



\*\*\* 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**

**September 29, 2025**

**5:00 PM**

**I. CLOSED SESSION – 3:30 PM**

[25-1252](#)

- (A) Roll Call. **Present: Boesen, Simonson, Westergaard, Mandelbaum and Gatto. Absent: Voss and Coleman. Council Member Coleman entered the meeting during item C at 3:35PM. Council Member Voss entered the meeting during item C at 3:48PM.**

[25-1253](#)

- (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 Simonson to adopt. Second by Gatto. Motion Carried 5-0. Absent: Voss and Coleman.**

[25-1254](#)

- (C) Closed Session.

[25-1255](#)

- (D) Terminate closed session and reconvene in open session. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

[25-1256](#) (E) Motion to adjourn. **Moved by Gatto to adjourn at 4:45PM. Second by Simonson. Motion Carried 7-0.**

\* \* \* \* \*

## PROCLAMATION – 4:50PM

Fire Prevention Week

[25-1257](#) 1. ROLL CALL: **Present: Boesen, Simonson, Voss, Coleman, Westergaard, Mandelbaum and Gatto.**

[25-1258](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

[25-1259](#) 3. APPROVING CONSENT AGENDA \* – items 3 through 58: **Moved by Gatto to adopt the balance of the Consent Agenda. Second by Voss. 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

[25-1260](#) 4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0. Council member Coleman votes No on item C.**

### NEW APPLICATIONS

|                         |                     |                |
|-------------------------|---------------------|----------------|
| (A) DES MOINES MARRIOTT | 700 GRAND AVE       | Class C Liquor |
| (B) PLATFORM            | 400 WALNUT ST       | Class C Liquor |
| *(C) PUFF N POUR        | 4715 UNIVERSITY AVE | Class B Retail |
| (D) R LOUNGE            | 2275 HUBBELL AVE    | Class C Liquor |
| (E) SMARTSHOP LLC       | 4410 SE 14TH ST     | Class E Liquor |

### RENEWAL APPLICATIONS

|                             |                      |                |
|-----------------------------|----------------------|----------------|
| (F) 85 BAR                  | 432 E LOCUST ST      | Class C Liquor |
| (G) BARTENDERS HANDSHAKE    | 3615 INGERSOLL AVE   | Class C Liquor |
| (H) CAPTAIN ROYS            | 1900 SAYLOR RD       | Class C Liquor |
| (I) COONEYS TAVERN          | 3708 BEAVER AVE      | Class C Liquor |
| (J) DES MOINES IZAAK WALTON | 4343 GEORGE FLAGG    | Class C Liquor |
| (K) DOLLAR GENERAL #21054   | 2309 E 42ND ST       | Class B Retail |
| (L) DRAKE DINER             | 1111 25TH ST         | Class C Liquor |
| (M) EARLY BIRD              | 401 E COURT AVE #300 | Class C Liquor |
| (N) EAST VILLAGE PANTRY     | 333 E GRAND AVE #104 | Class E Liquor |

|                             |                       |                |
|-----------------------------|-----------------------|----------------|
| (O) EL CHERO                | 1828 HUBBELL AVE      | Class C Liquor |
| (P) EL PATRON               | 4351 MERLE HAY RD     | Class C Liquor |
| (Q) EUREST DINING SERVICES  | 1331 GRAND AVE        | Class C Liquor |
| (R) G T RACE CAR BAR        | 3013 INGERSOLL AVE    | Class C Liquor |
| (S) GOODSONS                | 2815 BEAVER AVE #102  | Class C Liquor |
| (T) HABANEROS MEXICAN       | 3200 FOREST AVE       | Class C Liquor |
| (U) HYATT PLACE             | 418 6TH AVE           | Class C Liquor |
| (V) JETHROS BBQ ALL STARS   | 721 3RD ST            | Class C Liquor |
| (W) LUCKY LOTUS             | 2721 INGERSOLL AVE    | Class C Liquor |
| (X) OASIS                   | 630 SW 9TH ST         | Class E Liquor |
| (Y) OLD WEST MEXICAN        | 4138 FLEUR DR         | Class C Liquor |
| (Z) OPEN SESAME             | 313 E LOCUST ST       | Class C Liquor |
| (AA) RANCHO ESCONDIDO       | 1106 ARMY POST RD     | Class C Liquor |
| (BB) RENAISSANCE DES MOINES | 401 LOCUST ST         | Class C Liquor |
| (CC) RIVER CENTER           | 320 W MLK JR PKWY     | Class C Liquor |
| (DD) TONIC ON COURT         | 210 COURT AVE         | Class C Liquor |
| (EE) UNIVERSITY MARKET      | 2231 E UNIVERSITY AVE | Class E Liquor |
| (FF) WALNUT                 | 1417 WALNUT ST #A     | Class C Liquor |

#### **SPECIAL EVENT APPLICATIONS**

|  |                  |        |
|--|------------------|--------|
| (GG) APRES BAR CO  | 100 LOCUST ST    | 5 days |
| CLASS C LIQUOR LICENSE FOR IOWA REALTORS INAUGURAL ON OCTOBER 2, 2025.                           |                  |        |
| (HH) APRES BAR CO  | 100 LOCUST ST    | 5 days |
| CLASS C LIQUOR LICENSE FOR IOWA AUTHOR AWARDS DINNER ON OCTOBER 9, 2025.                         |                  |        |
| (II) APRES BAR CO  | 519 PARK ST      | 5 days |
| CLASS C LIQUOR LICENSE FOR CANDLELIGHT CONCERT ON OCTOBER 17, 2025.                              |                  |        |
| (JJ) BLUE RIBBON BAR   | 3000 E GRAND AVE | 5 days |
| CLASS C LIQUOR LICENSE FOR A HALLOWEEN PARTY ON OCTOBER 24 - 25, 2025.                           |                  |        |
| (KK) BLUE RIBBON BAR   | 3000 E GRAND AVE | 5 days |
| CLASS C LIQUOR LICENSE FOR CLEAR PANEL OPEN HOUSE ON OCTOBER 1, 2025.                            |                  |        |
| (LL) ENDURANCE SPORTS  | 313 WALNUT ST    | 5 days |
| SPECIAL CLASS C LIQUOR LICENSE (BEER/WINE) FOR IMT DES MOINES MARATHON ON OCTOBER 18 - 19, 2025. |                  |        |

(MM) SALISBURY HOUSE 4025 TONAWANDA DR 5 days  
CLASS C LIQUOR LICENSE FOR GHOULISH GALA ON OCTOBER 18, 2025.

(NN) YOUR PRIVATE BAR 4025 TONAWANDA DR 5 days  
CLASS C LIQUOR LICENSE FOR A WEDDING ON OCTOBER 3, 2025.

(OO) YOUR PRIVATE BAR 4025 TONAWANDA DR 5 days  
CLASS C LIQUOR LICENSE FOR A WEDDING ON OCTOBER 11, 2025.

#### TRANSFER TO NEW LOCATION

(PP) ELWELL FAMILY FOOD 3000 E GRAND AVE Class C Liquor  
TEMPORARY TO THE ANIMAL LEARNING CENTER ON OCTOBER 3 – 5, 2025.

[25-1261](#)

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

#### NEW APPLICATIONS

|                        |                             |
|------------------------|-----------------------------|
| (A) CITYLIFE LLC       | 1601 E GRAND AVE            |
| (B) LOCALS BAR & STAGE | 1433 WALNUT ST              |
| (C) PUFF N POUR        | 4715 UNIVERSITY AVE         |
| (D) SMARTSHOP LLC      | 4410 SE 14 <sup>TH</sup> ST |

[25-1262](#)

6. [City](#) Clerk to approve Device Retailer Permits for the following: **Moved by Gatto to adopt. Second by Voss. Motion Carried 5-2. Nays: Coleman and Voss.**

#### NEW APPLICATION

|                   |                             |
|-------------------|-----------------------------|
| (A) SMARTSHOP LLC | 4410 SE 14 <sup>TH</sup> ST |
|-------------------|-----------------------------|

#### RENEWAL APPLICATION

|                                     |                       |
|-------------------------------------|-----------------------|
| (B) CIGARETTE ENERGY DISCOUNT STORE | 2822 E UNIVERSITY AVE |
|-------------------------------------|-----------------------|

[25-1263](#)

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

#### PUBLIC IMPROVEMENTS

[25-1264](#)

8. [Ordering](#) construction of 3rd & Court Skywalk Corridor HVAC Replacement: Receiving of bids, (10-21-25) and Setting date of hearing, (11-3-25), Engineer's estimate, \$150,000. ([Council Communications No. 25-364](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

[25-1265](#)

9. [Approving](#) Supplemental Agreement No. 2 to the Professional Services Agreement with Kirkham Michael & Associates, Inc. for additional design services for Tuttle Street from SW 14th Street to SW 16th Street, not to exceed \$65,000. ([Council Communication No. 25-366](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

- [25-1266](#) 10. [Approving](#) Supplemental Agreement No. 7 to the Professional Services Agreement with Barr Engineering Company for additional services for Des Moines Levee Alterations – Phase C, not to exceed \$252,000. ([Council Communication No. 25-361](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1267](#) 11. [Approving](#) Private Construction Contract between Legacy Excavation, LLC and Timbercrest Homes, LLC for sanitary and storm sewer improvements in Three Lakes Estates Plat 14. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
12. Approving completion and acceptance of Private Construction Contracts between the following:
- [25-1268](#) (A) [Hegg](#) Construction, LLC and IA9 Des Moines, LLC for Storm Sewer Improvements located at 6017 SE 14<sup>th</sup> Street for Silverstar Car Wash. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1269](#) (B) [Estes](#) Company, LLC d/b/a Estes Construction and Meridian at Gray’s Landing LLC for Storm Sewer Improvements located at 425 SW 11<sup>th</sup> Street for the Meridian. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1270](#) (C) [Graphite](#) Construction Group, Inc. and Des Moines Area Community College (DMACC) for Storm Sewer Improvements located at 1144 7<sup>th</sup> Street for DMACC. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
13. Accepting completed construction and approving final payment for the following:
- [25-1271](#) (A) [Birdland](#) Pool Filter and Equipment Improvements, Weidner Construction, Inc. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1272](#) (B) [Fleur](#) Drive Reconstruction, Phase 3 from Watrous Avenue to McKinley Avenue, Inroads, LLC. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1273](#) (C) [Western](#) Ingersoll Run Sewer Separation Phase 3, Synergy Contracting, LLC. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1274](#) (D) [Gray’s](#) Lake Marina Parking Lot Repairs, Absolute Concrete Construction, Inc. d/b/a Absolute Group. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

## SPECIAL ASSESSMENTS

- [25-1275](#) 14. [Levying](#) Assessments for costs of Nuisance Abatement-NAC Emergency Orders (Neighborhood Services), Schedule No. 2025-09. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1276](#) 15. [Release](#) of special assessments for 1315 12th Street. ([Council Communication No. 25-354](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

## LAND/PROPERTY TRANSACTIONS

- [25-1277](#) 16. [Releasing](#) subdivision bond for West Edge Rowhomes Plat 1. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1278](#) 17. [Approving](#) one (1) tax abatement application for work completed in 2023. ([Council Communication No. 25-370](#)) **Moved by Gatto to adopt and to approve the application for the total number of years in the applicable exemption schedule, with the schedule to commence with the taxes payable in FY2026/27. Second by Voss. Motion Carried 7-0.**
- [25-1279](#) 18. [Authorization](#) to proceed with acquisition of the necessary property interests for the Polk Boulevard and University Avenue Stormwater Improvements project. ([Council Communication No. 25-360](#)) **Moved by Coleman to adopt. Second by Gatto. Motion Carried 7-0.**

## BOARDS/COMMISSIONS/NEIGHBORHOODS

- [25-1280](#) 18-I [Approving](#) Sixty (60) day notice of loss of Neighborhood Recognition status for the Prospect Park Neighborhood Association. ([Council Communication No. 25-352](#)) **Moved by Coleman to adopt. Second by Gatto. Motion Carried 7-0.**

## COMMUNICATIONS FROM PLANNING AND ZONING

- [25-1281](#) 19. [Regarding](#) request from Beaverdale Post No 9127 VFW (Todd Eipperle, Officer) regarding vacation of approximately 91 square feet of surface right-of-way adjoining the property at 4029 Urbandale Avenue to allow additional patio space in front of the building. **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 Voss. Motion Carried 7-0.**
- [25-1282](#) 20. [Regarding](#) Preliminary Plat "Pecan Acres" for 38.19 acres of property in the vicinity of 4635 NW Morningstar Drive (Unincorporated Polk County within the two mile distance for extraterritorial review). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

## SETTING DATE OF HEARINGS

- [25-1283](#) 21. [On](#) conveyance of excess City property located north of and adjoining Carlisle Road to the Des Moines Metropolitan Wastewater Reclamation Authority for future expansion of WRA facilities, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1284](#) 22. [On](#) conveyance of City property known as the 9th and Locust Parking Garage located at 801 Locust Street to Federal Home Loan Bank for \$7,300,000, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1285](#) 23. [On](#) vacation of CB & Q Street right-of-way between SE 25th Court and SE 30th Street and conveyance to the Des Moines Wastewater Reclamation Authority for the WRA Treatment Facilities Expansion project, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1286](#) 24. [On](#) request from Legacy 515, LLC (Adam Metzker, Officer) to amend the PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification for property at 520 35th Street from High Density Residential within a Community Node to Community Mixed Use within a Community Node, and to rezone the property from “NX3” Neighborhood Mix District to “RX2” Mixed Use District to allow use of the property for small-scale office and commercial uses, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1287](#) 25. [On](#) request from Global Des Moines I, LLC (Joseph Zummo, Officer) to amend the PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification for the property at 6101 SE 14th Street from Community Mixed Use within a Regional Node to Industrial within a Regional Node, and to rezone the property from “CX-V” Mixed-Use District to Limited “I1-V” Industrial District to allow use of the property for RV storage including RV storage units and carports, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1288](#) 26. [On](#) request from Robert Bastow (Owner) to amend the PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification for property at 715 E. 25th Street from Low Density Residential to Neighborhood Mixed Use, and to rezone the property from “N3c” Neighborhood District to Limited “RX1” Mixed Use District to allow reuse of an existing building for a dog grooming business, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1289](#) 27. [On](#) request from Cold Storage Rehab, LLC (Abbey Gilroy, Officer) to amend the PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use for the property at 2814 7th Street from Industrial to Neighborhood Mixed Use and to rezone the property from “I1” Industrial District to “RX1” Mixed Use District to allow a mixed use development including rowhome buildings, and a restaurant, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

- [25-1290](#) 28. [On](#) proposed amendments to Chapter 134 and 135 of the Zoning Ordinance relating to liquor/tobacco sales, definitions, review and approval procedures of a zoning variance, accessory dwelling units and pole signs, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1291](#) 29. [On](#) an appeal from Sherman Hill Association (Matt Warner-Blankenship, President) of the Historic Preservation Commission's decision to grant a Certificate of Appropriateness on a request from Colbert Properties (Owner) to construct a new house and garage at 1917 Center Street in the Sherman Hill Local Historic District, (10-20-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1292](#) 30. [On](#) the proposed 2026 Action Plan as part of the 2025-2029 Consolidated Plan for the U.S. Department of Housing and Urban Development (HUD), (11-3-25). **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

#### LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [25-1293](#) 31. [Approval](#) of retention of outside counsel and ratifying the retention agreement with Carney & Appleby, PLC. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1294](#) 32. [Approval](#) of retention of outside counsel and ratifying the retention agreement with Dentons Davis Brown PC Law Firm. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1295](#) 33. [Approving](#) payment to Amy and Travail Carothers for a property damage claim. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1296](#) 34. [Approving](#) payment to Lumen Technologies for a property damage claim. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1297](#) 35. [Approving](#) payment to State Farm as subrogee of Angela King for a property damage claim. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

#### APPROVING

- [25-1298](#) 36. [Grant](#) agreements with the U.S. Department of Housing and Urban Development (HUD) for funding of the City's 2025 Action Plan, which is the first year of the 2025-2029 Consolidated Plan. ([Council Communication No. 25-359](#)) **Moved by Gatto to approve. Second by Voss. Motion Carried 7-0.**
37. Number not used.
38. Number not used.
39. Number not used.
40. Number not used.
41. Number not used.

- [25-1299](#) 42. [First](#) Amendment to Parking License Agreement with American Equity Life Insurance Company (AEL). ([Council Communication No. 25-367](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1300](#) 43. [Issuance](#) of Certificate of Completion to Kemin Industries Inc. and Kemin Holdings, LC for the redevelopment of 606 SE 23rd Street into a precast warehouse. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1301](#) 44. [Rescission](#) of Neighborhood Commercial Revitalization Award to DDX Worldwide Cargo (Juan Guaman) for proposed project at 1940 Easton Boulevard. ([Council Communication No. 25-368](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1302](#) 45. [Memorandum](#) of Understanding (MOU) between Rebuilding Together Greater Des Moines, Inc. d/b/a Rebuilding Together and Improving Our Neighborhoods (ION) to support homeowners using the ION Homeowner Renovation Program. ([Council Communication No. 25-357](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1303](#) 46. [Agreement](#) with Downtown Self-Supported Municipal Improvement District (SSMID) for park, open space, and streetscape maintenance of Principal Riverwalk, Hansen Triangle, Western Gateway Park, East Locust Streetscape, and Martin Luther King (MLK), Jr. Parkway. ([Council Communication No. 25-346](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1304](#) 47. [Second](#) Amendment to agreement with Iowa Department of Natural Resources for the Federal Land and Water Conservation Fund (LWCF) Program for SW 1st Street Bridge Improvements Project. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1305](#) 48. [Approving](#) agreement with Harry D. Stegall and Lola B. Stegall, Trustees of the Harry and Lola Stegall Revocable Trust, for the provision of public sanitary sewer service to property outside the City of Des Moines at 4255 NW 6th Drive. ([Council Communication No. 25-349](#)) **Moved by Gatto to approve. Second by Voss. Motion Carried 7-0.**
- [25-1306](#) 49. [Agreement](#) with the U.S. Geological Survey (USGS) for the operation and maintenance of five (5) stream gaging stations, and authorizing negotiation and execution of cost-sharing agreements with City of West Des Moines and Des Moines Water Works. ([Council Communication No. 25-348](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1307](#) 50. [Negotiation](#) and execution of Memorandum of Understanding (MOU) with Polk County Sheriff's Office to provide dispatch capabilities for Fire Station Alerting to Des Moines Fire Department (DMFD) Station No. 4. ([Council Communication No. 25-372](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1308](#) 51. [Negotiation](#) and execution of Blood Product Services Agreement with Central Iowa Hospital Corporation d/b/a Iowa Methodist Medical Center. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

- [25-1309](#) 52. [Receive](#) and file acceptance by MidAmerican Energy Company of ordinance number 16,485 and ordinance number 16,486 amending the electric energy franchise and the gas franchise. **Moved by Gatto to adopt. Second by Voss. Motion Carried 4-3. Nays: Coleman, Westergaard and Gatto.**
- [25-1310](#) 53. [Communication](#) from the Greater Des Moines Partnership on behalf of the World Food Prize requesting approval of placement for up to 25 banners on banner poles in Downtown Des Moines beginning the first week of October 2025. **Moved by Gatto to receive, file and approve. Second by Voss. Motion Carried 7-0.**
- [25-1311](#) 54. [Communication](#) from the Greater Des Moines Partnership on behalf of the Des Moines Art Center requesting approval of placement for up to 50 banners on banner poles in Downtown Des Moines beginning the first week of October 2025. **Moved by Gatto to receive, file and approve. Second by Voss. Motion Carried 7-0.**
- [25-1312](#) 55. [Abatement](#) of public nuisances at 3928 11<sup>th</sup> Street. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1313](#) 56. [\\$215,000](#) of additional funds for the annual agreement with Kaldenbergs PBS Landscaping and Lawn Care for mowing, trimming and grass clean-up services on nuisance properties for use by the Neighborhood Services Department for a total annual estimated amount to \$325,000. ([Council Communication No. 25-371](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1314](#) 57. [Purchase](#) from Murphy Tractor and Equipment (Bill Buckles, President and Tony Pearce, Branch Manager) of one (1) replacement John Deere Rubber Tire Backhoe per Sourcewell contract for use by the Public Works Department, \$236,500. ([Council Communication No. 25-373](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1315](#) 58. [Authorizing](#) Finance Director to draw checks on registers for the weeks of September 29, October 6 and 13, 2025; to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of September 29, October 6 and 13, 2025; to draw checks for biweekly payroll due October 3 and 17, 2025. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

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

## HEARINGS (OPEN AT 5:00PM) (ITEMS 59 THRU 71)

- [25-1316](#) 59. **On** conveyance of City-owned property at 930 Thornton Avenue to Greater Des Moines Habitat for Humanity for rehabilitation of housing. ([Council Communication No. 25-355](#)) **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1317](#) 60. **On** vacation of air and subsurface rights within portions of Murphy Street and SW 14<sup>th</sup> Street right-of-way adjoining 1310 Murphy Street and conveyance of a Permanent Easement for Air Space Above City-Owned Property and a Permanent Easement for Subsurface Building Encroachment on City-owned Property to HRC NFS I, LLC for \$1,625. **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1318](#) (A) **First** consideration of ordinance above. **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Second by Gatto. Motion Carried 7-0.**
- [25-1319](#) (B) **Final** consideration of ordinance above (waiver requested by B.J. Miller, Vice President), 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, #16,494. Second by Gatto. Motion Carried 7-0.**
- [25-1320](#) 61. **On** vacation of surface rights within a portion of Depot Street right-of-way adjoining 108 3rd Street and conveyance of a Permanent Easement for Surface Building Encroachment on City-owned property to JDS Real Estate Investments, LLC for \$33,400. **Moved by Mandelbaum to adopt. Second by Simonson. Motion Carried 7-0.**
- [25-1321](#) (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 7-0.**
- [25-1322](#) (B) **Final** consideration of ordinance above (waiver requested by Jeffrey Stanbrough, President), 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, #16,495. Second by Simonson. Motion Carried 7-0.**
- [25-1323](#) 62. **On** vacation of excess cemetery property adjoining 1708 48th Street and conveyance to Linda C. Kline, \$5,000. **Moved by Coleman to adopt. Second by Simonson. Motion Carried 7-0.**
- [25-1324](#) (A) **First** consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Second by Simonson. Motion Carried 7-0.**

- [25-1325](#) (B) Final consideration of ordinance above, 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, #[16,496](#). Second by Simonson. Motion Carried 7-0.**
- [25-1326](#) 63. **On** vacation of the north/south and east/west alley right-of-way located in the vicinity of 1650 Dean Avenue and conveyance to adjoining property owners for \$350. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1327](#) (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.**
- [25-1328](#) (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, #[16,497](#). Second by Voss. Motion Carried 7-0.**
- [25-1329](#) 64. **On** vacation of multiple segments of street and alley right-of-way located in the vicinity of E. 19th Street and Hubbell Avenue to allow them to be assembled into Ashfield Park. **Moved by Gatto to adopt. Second by Westergaard. Motion Carried 7-0.**
- [25-1330](#) (A) **First** consideration of ordinance above. **Moved by Gatto that this ordinance be considered and given first vote for passage. Second by Westergaard. Motion Carried 7-0.**
- [25-1331](#) (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, #[16,498](#). Second by Westergaard. Motion Carried 7-0.**
- [25-1332](#) 65. **To** correct vacation of two irregular shaped segments of undeveloped right-of-way located in the vicinity of 6200 Scout Trail and correct the release of Permanent Easement for Public Right of Way on said property. **Moved by Mandelbaum to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1333](#) (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.**

- [25-1334](#) (B) Final consideration of ordinance above, requires six votes. **Moved by Mandelbaum that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #[16,499](#). Second by Voss. Motion Carried 7-0.**
- [25-1335](#) 66. [To](#) correct the vacation of portions of E. 36th Street, E. 36th Court, Arthur Avenue, E. 40th Court, and Lot Q right-of-way located in the Fourmile Creek Floodplain and issue a Corrected Quit Claim Deed to Polk County Conservation Board for the Lower Fourmile Creek Greenway Project. **Moved by Westergaard to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1336](#) (A) [First](#) consideration of ordinance above. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Second by Gatto. Motion Carried 7-0.**
- [25-1337](#) (B) Final consideration of ordinance above, 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, #[16,500](#). Second by Gatto. Motion Carried 7-0**
- [25-1338](#) 67. [On](#) request from 61st Street Construction, LLC (Daniel Doyle, Officer) to amend the PlanDSM Creating Our Tomorrow Comprehensive Plan to revise the future land use classification of 1603 Walker Street from Low Density Residential to High Density Residential and to rezone from “NX1” Neighborhood Mix District to Limited “NX2” Neighborhood Mix District to allow redevelopment of the property for a multiple-household building with up to 12 dwelling units. **Moved by Westergaard to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1339](#) (A) [First](#) consideration of ordinance above. **Moved by Westergaard that this ordinance be considered and given first vote for passage. Second by Gatto. Motion Carried 7-0.**
- [25-1340](#) (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, #[16,501](#). Second by Gatto. Motion Carried 7-0**
- [25-1341](#) 68. [On](#) the proposition to enter into a Loan Agreement with Axon Enterprise, Inc. in the principal amount of not-to-exceed \$1,091,997.95 for the purpose of providing funds for the purchase of certain taser certification bundle equipment and materials. ([Council Communication No. 25-374](#)) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**

- [25-1342](#) 69. [On](#) a Lease Agreement with E.O. Johnson Company, Inc. not to exceed \$450,000.00 for leasing of multi-function devices (printer, copier, scanner and facsimile) for use in City operations for a two-year period, to be paid in 24 monthly payments and to continue to October 20, 2025 Council meeting. **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0**
- [25-1343](#) 70. [On](#) Birdland and Ashworth Pool Building Repairs: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as TNT Tuckpointing and Building Restoration, LLC (Joshua L. Smyser, Owner), \$353,675. ([Council Communication No. 25-363](#)) **Moved by Coleman to adopt. Second by Westergaard. Motion Carried 7-0.**
- [25-1344](#) (A) [Approval](#) of contract and bond. **Moved by Coleman to adopt. Second by Westergaard. Motion Carried 7-0.**
- [25-1345](#) 71. [Dismissing](#) hearing on approval of plans, specifications, form of contract, and Engineer's estimate on the Nahas Aquatic Center Equipment Replacement due to no bids being received. ([Council Communication No. 25-362](#)) **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.**

\*\*\*\*\*END HEARINGS AT 5:15PM\*\*\*\*\*

## APPROVING II

- [25-1346](#) 72. [Receive](#) and file the Public Works Stormwater Infrastructure Advisory Committee (SIAC) 2024 Annual Report regarding the status of community goals and receive comments from the Committee Chair Emeritus. ([Council Communication No. 25-347](#)) **Moved by Gatto to receive and file. Second by Mandelbaum. Motion Carried 7-0.**
- [25-1347](#) 73. [Directing](#) advertisement for sale and approving electronic bidding procedures and [official statement](#) for \$69,980,000 General Obligation Bonds, Series 2025A. (Bonds will be sold at a special meeting on Wednesday, October 8, 2025 at 4:30 PM). **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1348](#) 74. [Directing](#) advertisement for sale and approving electronic bidding procedures and [official statement](#) for \$6,035,000 Taxable General Obligation Bonds, Series 2025B. (Bonds will be sold at a special meeting on Wednesday, October 8, 2025 at 4:30 PM) **Moved by Gatto to adopt. Second by Voss. Motion Carried 7-0.**
- [25-1349](#) 75. [Setting](#) date of hearing on Lease Agreement with Joppa for property located in the vicinity of 2501 Maury Street, (10-20-25). **Moved by Gatto to adopt. Second by Simonson. Motion Carried 6-0. Council Member Voss declares a conflict of interest and abstains from voting.**

- [25-1350](#) 76. [2025](#) Emergency Solutions Grant (ESG) subrecipient funding under the U.S. Department of Housing and Urban Development (HUD). ([Council Communication No. 25-358](#)) **Moved by Gatto adopt. Second by Voss. Motion Carried 7-0.**
- [25-1351](#) 77. [HOME](#) Investment Partnerships (HOME) Program Community Housing Development Organization (CHDO) Funding for Home Opportunities Made Easy, Incorporated (HOME, Inc.) to construct an affordable single-family home at 1227 41st Street. ([Council Communication No. 25-350](#)) **Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1352](#) 78. [HOME](#) Investment Partnership (HOME) Program Agreement for \$100,000 and Community Development Block Grant (CDBG) Agreement for \$650,000 to Beacon of Life, the Beacon Village LLC and the Beacon Village Phase II, LLC for the Beacon Village Phase II renovation of 1348 E. Euclid Avenue for 32 units. ([Council Communication No. 25-356](#)) **Moved by Westergaard to adopt. Second by Gatto. Motion Carried 7-0.**
- [25-1353](#) 79. [Award](#) of \$535,000 in Home Investment Partnership (HOME) Program Funds to Uptown Partners Corporation and all other tenants in common for the development of the nine (9) unit Uptown Commons mixed-use multifamily building resulting in three (3) affordable residential rental units at 4109 University Avenue. ([Council Communication No. 25-353](#)) **Moved by Mandelbaum to adopt. Second by Simonson. Motion Carried 7-0.**
- [25-1354](#) 80. [First](#) Amendment of 28E Agreement with the City of West Des Moines, Polk County, and Home Opportunities Made Easy, Incorporated (HOME, Inc.) for provision of services of a Community Land Trust (CLT). ([Council Communication No. 25-351](#)) **Moved by Voss to adopt. Second by Gatto. Motion Carried 7-0.**

## ORDINANCES FIRST CONSIDERATION

- [25-1355](#) 81. [Amending](#) Chapter 114 of the Municipal Code regarding Traffic Regulation Changes as follows: ([Council Communication No. 25-365](#)) **Moved by Mandelbaum that this ordinance be considered and given first vote for passage. Second by Gatto. Motion Carried 7-0.**
- (A) Parking Modifications related to the relocation of US Federal Government offices:
- (1) E. 1st Street – E. Court Avenue to E. Walnut Street.
- (2) E. 2nd Street – E. Court Avenue to E. Walnut Street.
- [25-1356](#) (B) Final consideration of ordinance above, requires six votes. **Moved by Mandelbaum that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #16,502. Second by Gatto. Motion Carried 7-0.**

- [25-1357](#) 82. [Amendment](#) to Section 2-364 of the Municipal Code authorizing the City Manager to retain outside counsel. **Moved by Gatto to adopt. Second by Mandelbaum. Motion Carried 7-0.**
- [25-1358](#) (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.**
- [25-1359](#) (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, #[16,503](#). Second by Mandelbaum. Motion Carried 7-0.**
- [25-1360](#) 83. [Approving](#) grant agreement with Central Iowa Shelter and Services (CISS). **Moved by Gatto to adopt. Second by Westergaard. Motion Carried 5-2. Nays: Simonson and Mandelbaum.**
- [25-1361](#) (A) [First](#) consideration of ordinance amending Section 102-410 regarding offense and fine related to prohibited camping encroachment ordinance. **Moved by Gatto that this ordinance be considered and given first vote for passage. Second by Westergaard. Motion Carried 5-2. Nays: Simonson and Mandelbaum.**

WITHDRAWN

- [25-1362](#) (B) ~~[Final](#) consideration of ordinance above (waiver requested by Scott Sanders, City Manager), requires six votes.~~

COMMUNICATIONS/REPORTS

- [25-1363](#) 84. [Requests](#) to speak as follows: **Moved by Gatto to receive and file. Second by Voss. Motion Carried 7-0.**
- (A) Celeste Burdick – did not speak.
- (B) Garland Armstrong

- [25-1364](#) MOTION TO ADJOURN. **Moved by Simonson to adjourn at 5:53PM. Second by Westergaard. Motion Carried 7-0.**

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