



Date September 14, 2015

RESOLUTION AUTHORIZING ISSUANCE OF A DEMOLITION PERMIT  
ALLOWING IMPLOSION OF THE DOWNTOWN RIVERFRONT YMCA

WHEREAS, DW Zinser, as contractor for the YMCA of Greater Des Moines, is requesting City Council approval of a demolition permit allowing the use of explosives for the implosion of the Downtown Riverfront YMCA Building at 101 Locust Street, on Sunday, October 4, 2015, by DW Zinser Company and Dykon Explosive Demolition Corporation; and,

WHEREAS, demolition of the building by implosion is preferred over typical demolition procedures because of the reduced demolition timeframe, duration of dust and noise production, and the duration of the negative impacts to the neighboring properties; and,

WHEREAS, DW Zinser Company and Dykon Explosive Demolition Corporation have worked with Des Moines Police, Fire, and Community Development Department staff to develop an implosion plan that will be safe for the site and neighboring areas; and,

WHEREAS, subject to the conditions identified below, the proposed demolition plan complies with the conditions set forth in Section 26-303(b)(9) for the issuance of a permit for the demolition of a building by the use of explosives, all as further described in the accompanying Council Communication.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. The issuance of a permit for the demolition of the Downtown Riverfront YMCA Building by the use of explosives is hereby approved, subject to the following conditions being satisfied to the satisfaction of the City Manager and the Legal Department.
  - a) The demolition contractor has satisfied all of the standard conditions for issuance of a standard demolition permit.
  - b) The demolition contractor has provide a certificate of liability insurance in an acceptable form demonstrating insurance coverage of not less than \$1,000,000.
  - c) The demolition contract has agreed in an acceptable form to indemnify and hold harmless the City from all losses resulting from damages or injuries caused by the demolition.
  - d) The demolition contractor has agreed in an acceptable form to reimburse the City for all City expenses incurred for security and police protection services required for the demolition process.
  - e) The demolition contractor observes all federal, state, and local laws during the demolition process.



Date SEP 14 2015

-2-

- 2. Upon satisfaction of the conditions set forth above, the Community Development Director is hereby authorized to issue a permit for the demolition of the Downtown Riverfront YMCA Building by the use of explosives.
- 3. The Community Development Director and the Chief of Police, or their designees in their absence, are hereby individually authorized to withdraw and cancel the permit at any time if DW Zinser Company and Dykon Explosive Demolition Corporation, and their employees and agents fail to comply with all federal, state, and local laws during the demolition process, or fail to comply with any additional requirements and safety precautions imposed by the Community Development Director, the Chief of Police or their designees, in their reasonable discretion in the interest of the public health, safety and welfare.

( Council Communication No. 15-479 )

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

*Roger K. Brown*

Roger K. Brown

Assistant City Attorney

U:\Rog Docs\Zoning\Demo\RC Approve YMCA Demo.doc

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE         |      |      |      |        |
| COLEMAN        |      |      |      |        |
| GATTO          |      |      |      |        |
| GRAY           |      |      |      |        |
| HENSLEY        |      |      |      |        |
| MAHAFFEY       |      |      |      |        |
| MOORE          |      |      |      |        |
| TOTAL          |      |      |      |        |

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk