

June 15, 2020

West Des Moines City Council Proceedings
Monday, June 15, 2020

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 Monday, June 15, 2020 at 5:30 PM. Council members present were: R. Hardman, G. Hudson, M. McKinney, K. Trevillyan, and R. Trimble.

City Clerk Ryan Jacobson stated staff is recommending one amendment to the agenda, as Item 6(e) Vacation of a Portion of SE Maffitt Lake Road Right of Way listed a resolution in error.

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

Vote 20-200: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

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

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

Council member Hardman reported she has attended meetings with the Human Rights Commission, where discussion has been held on finalizing their strategic plan and preparing a presentation for the City Council in the near future. She also reported she has participated in and spoken at several of the recent protests for racial equality. She looks forward to further discussion among the city officials on how to address those issues, and she stated she vows to be a part of the solution, to make sure voices are heard, and to assist in continuing to allow the city to be better.

Mayor Gaer expressed appreciation to Council member Hardman for her efforts and leadership on addressing the issues related to racial inequality.

Council member Trimble reported he has also attended some of the protests for racial equality, and he commended Council member Hardman for being an excellent representative of the City as she speaks publicly at those gatherings. He also reported he attended a meeting of the Finance and Administration Subcommittee, where discussion was held on the City's schedule of fees and charges, the non-union employee pay plan, and the issuance of general obligation bonds.

Council member McKinney expressed appreciation to Council member Hardman for her efforts and leadership on addressing the issues related to racial inequality. He also reported he attended a meeting of the Bravo Greater Des Moines Board of Directors, where discussion was held on the organization's budget.

June 15, 2020

City Manager Tom Hadden reported the City welcomed three peaceful protest marches for racial equality, and he expressed appreciation to the City leaders that participated in those. He also noted Mayor Gaer signed the Mayor's Pledge from the Obama Foundation, which calls on the Police Department to review its use of force policies and engage the community in that process. He reported the Human Rights Commission is working to finalize the presentation of their strategic plan to the City Council. He also provided an update on the reopening of Parks and Recreation facilities and programs, and he noted the West Des Moines Public Library has reopened to the public with a limited capacity.

Mayor Gaer reported he delivered the State of the City presentation at a recent West Des Moines Chamber of Commerce Luncheon, and he had the privilege of awarding the Citizen of the Year and Emerging Citizen of the Year recognitions at that luncheon as well.

On Item 4. Consent Agenda.

It was moved by Trimble, second by Hardman to approve the consent agenda as presented.

- a. Approval of Minutes of June 1, 2020 Meeting
- b. Approval of Bill Lists
- c. Approval of Liquor Licenses:
 1. Casey's Marketing Company, d/b/a Casey's General Store #2824, 6630 Mills Civic Parkway - Class LE Liquor License with Carryout Wine, Carryout Beer, and Sunday Sales - Renewal
 2. Casey's Marketing Company, d/b/a Casey's General Store #2923, 1850 22nd Street - Class LE Liquor License with Carryout Wine, Carryout Beer, and Sunday Sales - Renewal
 3. Casey's Marketing Company d/b/a Casey's General Store #3098, 105 Grand Avenue - Class LE Liquor License with Carryout Beer, Native Wine, and Sunday Sales - Renewal
 4. The Cheesecake Factory Restaurants, Inc., d/b/a The Cheesecake Factory, 101 Jordan Creek Parkway #12550 - Class LC Liquor License with Sunday Sales and Outdoor Service - Renewal
 5. Decades, LLC d/b/a Decades, 1208 Grand Avenue - Class LC Liquor License with Sunday Sales and Catering Privileges - Renewal
 6. Foundry Distilling Company, LLC d/b/a Foundry Distilling Company, 111 South 11th Street - Class C Native Wine Permit with Sunday Sales - Renewal
 7. P2C2 Investments, LLC d/b/a Global Brew Tap House and Lounge, 9500 University Avenue, Suite 1118 - Class BW Permit with Sunday Sales and Outdoor Service - Renewal
 8. Hy-Vee, Inc., d/b/a Hy-Vee Gas #3, 7280 University Avenue - Class LE Liquor License with Carryout Beer, Carryout Wine and Sunday Sales - New
 9. Jordan Creek Lodging, LLC, d/b/a Hyatt Place at Jordan Creek, 295 South 64th Street - Class LB Liquor License with Sunday Sales, Outdoor Service, and

- Catering Privileges - Renewal
- 10. Pragathi International, LLC d/b/a Persis Indian Grill, 6925 Mills Civic Parkway, Suite 142 - Class BW Permit with Native Wine and Sunday Sales - Renewal
- 11. Smash Park Des Moines, LLC d/b/a Smash Park, 6625 Coachlight Drive - Class LC Liquor License with Sunday Sales and Outdoor Service - Renewal
- 12. Target Corporation d/b/a Target Store T-1901, 5405 Mills Civic Parkway - Class LE Liquor License with Carryout Wine, Carryout Beer, and Sunday Sales - Renewal
- 13. Hy-Vee, Inc. d/b/a Wahlburgers, 7105 Mills Civic Parkway, Suite 160 - Class LC Liquor License with Sunday Sales, Outdoor Service, and Catering Privileges - Renewal
- 14. Wal-Mart Stores, Inc. d/b/a Wal-Mart Supercenter #3762, 6365 Stagecoach Drive - Class LE Liquor License with Carryout Beer, Carryout Wine and Sunday Sales - Renewal
- d. Approval of Cigarette/Tobacco Permits
- e. Approval of Special Event Lane Closure - Flatland Cup Triathlon, July 12, 2020
- f. Approval of Professional Services Agreement with Delati ITS, LLC
- g. Approval of Purchase of Storage Tanks for Public Services Facility
- h. Approval to Purchase Software and Hardware - Traffic Signal System Update
- i. Approval of Amendment to Professional Services Agreements - Veterans Parkway Enhancements
- j. Approval of Change Order #1 - MidAmerican Energy RecPlex Ice Refrigeration
- k. Approval of 2020-21 FY Non-Union Pay Plan
- l. Approval and/or Ratification of Fees and Charges Effective July 1, 2020
- m. Approval of Special Assessments - Nuisance Abatements
- n. Establish Public Hearings:
 - 1. Not to Exceed \$3,900,000 General Obligation Capital Loan Notes, Series 2020A
 - 2. Not to Exceed \$1,000,000 General Obligation Urban Renewal Bonds, Series 2020B
 - 3. Not to Exceed \$42,800,000 General Obligation Urban Renewal Capital Loan Notes, Taxable Series 2020C
- o. Approval of Reimbursement - Various Capital Project Funds
- p. Order Construction:
 - 1. Fiber Conduit Inter-Connect (Light Purple Route)
 - 2. Veterans Parkway Enhancements, Phase 1 - Gateway and Median Features
- q. Award Contract - American Legion Park Skatepark Facility
- r. Accept Work - Holiday Park Signage and Ancillary Improvements
- s. Approval of Professional Services Agreement - SE 1st Street and SE Willow Creek Drive Watermain
- t. Establish Public Hearing Regarding the Final Design, Site Selection and Consideration of Acquiring Agricultural Property - South Service Area Segment 4 and 10 Sewers
- u. Approval of Waiver of City Code Requirement for Sanitary Sewer Service Connection - 905 South 60th Street

June 15, 2020

- v. Approval of Agreements Regarding the Economic Development Digital Enterprise Urban Renewal Area:
 - 1. Madison County
 - 2. Warren County
- w. Approval of 28E Agreement - Youth Justice Initiative
- x. Approval and Acceptance of Conveyance of Property Interests:
 - 1. Raccoon River Greenway Project
 - 2. Pine Avenue Improvements, SE Soteria Avenue to End of Paving
- y. Approval and Acceptance of Purchase Agreements and Conveyance of Property Interests - Grand Avenue Reconstruction, 1st Street to 4th Street

Vote 20-201: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(a) Amendment to City Code - Title 6 (Motor Vehicles and Traffic), Chapter 9 (Traffic Schedules), Section 3 (Four-Way Stop Intersections) - SW Grand Prairie Parkway and Veterans Parkway, initiated by the City of West Des Moines

It was moved by Trimble, second by McKinney to consider the second, third readings and final adoption of the ordinance.

Vote 20-202: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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

Vote 20-203: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

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

Vote 20-204: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(b) Amendment to City Code - Title 6 (Motor Vehicles and Traffic), Chapter 9 (Traffic Schedules), Section 5 (No Parking Zones) - Scenic Valley Drive, Grand Avenue to 360 feet north of Grand Avenue (west side), initiated by the City of West Des Moines

It was moved by Trevillyan, second by Hudson to consider the second, third readings and final adoption of the ordinance.

June 15, 2020

Vote 20-205: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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

Vote 20-206: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

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

Vote 20-207: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 5(c) Amendment to City Code - Title 6 (Motor Vehicles and Traffic), Chapter 9 (Traffic Schedules), Section 5 (No Parking Zones) - 84th Street, EP True Parkway to Ashworth Road (west side) and 84th Street, Aspen Drive to 290 feet south of Ashworth Road (east side), initiated by the City of West Des Moines

It was moved by Hardman, second by Hudson to consider the second, third readings and final adoption of the ordinance.

Vote 20-208: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by Hardman, second by Hudson to approve the second reading of the ordinance.

Vote 20-209: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

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

Vote 20-210: Hardman, Hudson, McKinney, 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 Banks Landing, northwest corner of 88th Street and Booneville Road - Amend the Comprehensive Plan Land Use Map to Change approx. 12.5 acres of Neighborhood Commercial

June 15, 2020

to Single Family and Medium Density Residential Land Use and Amend the Tallyn's Reach Planned Unit Development (PUD) to Change Parcel I from Neighborhood Commercial to Parcel J (Residential Single Family) and Parcel G (Medium Density Residential) and Establish Regulations to Accommodate Development of 52 Rowhouses and 21 Single Family Homes, initiated by Clark Family Investors (Continued from May 18, 2020 and June 1, 2020). He asked for the date the notice was published and the City Clerk indicated the notice was published on May 2, 2020 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated on a vote of 7-0, the Plan and Zoning Commission recommended City Council approval of the Comprehensive Plan amendment and PUD amendment, and one correspondence was received which was included with the council communication.

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

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

Vote 20-211: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

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

Vote 20-212: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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

Vote 20-213: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(b) Mayor Gaer indicated this was the time and place for a public hearing to consider Village on Jordan Creek, southwest corner of Jordan Creek Parkway and Ashworth Road - Amend the Comprehensive Plan Land Use Map to Designate Office Land Use and Establish the Village on Jordan Creek Planned Unit Development (PUD), initiated by Czech Mate, LLC. He asked for the date the notice was published and the City Clerk indicated the notice was published on May 29, 2020 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated on a vote of 7-0, the Plan and Zoning Commission recommended City Council approval of the Comprehensive Plan amendment and rezoning request, and one correspondence was received which has been placed on the dais prior to the meeting.

June 15, 2020

Mayor Gaer asked if there were any public comments.

Ed Arp, Civil Engineering Consultants, 2400 86th Street, Urbandale, representing the applicant, stated the Plan and Zoning Commission recommended approval of the request with a requirement that 76th Street be extended; however, the applicant is opposed to that requirement because they would be required to construct a significant amount of street but they would not be able to develop it. He stated the applicant's preference would be that the extension of 76th Street not be required until the residential properties along Ashworth Road are developed to office.

Rick Stessman, 7450 Ashworth Road, spoke in support of the proposed PUD as recommended the Plan and Zoning Commission. He stated the extension of 76th Street is critical for the development of the properties included in the PUD.

Ashleigh Hackel, 861 76th Street, expressed concerns about a potential increase in traffic on 76th Street as a result of this proposed development if 76th Street is not extended all the way to Ashworth Road. Otherwise, the traffic from the proposed development would only have access via 76th Street to the south, which passes through a residential area that is already experiencing traffic speeding.

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

Lynne Twedt, Development Services Director, reported staff has recommended that 76th Street should connect to Ashworth Road, which was supported by the traffic study. She noted the challenge for the proposed senior housing development in the southwest quadrant of the PUD is the requirement to construct that extension of 76th Street makes the project financially infeasible.

The Mayor and Council held discussion on how to address the economic challenges for the proposed development.

Tim Stiles, Finance Director, responded to questions from the Council, stating staff could work with the developer to use tax increment financing funds to construct the extension of 76th Street, but it would likely require a minimum assessment agreement.

Mayor Gaer expressed support for the proposed development, and he suggested that the Council could approve the first reading of the ordinance, with staff being directed to work on a solution for the economic issues before it comes back at the next meeting for the second reading and final adoption.

Shawn Leisinger, 7755 Aspen Drive, expressed concerns about a potential increase in traffic on 76th Street and Aspen Drive as a result of this proposed development. He stated he believes the extension of 76th Street to Ashworth Road, with financial assistance from the City if necessary,

June 15, 2020

would help. He also expressed concerns about the lack of a buffer between the existing residential properties and the proposed development of senior housing and office.

Ms. Twedt responded to questions from the Council, stating there are existing areas of the city with office development butting up against single-family residential and noted buffering requirements are included in the PUD language.

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

Vote 20-214: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

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

Vote 20-215: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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

Vote 20-216: Hardman, Hudson, McKinney, 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 Mills Landing, southeast corner of South 60th Street and Mills Civic Parkway - Approve a Comprehensive Plan Land Use Map Amendment, an Amendment to the Area Development Plan, and Establish the Zone Change Specific Plan for the Intended Development, initiated by Shree Ram Development, LLC. He asked for the date the notice was published and the City Clerk indicated the notice was published on May 30, 2020 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated on a vote of 6-0, with one member absent, the Plan and Zoning Commission recommended City Council approval of the Comprehensive Plan amendment, Area Development Plan amendment, and Zone Change Specific Plan, and a number of correspondences were received which were included with the council communication.

Mayor Gaer asked if there were any public comments.

Dr. Brown, 903 Tulip Tree Lane, expressed opposition to the proposed development, citing concerns about a heavy business area backing up to a residential area.

June 15, 2020

Robert Brown, 903 Tulip Tree Lane, expressed opposition to the proposed development, citing concerns about the high density of the project, the reduced setback from Mills Civic Parkway, and the project's access onto Mills Civic Parkway.

Marianne Ksiazak, 917 Tulip Tree Lane, expressed concerns that the proposed development would remove all the existing trees between the development's property and the existing residential properties. She suggested additional landscaping be required as a buffer between the two uses. She also expressed concerns that the detention area in the southeast corner could become a mosquito breeding zone and that light pollution could impact the surrounding homes.

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

Lynne Twedt, Development Services Director, provided a report on previous development proposals for this site that did not go through, and she stated staff considers this proposal with support commercial and a high-density senior housing project to be an appropriate use for the site. She responded to questions from the Mayor and Council, stating the existing zoning would allow a significant portion of the site to be developed as support commercial with some medium-density residential as well. She noted there are a couple options for the buffering along the south side of this development, but staff would suggest requiring the smaller 30 foot buffer with more plants as opposed to the larger buffer with fewer plants.

Council member Trimble stated he understands the residents' concerns, but he believes this proposed development is better than most options that could be constructed under the existing zoning. He suggested that the developer should make efforts to address the residents' concerns through increased planting within the buffer and minimize any light pollution.

Ms. Twedt noted the PUD includes buffering language; however, requirement for additional potential plantings in the buffer will be evaluated during the site plan process.

Peggy Krueger, 945 Tulip Tree Lane, expressed concerns about her property being exposed to this proposed development, so she would also request that there be as much planting in the buffer as possible.

Mayor Gaer requested that staff take an active role in facilitating the site plan process to ensure the buffering reasonably addresses the residents' concerns.

It was moved by Trimble, second by Hardman to adopt Resolution - Approval of Comprehensive Plan Amendment and Resolution - Approval of Area Development Plan Amendment

Vote 20-217: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

June 15, 2020

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

Vote 20-218: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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

Vote 20-219: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(d) Mayor Gaer indicated this was the time and place for a public hearing to consider Linnwill Hy-Vee, 210, 220 and 300 Grand Avenue - Amend the Comprehensive Plan Land Use Map from Light Industrial to Community Commercial and Establish the Linnwill Hy-Vee Planned Unit Development (PUD), initiated by Hurd Indianola, LLC. He asked for the date the notice was published and the City Clerk indicated the notice was published on June 2, 2020 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated on a vote of 7-0, the Plan and Zoning Commission recommended City Council approval of the Comprehensive Plan amendment and rezoning request, and one correspondence was received which was included with the council communication.

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

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

Vote 20-220: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

It was moved by McKinney, second by Hardman to consider the first reading of the ordinance.

Vote 20-221: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

It was moved by McKinney, second by Hardman to approve the first reading of the ordinance.

Vote 20-222: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

June 15, 2020

On Item 6(e) Mayor Gaer indicated this was the time and place for a public hearing to consider Vacation of a Portion of SE Maffitt Lake Road Right of Way, 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 June 9, 2020 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 McKinney, second by Trevillyan to consider the first reading of the ordinance.

Vote 20-223: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

The City Clerk read the preamble to the ordinance.

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

Vote 20-224: Hardman, Hudson, McKinney, 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 Conveyance of Property to West Lakes Properties, L.C. - Portion of Former SE Maffitt Lake Road Right of Way, 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 June 9, 2020 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 McKinney, second by Trimble to adopt Resolution - Approval of Conveyance of Property.

Vote 20-225: Hardman, Hudson, McKinney, 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 Conveyance of Property to EBS Retail Iowa, LLC d/b/a Erik's Bike Shop - Approximately 0.88 Acres Located at the Southwest Corner of 1st Street and Ashworth Road, 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 June 10, 2020 in the Des Moines Register. Mayor Gaer asked if any written comments had been received. The City Clerk stated none had been received.

June 15, 2020

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

It was moved by Trimble, second by Hudson to adopt Resolution - Approval of Conveyance of Property.

Vote 20-226: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(h) Amendment #8 to Amended and Restated Mills Parkway Urban Renewal Area (Subdistrict 8), initiated by the City of West Des Moines

It was moved by Trimble, second by Hudson to adopt Motion - Continue Public Hearing to July 20, 2020.

Vote 20-227: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 6(i) Ponderosa Urban Renewal Area, initiated by the City of West Des Moines

It was moved by Hardman, second by Hudson to adopt Motion - Continue Public Hearing to July 20, 2020.

Vote 20-228: Hardman, Hudson, McKinney, 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 Northeast Basin Storm Sewer Improvements, Connections to 4th Street and Ashworth Road, 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 June 5, 2020 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 McKinney, second by Hudson to adopt Resolution - Approval of Plans and Specifications, Motion to Receive and File Report of Bids, and Resolution - Award Contract to Absolute Concrete.

Vote 20-229: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

June 15, 2020

On Item 7(a) Mills Landing Plat 1, southeast corner of Mills Civic Parkway and South 60th Street - Subdivide Property into Three Lots for Commercial Development, One Lot for High Density Residential Development, and One Lot for Storm Water Detention, initiated by Shree Ram Development, LLC

It was moved by Trimble, second by Hudson to adopt Resolution - Approval of Preliminary Plat and Approval and Acceptance of Off-Site Sanitary Sewer Easements, subject to the applicant complying with all applicable City Code requirements and the conditions of approval listed in the Resolution.

Vote 20-230: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(b) Linnwill Hy-Vee Fast & Fresh Preliminary Plat, 210, 220 and 300 Grand Avenue - Subdivide Property into One Lot for Commercial Development and One Street Lot, initiated by Hurd Indianola, LLC and Delavan, Inc.

It was moved by Trimble, second by McKinney 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.

Vote 20-231: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(c) Browns Woods Hollow, west side of Veterans Parkway south of SE Browns Woods Drive - Subdivide Property into 43 Single Family Lots, One Outlot for Park Use, Two Outlots for Detention, and Four Public Street Lots, initiated by Browns Woods, LLC

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

Vote 20-232: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(d) Junction House, 329 5th Street - Approval of Site Plan to Allow Construction of a 15,600 sq. ft. Three-Story Mixed Use Building, initiated by Junction House 329, LLC

Council member Trevillyan stated a number of residents he has spoken with have expressed concerns about this being a three-story building and a modern design that's inconsistent with the existing older buildings.

It was moved by Trimble, second by Hudson to adopt Resolution - Approval of Site Plan, subject

June 15, 2020

to the applicant complying with all applicable City Code requirements and the conditions of approval listed in the Resolution.

Council member Trevillyan inquired how trash collection will be addressed for this building since it will not have its own dumpster.

Lynne Twedt, Development Services Director, responded it is the developer's responsibility to address the trash collection situation for this site. She also noted staff is reviewing a number of concerns, including trash collection, for the entire Valley Junction Business District as part of its Valley Junction revisioning process.

Vote 20-233: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 7(e) Mayor's Pledge from the Obama Foundation, initiated by the City of West Des Moines.

Mayor Gaer expressed his support for this pledge, which takes a proactive approach at improving the City's police department use of force policies.

Rachelle Long, 106 11th Street, expressed support for the Mayor's Pledge, and she stated she is proud that the City of West Des Moines is taking a proactive approach to make all members of the community, particularly people of color, feel welcome.

Council member Hardman expressed appreciation to Mayor Gaer for bringing this pledge forward and recognizing the time was right to make a statement. She stated this process will be a journey, but the Mayor and City Council are in this together.

Council member Hudson stated he has been proud to see the community come together with the peaceful protests and the Police Department offering its services for protection and traffic control, with many positive interactions between the two groups.

It was moved by Hardman, second by Trimble to adopt Motion - Approval of Mayor's Pledge.

Vote 20-234: Hardman, Hudson, McKinney, Trevillyan, Trimble...5 yes
Motion carried.

On Item 8 - Receive, File and/or Refer: no items

On Item 9(a) Legislative Updates

Jamie Letzring, Deputy City Manager, reported the Legislature went back into session for a few days, during which the following bills were passed:

June 15, 2020

- HS 2647 / SF 2416 regarding police reform: This bill bans chokeholds as a use of force except in very specific, limited circumstances, and it prohibits law enforcement officers who have been fired for serious misconduct from being re-hired.
- SF 2338 regarding non-economic damages related to COVID-19: This bill offers immunity to businesses from certain types of litigation as a result of COVID-19.
- HF 2502 regarding weapons: This bill prohibits public facilities from adopting certain weapons policies without conducting screening of visitors and using armed guards for public protection.

Mr. Letzring also noted the Governor's proposal for tax reform was tabled until next year.

Council member Hudson requested an update on the 2020 Census.

Ms. Letzring responded it is still ongoing, but there have been delays in the door-to-door census taking.

Mayor Gaer requested an update on the 2020 citizen survey.

City Manager Tom Hadden responded staff is working on it, and the survey will be going out shortly.

The meeting was adjourned at 7:42 p.m.

Respectfully submitted,

Ryan T. Jacobson, CMC
City Clerk

ATTEST:

Steven K. Gaer, Mayor