

February 21, 2017

West Des Moines City Council Proceedings
Tuesday, February 21, 2017

Mayor Steven K. Gaer opened the regularly scheduled meeting of the City Council of West Des Moines, Iowa, in the Council Chambers of the West Des Moines City Hall on Tuesday, February 21, 2017 at 5:30 PM. Council members present were: R. Messerschmidt, J. Mickelson, J. Sandager, and K. Trevillyan.

On Item 1. Agenda. It was moved by Trevillyan, second by Sandager approve the agenda as presented.

Vote 17-054: Messerschmidt, Mickelson, Sandager, Trevillyan...4 yes
Motion carried.

On Item 2. Public Forum: No one came forward.

On Item 3. Council/Manager/Other Entities Reports:

Council member Mickelson reported he spoke on behalf of the City at Valley Southwoods Freshman High School for diversity week.

Council member Messerschmidt reported the West Des Moines Chamber of Commerce interviewed three candidates for the President/CEO vacancy, and he believes they will announce their selection in the couple weeks.

Council member Trimble arrived at 5:32 p.m. The attendance was re-taken. Council members present were: R. Messerschmidt, J. Mickelson, J. Sandager, K. Trevillyan, and R. Trimble.

Council member Trimble reported the Finance and Administration Subcommittee met and discussed maintenance issues with the Thornwood sanitary sewer, an amendment to the Hy-Vee High Quality Jobs program, allocations of hotel/motel tax funds, and the use of \$1 million of reserve funds towards the redevelopment incentive programs.

On Item 4. Consent Agenda.

Council members pulled Item 4(g) for discussion. It was moved by Sandager, second by Messerschmidt to approve the consent agenda as amended.

- a. Approval of Minutes of February 6, 2017 Meeting
- b. Approval of Bill Lists
- c. Approval of Liquor Licenses:
 1. Kiss My Grits, LLC, d/b/a Cabaret, 560 South Prairie View Drive - Class LC
Liquor License Extension of Outdoor Service - March 16-20, 2017

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2. Lin Corporation d/b/a China Garden, 2020 Grand Avenue, Suite 1300 - Class BW Permit with Sunday Sales - Renewal
 3. Coach's Pizza, LLC d/b/a Coach's Pizza, 560 South Prairie View Drive - Class LC Liquor License with Sunday Sales, Outdoor Service, and Catering Privileges - Renewal
 4. Famous Dave's Ribs, Inc. d/b/a Famous Dave's, 1720 22nd Street - Class LC Liquor License with Sunday Sales - Renewal
 5. Git N Go Convenience Stores, Inc. d/b/a Git N Go Convenience Store #4, 1325 Grand Avenue - Class BC Beer Permit with Sunday Sales - Renewal
 6. Great Plain's Lodging VI, LLC, d/b/a Hilton Garden Inn West Des Moines, 205 South 64th Street - Class LB Liquor License with Sunday Sales, Outdoor Service, and Catering Privileges - Renewal
 7. C.C.W., LLC d/b/a Huhot Mongolian Grill, 4100 University Avenue, Suite 101 - Class BW Permit with Sunday Sales - Renewal
 8. Hy-Vee, Inc. d/b/a Hy-Vee #4, 555 South 51st Street - Class LE Liquor License with Carryout Wine, Carryout Beer, and Sunday Sales - Renewal
 9. Hy-Vee, Inc. d/b/a Hy-Vee Gas #4, 665 South 51st Street - Class BC Beer Permit with Sunday Sales - Renewal
 10. Hy-Vee, Inc. d/b/a Hy-Vee Meeting Room, 1725 Jordan Creek Parkway - Transfer Location Temporarily to 1236 Jordan Creek Parkway (SpringHill Suites) - March 1-2, 2017
 11. Kum & Go LC d/b/a Kum & Go #66, 5308 University Avenue - Class LE Liquor License with Carryout Wine, Carryout Beer, and Sunday Sales - Renewal
 12. Samurai Sushi & Hibachi Restaurant, Inc. d/b/a Samurai Sushi & Hibachi Restaurant, 7125 Mills Civic Parkway, Suite 110 - Class LC Liquor License with Sunday Sales - Renewal
 13. W2005/Fargo Hotels (Pool C) Realty, LP d/b/a West Des Moines Residence Inn, 160 South Jordan Creek Parkway - Special Class C Liquor License - Renewal
 14. The Wine Experience at Younkers Jordan Creek, LC, d/b/a The Wine Experience at Younkers Jordan Creek, 101 Jordan Creek Parkway, Building 6000 - Class BW Permit with Carryout Wine and Sunday Sales - Renewal
 15. Cost Plus, Inc. d/b/a World Market, 4100 University Avenue, Suite 210 - Class BC Beer Permit with Carryout Wine and Sunday Sales - Renewal
- d. Approval of Extended Sound Permit - Glen Oaks Country Club, 1401 Glen Oaks Drive
- e. Approval to Sell Surplus City Equipment
- f. Approval of 28E Agreement - Iowa Telecommunications and Technology Commission
- h. Accept Work:
1. 2015 Sidewalk Improvement Program, Phase 1
 2. 2016 City Parking Lot Repair Program
- i. Approval and Acceptance of Property Interests - Stagecoach Drive Extension, Sugar Creek Crossing Improvements Project
- j. Proclamation - National Speech and Debate Education Day, March 3, 2017

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Vote 17-055: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 4(g) Order Construction - Stagecoach Drive Extension over Sugar Creek

Council member Trimble requested clarification on this item.

Duane Wittstock, City Engineer, reported the estimate of construction cost for this project is \$1.48 million, and there are assurances that Kings Landing, LLC will contribute \$400,000 towards that regardless of the outcome of their pending lawsuit with the City.

Council member Trimble inquired about the City's ability to recover costs from others if it loses the pending lawsuit and what the property owner's other options are.

Mr. Wittstock stated he believes there is little chance of collecting from others if the lawsuit is lost after the bridge is constructed. King's Landing LLC's concern was that there was little assurance the City would ever build the bridge without a funding mechanism, and the City would revert back to the old policy where the developers are responsible for their pro rata share which didn't work financially for the property owners. That's why we believe they voluntarily agreed to pay the fee.

It was moved by Trimble, second by Messerschmidt to approve Item 4(g) Order Construction - Stagecoach Drive Extension over Sugar Creek.

Vote 17-056: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(a) Quail Park Woods, 4101 Grand Avenue - Establish a Planned Unit Development (PUD) to Reduce Side Yard Setbacks and Enhance Architecture Standards, initiated by Neighborhood Builders

It was moved by Trimble, second by Messerschmidt to consider the second reading of the ordinance.

Vote 17-057: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trimble, second by Messerschmidt to approve the second reading of the ordinance.

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Vote 17-058: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by Trimble, second by Messerschmidt to waive the third reading and adopt the ordinance in final form.

Vote 17-059: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(b) Hurd Wellmark, northwest corner of South Jordan Creek Parkway and Mills Civic Parkway - Amend the Bridgewood Planned Unit Development (PUD) to Remove Parcel L, initiated by Hurd Real Estate Services

It was moved by Trimble, second by Sandager to consider the second reading of the ordinance.

Vote 17-060: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trimble, second by Sandager to approve the second reading of the ordinance.

Vote 17-061: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by Trimble, second by Sandager to waive the third reading and adopt the ordinance in final form.

Vote 17-062: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(c) Amendment to City Code - Title 5 (Police Regulations), Chapter 3 (Animal Control) - Change Quarantine Period from 14 to 10 Days, initiated by the City of West Des Moines

It was moved by Trimble, second by Messerschmidt to consider the second reading of the ordinance.

Vote 17-063: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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It was moved by Trimble, second by Messerschmidt to approve the second reading of the ordinance.

Vote 17-064: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by Trimble, second by Messerschmidt to waive the third reading and adopt the ordinance in final form.

Vote 17-065: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(d) Amendment to City Code - Title 6 (Motor Vehicles and Traffic), Chapter 9 (Traffic Schedules), Section 5 (No Parking Zones) - Hawthorne Drive (160 ft. east of South 50th Street to South 50th Street), Waterford Drive (60 ft. east of South 50th Street to South 50th Street), and Bentley Drive (South 50th Street to South 51st Street), initiated by the City of West Des Moines

It was moved by Trimble, second by Messerschmidt to consider the second reading of the ordinance.

Vote 17-066: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trimble, second by Messerschmidt to approve the second reading of the ordinance.

Vote 17-067: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by Trimble, second by Messerschmidt to waive the third reading and adopt the ordinance in final form.

Vote 17-068: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(a) Mayor Gaer indicated this was the time and place for a public hearing to consider Amendment to City Code - Title 9 (Zoning) - Establish Definitions, Regulations and Performance Standards for Vending Machines, Fuel Pumps and ATM's, initiated by the City of West Des Moines (Continued from January 23, 2017 and February 6, 2017). He asked for the date the notice was published and the City Clerk indicated the notice was published on January

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6, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated on a vote of 5-0, with two members absent, the Plan and Zoning Commission recommended City Council approval of the proposed ordinance amendment.

Mayor Gaer asked if there were any public comments.

Jeremy Christiani, 1100 50th Street, Unit 1102, spoke in opposition to the proposed ordinance amendment, citing concerns that it would create inconsistencies with other City Code sections. He also stated he believes this would create overregulation of a small-business industry that has generated no complaints. He requested that the City Council not adopt the proposed ordinance, but instead allow existing City Code sections to regulate locker bays for parcel pick-ups or adopt a new ordinance specific to such locker bays.

Mayor Gaer asked if there were any additional public comments; hearing none he declared the public hearing closed.

Mayor Gaer requested that staff address Mr. Christiani's concerns prior to the March 6th City Council meeting.

It was moved by Trevillyan, second by Sandager to consider the first reading of the ordinance.

Council member Messerschmidt stated he will abstain because he has a financial interest in a company that makes locker bays for parcel pick-ups.

Vote 17-069: Mickelson, Sandager, Trevillyan, Trimble ... 4 yes
Messerschmidt ... 1 abstain due to potential conflict of interest
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trevillyan, second by Sandager to approve the first reading of the ordinance.

Vote 17-070: Mickelson, Sandager, Trevillyan, Trimble ... 4 yes
Messerschmidt ... 1 abstain due to potential conflict of interest
Motion carried.

On Item 6(b) The Foundry, 145 South 9th Street - Establish Planned Unit Development (PUD), initiated by the City of West Des Moines

It was moved by Messerschmidt, second by Trimble to adopt Motion - Continue Public Hearing to March 6, 2017.

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Vote 17-071: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(c) Mayor Gaer indicated this was the time and place for a public hearing to consider Phenix Elementary Property, 415 7th Street - Amend the Comprehensive Plan for approx. 2.49 acres from Single Family Residential to Medium Density Residential and Rezone the Entire Property from Single Family - Valley Junction Residential to Phenix Planned Unit Development (PUD), initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 3, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated on a vote of 5-1, with one member absent, the Plan and Zoning Commission recommended City Council approval of the Comprehensive Plan amendment, and on a vote of 4-2, with one member absent, the Plan and Zoning Commission recommended City Council approval of the rezoning request. He also stated two correspondences were received and included with the council communication, and two petitions were received this afternoon and copies have been placed on the dais.

Mayor Gaer requested background information on this item.

City Attorney Dick Scieszinski provided a report on the process leading up to this point and the actions taken thus far by the City Council, noting that nothing has been done improperly. He also reported the only actions to be taken tonight are on the proposed Comprehensive Plan amendment and the proposed rezoning, and no decisions will be made tonight on the future use of the six remaining single-family lots. He stated one of the petitions received this afternoon was requesting that the six remaining single-family lots be used as greenspace, while the other was a petition opposed to the proposed rezoning. Staff has reviewed the petition to the rezoning and determined the signatures received represent 17.3 percent of all property included within 200 feet of the Phenix property; therefore it does not meet the 20 percent threshold needed to require a super-majority of the Council to pass the rezoning.

City Clerk Ryan Jacobson stated an additional petition signature page was just submitted with one additional property represented within 200 feet of the Phenix property, so the petition representation is now up to 18.68 percent, which still does not meet the 20 percent threshold to require a super-majority.

Mayor Gaer asked if there were any public comments.

Jeremy Christiani, 1100 50th Street, Unit 1102, spoke in opposition to the proposed rezoning, citing concerns that the proposed PUD would require a variance as it does not meet the 10-acre minimum established by City Code. He also expressed concerns about a lack of parking on the site and potential access and traffic capacity issues.

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Cris Krull, 205 South 29th Street, spoke in opposition to the proposed rezoning, citing concerns that Community Housing Initiatives had two years to secure the financing for their project before the January 23, 2017 Council decision on the use of the property, while the two schools interested only had a couple weeks to secure their financing. She also reported a friend of hers, Dave Cooper, 601 Hillside Avenue, requested that she share his comments with the Council on his behalf, as he could not be present tonight. Mr. Cooper expressed concerns that the City has given CHI precedence over the citizens. He also expressed concerns that a city with 11,000 apartments is considering a proposal to add 17 more, which he believes will be to the detriment of that neighborhood.

Rena Johanningmeier, 612 Walnut Street, spoke in opposition to the proposed rezoning as she would have preferred the property remain a school. She stated she is very interested in the Council's decision about the six remaining single-family lots, which she would prefer to become greenspace, and she requested to be informed of any future meetings where that will be discussed.

Mayor Gaer asked if there were any additional public comments; hearing none he declared the public hearing closed.

The Council held discussion on the process that had been followed and the public notice that was given throughout the process. Council member Trevillyan expressed concerns that the information about the proposed plans for the Phenix property was not sufficiently distributed to the residents early in the process. Council member Trimble noted the legal requirements for public notice were followed throughout the process, and sufficient notice was given. Council members Mickelson, Sandager, and Messerschmidt agreed that sufficient notice was given.

Mayor Gaer inquired what the next steps are related to the future use of the six remaining single-family lots.

Clyde Evans, Community and Economic Development Director, suggested after the CHI project is underway, possibly in summer 2017, there be a Council workshop to solicit comments on the future use of those lots.

It was moved by Trimble, second by Messerschmidt to adopt Resolution - Approval of Comprehensive Plan Amendment.

Council member Sandager stated the school use was his first preference, but since that is no longer an option, he will vote in support of the Comprehensive Plan amendment and rezoning.

Vote 17-072: Messerschmidt, Mickelson, Sandager, Trimble ... 4 yes
Trevillyan ... 1 no

Motion carried.

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It was moved by Trimble, second by Messerschmidt to consider the first reading of the ordinance.

Vote 17-073: Messerschmidt, Mickelson, Sandager, Trimble ... 4 yes
Trevillyan ... 1 no

Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trimble, second by Messerschmidt to approve the first reading of the ordinance.

Vote 17-074: Messerschmidt, Mickelson, Sandager, Trimble ... 4 yes
Trevillyan ... 1 no

Motion carried.

On Item 6(d) Mayor Gaer indicated this was the time and place for a public hearing to consider Coachlight Drive Urban Renewal Area, initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Trimble, second by Sandager to adopt Resolution - Approval of Urban Renewal Plan.

Vote 17-075: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by Trimble, second by Messerschmidt to consider the first reading of the ordinance.

Vote 17-076: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trimble, second by Messerschmidt to approve the first reading of the ordinance.

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Vote 17-077: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(e) Mayor Gaer indicated this was the time and place for a public hearing to consider Amendment No. 4 to Jordan Creek Urban Renewal Area, initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Trimble, second by Messerschmidt to adopt Resolution - Approval of Urban Renewal Plan.

Vote 17-078: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by Trimble, second by Messerschmidt to consider the first reading of the ordinance.

Vote 17-079: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Trimble, second by Messerschmidt to approve the first reading of the ordinance.

Vote 17-080: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(f) Mayor Gaer indicated this was the time and place for a public hearing to consider 2017-18 FY Operating and Capital Budget, initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Trimble, second by Messerschmidt to adopt Motion - Approval of Budget.

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Vote 17-081: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(g) Mayor Gaer indicated this was the time and place for a public hearing to consider Issuance of \$5,700,000 Essential Corporate Purpose General Obligation Bonds (ECP-1), initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Trimble, second by Messerschmidt to adopt Resolution - Instituting Proceedings to Take Additional Action.

Vote 17-082: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(h) Mayor Gaer indicated this was the time and place for a public hearing to consider Issuance of \$550,000 General Corporate Purpose General Obligation Bonds (GCP-2), initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Messerschmidt, second by Trimble to adopt Resolution - Instituting Proceedings to Take Additional Action.

Vote 17-083: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(i) Mayor Gaer indicated this was the time and place for a public hearing to consider Issuance of \$500,000 General Corporate Purpose General Obligation Bonds (GCP-3), initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

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Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Messerschmidt, second by Trimble to adopt Resolution - Instituting Proceedings to Take Additional Action.

Vote 17-084: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(j) Mayor Gaer indicated this was the time and place for a public hearing to consider Issuance of \$600,000 General Corporate Purpose General Obligation Bonds (GCP-4), initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Messerschmidt, second by Sandager to adopt Resolution - Instituting Proceedings to Take Additional Action.

Vote 17-085: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(k) Mayor Gaer indicated this was the time and place for a public hearing to consider Issuance of \$550,000 General Corporate Purpose General Obligation Bonds (GCP-5), initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Messerschmidt, second by Trimble to adopt Resolution - Instituting Proceedings to Take Additional Action.

Vote 17-086: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(l) Mayor Gaer indicated this was the time and place for a public hearing to consider 2016 Sewer Rehabilitation Program, initiated by the City of West Des Moines. He asked for the

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date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Trimble, second by Messerschmidt to adopt Resolution - Approval of Plans and Specifications, Motion to Receive and File Report of Bids, and Resolution - Award Contract to Insituform Technologies USA.

Vote 17-087: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(m) Mayor Gaer indicated this was the time and place for a public hearing to consider 2016 Durable Pavement Markings Program, initiated by the City of West Des Moines. He asked for the date the notice was published and the City Clerk indicated the notice was published on February 10, 2017 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

Mayor Gaer asked if there were any public comments; hearing none he declared the public hearing closed.

It was moved by Messerschmidt, second by Trimble to adopt Resolution - Approval of Plans and Specifications, Motion to Receive and File Report of Bids, and Resolution - Award Contract to Quality Striping, Inc.

Council member Trimble inquired how long staff expects the durable pavement markings to last.

Bret Hodne, Public Service Director, responded they can last in excess of ten years, and the average payback is three to four years.

Vote 17-088: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(a) Della Vita, northwest corner of EP True Parkway and 88th Street - Subdivide Property into 94 Lots for Single Family Development, 141 Lots for Medium Density Development, Seven Street Lots, and Four Outlots, initiated by Della Vita, LLC

It was moved by Messerschmidt, second by Sandager to adopt Resolution - Approval of Preliminary Plat, subject to the applicant complying with all applicable City Code requirements and the conditions of approval listed in the Resolution.

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Vote 17-089: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(b) Hurd Jordan Plat 2, 174 and 320 South Jordan Creek Parkway - Subdivide Property into Four Lots for Commercial Development, initiated by Johnson Jordan, LLC, Hurd Jordan Two, LLC, and Hurd Jordan Three, LLC

It was moved by Messerschmidt, second by Sandager to adopt Resolution - Approval of Preliminary Plat, subject to the applicant complying with all applicable City Code requirements.

Vote 17-090: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

Mayor Gaer stated, due to a potential conflict of interest related to Item 7(c), Mayor Pro tem Messerschmidt will preside over this portion of the meeting.

On Item 7(c) Westfield Office Building, 1080 Jordan Creek Parkway - Approval of a Site Plan to Construct a 180,036 sq. ft. Office Building, initiated by Dallas County Partners

It was moved by Trimble, second by Sandager to adopt Resolution - Approval of Site Plan, subject to the applicant complying with all applicable City Code requirements and the conditions of approval listed in the Resolution.

Vote 17-091: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

Mayor Gaer resumed presiding over the meeting.

On Item 7(d) Issuance of \$7,665,000 (Essential Corporate Purpose and General Corporate Purpose) General Obligation Bonds, initiated by City of West Des Moines

It was moved by Messerschmidt, second by Sandager to adopt Resolution - Authorizing the Issuance and Levying a Tax.

Vote 17-092: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(e) 2017-18 FY Hotel/Motel Tax Allocations, initiated by City of West Des Moines

It was moved by Messerschmidt, second by Trimble to adopt Motion - Approval of Subcommittee Recommendation.

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Council member Trevillyan inquired if the \$67,500 allocated to the West Des Moines Chamber of Commerce is broken down between the WDM Chamber and the Development Connection.

Tim Stiles, Finance Director, stated he will have to research that information and provide it to the Mayor and Council at a later time. He later shared with the Mayor and Council that \$50,000 will go to the Development Connection and \$17,500 for WDM Chamber activities.

Vote 17-093: Messerschmidt, Sandager, Trevillyan, Trimble ... 4 yes
Mickelson ... 1 no

Motion carried.

On Item 7(f) Amendment to City Code - Title 5 (Police Regulations), Chapter 3 (Animal Control) - Impound Fees Collected by City's Designee, initiated by the City of West Des Moines

It was moved by Trimble, second by Messerschmidt to consider the first reading of the ordinance.

Vote 17-094: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Sandager, second by Trimble to approve the first reading of the ordinance.

Vote 17-095: Messerschmidt, Mickelson, Sandager, Trevillyan, Trimble...5 yes
Motion carried.

On Item 8(a) Boone Farm, 1809 South 50th Place - Amend the Comprehensive Plan Land Use Map and Establish a Planned Unit Development - Wilmington Group - Referred to Plan and Zoning

On Item 9 - Other Matters

Council member Trevillyan expressed concerns about Hosue File 316, which would disband the water works boards of several metro cities including West Des Moines. He inquired why the City has not taken a position on the proposed legislation.

Mayor Gaer stated the City Managers from those metro cities are currently working together to analyze what would be in the best interest of their cities and are expected to provide a recommendation when they have completed that process. He also stated Representative Jarad Klein, who filed the bill, has invited the Mayors of those cities to meet with him to discuss the proposed legislation.

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The meeting was adjourned at 7:10 p.m.

Respectfully submitted,

Ryan T. Jacobson, CMC
City Clerk

ATTEST:

Steven K. Gaer, Mayor