immediately. **Moved by Gatto to receive, file and accept resignation with appreciation for her service. Second by Coleman. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [25-0431](#) 21. [On](#) vacation of a portion of the north/south alley right-of-way located in the block bounded by SE 5th Street to the west, Pioneer Road to the south and Hartford Avenue to the north, and conveyance to adjoining property owners for \$150, (4-7-25). **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0432](#) 22. [On](#) vacation of subsurface and surface rights within portions of Mulberry Street right-of-way adjoining 1435 Mulberry Street and conveyance of a Permanent Easement for Subsurface Building Encroachment on City-owned Property and a Permanent Easement for Building Encroachment - Door Swing to 1435 Mulberry LLC for \$14,750, (4-7-25). **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

WITHDRAWN

- [25-0433](#) 23. ~~[On](#) conveyance of vacated alley right of way adjoining 1014 Virginia Avenue to Home Opportunities Made Easy, Inc. d/b/a H.O.M.E., Inc. and Wesley A. Kirscher for \$100, (4-7-25).~~
- [25-0434](#) 24. [On](#) request from Helena Industries LLC (Tony DiBeneditto, Officer) regarding property located in the vicinity of 3523 Vandalia Road to rezone the property from “EX” Mixed Use District to “I2” Industrial District to allow a Fabrication and Production use with accessory outdoor storage of trucks and trailers, (4-7-25). **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
25. Setting date of hearing on items regarding the budget, (4-7-25): ([Council Communication No. 25-113](#))
- [25-0435](#) (A) [Adoption](#) of the Capital Improvement Program (CIP) for fiscal year (FY) 2025-26 through FY 2028-29. **Moved by Mandelbaum to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0436](#) (B) [On](#) amendment to the annual budget for current fiscal year ending June 30, 2025. **Moved by Mandelbaum to adopt. Second by Coleman. Motion Carried 7-0.**

- [25-0437](#) (C) [On](#) proposed budget for the fiscal year ending June 30, 2026. **Moved by Mandelbaum to adopt and refer to the City Manager for best recommendation to get to approximately 40% of past budget for sustainability. Second by Coleman. Motion Carried 7-0.**
- [25-0438](#) 26. [On](#) request by petition for designation of the Ulysses S. Grant School located at 1031 23rd Street as a Local Landmark named “Ulysses S. Grant School”, (4-7-25). **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0439](#) 27. [On](#) the proposed Fourth Amendment to the Urban Renewal Plan for the Oak Park-Highland Park Urban Renewal Area, (4-21-25). ([Council Communication No. 25-132](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0440](#) 28. [On](#) the proposed Seventh Amendment to the Urban Renewal Plan for the Southside Economic Development District Urban Renewal Area, (4-21-25). ([Council Communication No. 25-131](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0441](#) 29. [On](#) the proposed Sixteenth Amendment to the Urban Renewal Plan for the SE AgriBusiness Urban Renewal Area, (4-21-25). ([Council Communication No. 25-130](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0442](#) 30. [On](#) the proposed 36th Amendment to the Urban Renewal Plan for the Metro Center Urban Renewal Area, (4-21-25). ([Council Communication No. 25-129](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [25-0443](#) 31. [Approving](#) payment to State Farm as subrogee of Scott Wiegman for a property damage claim. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [25-0444](#) 32. [Submitting](#) travel and training requests for Mayor Connie Boesen and Joe Gatto. ([Council Communication No. 25-128](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

APPROVING

- [25-0445](#) 33. [HOME](#) Investment Partnership Program American Rescue Plan (HOME-ARP) Agreement with Greater Des Moines Supportive Housing for \$1,250,000 and \$1,250,000 of Community Development Block Grant (CDBG) funds for the acquisition and rehabilitation of the Greater Des Moines Supportive Housing Campus at 1050 6th Avenue. ([Council Communication No. 25-117](#)) **Moved by Coleman to adopt. Second by Mandelbaum. Motion Carried 7-0.**

- [25-0446](#) 34. [Ratification](#) of the National Park Service (NPS) Land and Water Conservation Fund ([LWCF](#)) grant application by the Parks and Recreation Department seeking \$250,000 for Martin Luther King Jr. Park Playground Improvements Project. ([Council Communication No. 25-125](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0447](#) 35. [BRAVO](#) GC25 Public Art Grant Agreement with Bravo Greater Des Moines for \$22,750 of grant funding for Pioneer Columbus Community Recreation Center (CRC) Mural Project. ([Council Communication No. 25-126](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0448](#) 35-I [Admission](#) of the City of Norwalk as a party to the Intergovernmental Agreement for the Promotion or Tourism and Convention Activities in the Greater Des Moines Area. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0449](#) 36. [Amendment](#) to the PlanDSM Creating Our Tomorrow Comprehensive Plan to adopt revitalization plans for the Union Park Neighborhood and the North of Grand and Woodland Heights Neighborhood Special Investment Districts (SIDs) as elements. ([Council Communication No. 25-115](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0450](#) 37. [Proclaiming](#) Trick or Treat night to be on Halloween Night, October 31, in the City of Des Moines. **Moved by Coleman to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-0451](#) 38. [Purchase](#) from local vendor Foster Coach Sales, Inc. (Steve Foster, President) of seven (7) Type 1 ambulances per Sourcewell Cooperative Agreement for use by the Fire Department, and authorizing negotiation and execution of Supplemental Agreement with REV Group, Inc. d/b/a Horton Emergency Vehicles, \$3,011,372. ([Council Communication No. 25-114](#)) **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**
- [25-0452](#) 39. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of March 24 and 31, 2025; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of March 24 and 31, 2025; to draw checks for biweekly payroll due on April 4, 2025. **Moved by Gatto to adopt. Second by Coleman. Motion Carried 7-0.**

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

HEARINGS (OPEN AT 5:00 PM) (ITEMS 40 THRU 47)

- [25-0453](#) 40. [On](#) vacation of the north/south alley right-of-way adjoining 401 SE 7th Street and conveyance of the vacated right-of-way and excess City property locally known as 401 SE 7th Street to Newbury Management Company, \$376,320. ([Council Communication No. 25-108](#)) **Moved by Gatto to adopt. Second by Mandelbaum. Motion Carried 7-0.**
- [25-0454](#) (A) [First](#) consideration of ordinance above. **Moved by Gatto that this ordinance be considered and given first vote for passage. Second by Mandelbaum. Motion Carried 7-0.**

- [25-0455](#) (B) 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, #16,445. Second by Mandelbaum. Motion Carried 7-0.**
- [25-0456](#) 41. **On** vacation of air, surface, and subsurface rights within portions of E. 5th Street right-of-way adjoining 106 E. 6th Street and conveyance of a Permanent Easement for Air Space Above City-owned Property, a Permanent Easement for Surface Building Encroachment on City-owned Property and a Permanent Easement for Subsurface Building Encroachment on City-owned Property to Des Moines Prep Facilities LLC, \$21,596. **Moved by Mandelbaum to adopt. Second by Voss. Motion Carried 7-0.**
- [25-0457](#) (A) **First** consideration of ordinance above. **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Second by Voss. Motion Carried 7-0.**
- [25-0458](#) (B) **Final** consideration of ordinance above (waiver requested by Manuel Mattke, Manager), 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, #16,446. Second by Voss. Motion Carried 7-0.**
- [25-0459](#) 42. **On** conveyance of excess City property located at 515 SE 6th Street and vacated north/south alley right-of-way adjoining 515 SE 6th Street to 509 SE 6th, LLC, \$189,000. ([Council Communication No. 25-109](#)) **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-0460](#) 43. **On** conveyance of a Permanent Easement for Sanitary Sewer Facilities to the Des Moines Metropolitan Wastewater Reclamation Authority for the WRA Southern Tier Interceptor, Phase 10, Segment 23 Project located at 2600 Hartford Avenue. **Moved by Gatto to adopt. Second by Simonson. Motion Carried 7-0.**
- 25-0461 44. **On** request from Lee M. Mitchell Trust and Margaret V. Mitchell Trust (Owners), represented by Lora Jorgensen and Colleen Mitchell (Officers) regarding two (2) irregular-shaped parcels located in the vicinity of 1111 SE 30th Street to amend PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification of the parcels from Business Park to Industrial and to rezone the parcels from “EX” Mixed Use District to Limited “I2” Industrial District to bring the existing “Junk and Salvage Yard” use into conformance with zoning regulations. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-0462](#) (A) **First** consideration of ordinance above. **Moved by Gatto that this ordinance be considered and given first vote for passage. Second by Voss. Motion Carried 7-0.**

- [25-0463](#) (B) [Final](#) consideration of ordinance above (waiver requested by 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, #16,447. Second by Voss. Motion Carried 7-0.**
- [25-0464](#) 45. [On](#) 2024 U.S. Department of Housing and Urban Development (HUD) Consolidated Annual Performance and Evaluation Report (CAPER). ([Council Communication No. 25-119](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-0465](#) 46. [On](#) a least cost agreement with Housby Mack, Inc. to replace refuse truck fleet every two years for four years, not to exceed \$2,000,000 annually. ([Council Communication No. 25-127](#)) **Moved by Coleman to approve. Second by Gatto. Motion Carried 7-0.**
- [25-0466](#) 47. [On](#) E. 33rd Street from University Avenue to Easton Boulevard Improvements: Resolution approving plans, specifications, form of contract documents, engineer's estimate, and receive and file bids, and designating lowest responsive, responsible bidder as InRoads, LLC (Joseph J. Manatt, CEO), \$615,212.10. ([Council Communication No. 25-120](#)) **Moved by Westergaard to adopt. Second by Simonson. Motion Carried 7-0.**
- [25-0467](#) (A) [Approving](#) contract and bond. **Moved by Westergaard to adopt. Second by Simonson. Motion Carried 7-0.**

*****END HEARINGS AT 5:26 PM*****

ORDINANCES FIRST CONSIDERATION

48. [Amending](#) Chapter 2 of the Municipal Code relating to definitions and exceptions of the City Council Ethics Code. **Item rescheduled to April 7, 2025 Council meeting on item 2.**

COMMUNICATIONS/REPORTS

- [25-0468](#) 49. [Requests](#) to speak as follows: **Moved by Gatto to receive and file. Second by Voss. Motion Carried 7-0.**
- (A) Thomas Hayes
(B) Heather C Armstrong
(C) Adam Callanan

- [25-0469](#) MOTION TO ADJOURN. **Moved by Boesen to adjourn at 5:54 PM. Motion Carried 7-0.**

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