

SUMMARY OF DES MOINES CITY COUNCIL MEETING
February 15, 1999

PROCLAMATIONS - 4:00 P.M.:

Brotherhood/Sisterhood Week

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4:15 - 4:30 P.M.

CULTURAL CONNECTION - A Showcase of Local Arts
OPERA-Iowa

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4:30 P.M.

INVOCATION: Rev. Tim Diebel

First Christian Church

99-356 1. ROLL CALL: **Present: Belken, Coleman, Flagg, Hensley, McPherson and Vlassis.**
Absent: Daniels

99-357 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-358 3. APPROVING CONSENT AGENDA - items 3 through 74: **Moved by Vlassis to adopt the balance of the Consent Agenda. Motion Carried 6-1.**

LICENSES AND PERMITS:

Approving

99-359 4. Communication from Legal Department regarding February 15, 1999 License and Permit Agenda. **Moved by Vlassis to receive and file. Motion Carried 6-1.**

Class "C" Beer Licenses

99-360 5. Frederick Weber dba Candy Kitchen, 2004 Forest Avenue; Renewal - Expires 3-29-99 (With Sunday Sales) - Application submitted 1-29-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-361 6. Kwik Shop, Inc., Steve Mostrem, Dist. Manager dba Kwik Shop #524, 4140 Park Avenue; Renewal - Expires 3-19-99 (With Sunday Sales) - Application submitted 1-26-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

Class "E" Beer Licenses

99-362 7. Central City Liquor, Inc., Thomas P. Daux, President dba Central City Liquor, 1541 2nd Avenue; Renewal - Expires 2-28-99 (With Sunday Sales) - Application submitted 1-26-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

WITHDRAWN99-363 8. Ingersoll Liquor and Beverage Co., In Bo Jung, President dba Ingersoll Liquor and Beverage, 3500 Ingersoll; Renewal - Expires 2-28-99 (With Sunday Sales) - Application submitted 1-27-99.

Class "C" Liquor Licenses

99-364 9. Lynch Investments, Inc., Kevin Lynch, President dba A K O'Connor's, 4050 Urbandale Avenue; Renewal - Expires 2-24-99 (With Sunday Sales and Beer Garden) - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-365 10. Michelle Jahncke dba Chat Noir Cafe, 644 - 18th Street; Renewal - Expires 2-28-99 - Application submitted 1-29-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-366 11. City Lights, LLC, Michael D. Wilson, Owner dba City Lights, 508 Clifton; Renewal - Expires 2-17-99 (With Sunday Sales and Beer Garden) - Application submitted 1-14-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-367 12. Judy Adams dba Firehouse Lounge, 1930 Southeast 6th Street; Renewal - Expires 2-19-99 (With Sunday Sales) - Application submitted 1-11-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

13. Antonette Redman Veach dba Fitz's Pub, 1307 University;

99-368 Renewal - Expires 2-25-99 (With Sunday Sales) - Application submitted 1-15-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-369 14. V. Maureen Dougherty dba Jim-N-I Lounge, 1922 Hubbell; Renewal - Expires 2-25-99 (With Sunday Sales) - Application submitted 1-22-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

WITHDRAWN99-370 15. Fister Investments, Inc., Mark A. Nicola, President dba Murphy's, 6202 Douglas; Renewal - Expires 2-26-99 (With Sunday Sales) - Application submitted 1-6-99.

99-371 16. Patrick Renda dba Orlando's, 3835 University; New Application (With Sunday Sales) - Application submitted 1-15-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-372 17. The Rocket Inc., Craig Laws, Vice President dba Winston's Pub and Grille, 601 Locust - Suite 200; Renewal - Expires 3-11-99 (With Sunday Sales) - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

Class "E" Liquor Licenses

99-373 18. Central City Liquor, Inc., Thomas P. Daux, President dba Central City Liquor, 1541 2nd Avenue; Renewal - Expires 2-28-99 - Application submitted 1-26-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-374 19. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 1320 East Euclid; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-375 20. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 3710 Hubbell; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-376 21. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 4343 Merle Hay Road; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-377 22. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 1819 Beaver; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-378 23. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 4121 Fleur Drive; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-379 24. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 3425 Ingersoll; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-380 25. Food, Inc., Ronald C. Bartos, President dba Dahl's Food Market, 6200 Southeast 14th Street; Renewal - Expires 2-28-99 - Application submitted 1-27-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

WITHDRAWN99-381 26. Ingersoll Liquor and Beverage Co., In Bo Jung, President dba Ingersoll Liquor and Beverage, 3500 Ingersoll - Renewal - Expires 2-28-99 - Application submitted 1-27-99.

Authorizing

99-382 27. City Clerk to issue Coin Operated Amusement Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 6-1.**

Gamerrooms

99-383 28. Loco Joes, Inc., Joe Henscheid, President dba Loco Joes, Inc., 1300 East Army Post Road; Renewal - Expired 12-31-99. **Moved by Vlassis to adopt. Motion Carried 6-1.**

Transfers

99-384 29. Temporary transfer of Class "C" Beer-Wine License for Wynell Kisner, President dba Parents Without Partners, 100 East Euclid - Suite 153 to 100 East Euclid - Suite 103 for special event on 2-27-99. Subject to submission of acceptable building, electrical, and fire inspections. **Moved by Vlassis to adopt. Motion Carried 6-1.**

Beer Gardens

99-385 30. Temporary Beer Garden for Michael Daughenbaugh dba Carl's Place, 1620 Woodland Avenue for one day special event on March 13, 1999 for St. Patrick's. Subject to submission of acceptable building, electrical, zoning, and fire inspections. **Moved by Hensley to defer to February 22, 1999 Council Meeting, to allow Neighborhood Association to comment on proposed event. Motion Carried 6-1.**

99-386 31. Temporary Beer Garden for Flanagan Corp., Tim Flanagan, President dba Flanagan's Restaurant, 2100 Ingersoll for event March 16 thru 18, 1999 for St. Patrick's. Subject to submission of acceptable fire inspection. **Moved by Vlassis to adopt. Motion Carried 6-1.**

PUBLIC IMPROVEMENTS

99-387 32. Approving Change Order No. 84 with Taylor Ball L.C. for additional work in conjunction with the Intermodal Transportation Facility Contract in an amount not to exceed \$178,809. ([Council Communication No. 99-060](#)). **Moved by Hensley to adopt. City Manager will report on change order process. Motion Carried 5-1-1. Nays: Coleman. Absent: Daniels.**

99-388 33. Approving Supplemental Agreement No. 2 with Herbert/Lewis/Kruse/Blunck (Kirk V. Blunck, Principal) for Civic Center/Federal Building/Plaza Condominium Skywalk Connection - \$46,258.04. ([Council Communication No. 99-058](#)). **Moved by Vlassis to adopt. Motion Carried 4-1-1-1. Nays: Flagg. Pass: Hensley. Absent: Daniels.**

99-389 34. Approving Professional Services Agreement with Veenstra & Kimm, Inc., (H.R. Veenstra Jr., Pres., West Des Moines) for design phase services for Closes Creek- 27th to 31st Storm Sewer Improvements Design - \$70,120. ([Council Communication No. 99-054](#)). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-390 35. Approving authorization of entry for construction for Department of Army, U.S. Army Corps of Engineers in conjunction with Raccoon River Flood Control Project. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-391 36. Approving Private Construction Contract for construction of Sanitary Sewer Improvements for 3400 and 3410 Lincoln Place Drive Sanitary Sewer between The Underground

Company, Ltd., Duane J. Burkhardt, President-Contractor and William Van Orsdel-Owner - \$48,620. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-392 37. Communications from various contractors requesting permission to sublet certain items on three public improvement projects. (Call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-393 38. Request from Nuckolls Concrete Services, Inc., Scott Temple, President, 145 NW Beaver Drive, Johnston, for an extension of time until May 1, 1999 for the SE 14th Street and Army Post Road intersection improvements. **Moved by Vlassis to receive, file and grant the extension of time until May 1, 1999. Motion Carried 6-1.**

99-394 39. Report of Chief Civil Engineer showing construction progress amounts due and funding availability of the Beaverdale Recreational Trail, \$19,132.77 is now due and remaining balance of \$10,792.67 to be paid at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-395 40. Approving partial payments on six public improvement projects. (Call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 6-1.**

SPECIAL ASSESSMENTS

99-396 41. Approving Delinquent Sewer Rental and/or Solid Waste/ Stormwater Utility Fees for the month of January, 1999, for Certification to Polk County Treasurer (call the City Clerk's Office for various amounts). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-397 42. Authorizing Assessment Clerk to correct Delinquent Solid Waste/Stormwater Utility and/or Sewer Rental Credits Schedule, for January, 1999. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-398 43. Authorizing Assessment Clerk to delete NAC-Emergency Orders on Schedules 1998-49 and 1999-33, payments made in full to Community Development. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-399 44. Authorizing Assessment Clerk to delete NAC-Emergency Order Assessment on Schedule No. 1999-33 in the amount of \$110 against 741 28th Street, cleanup was a result of storm damage and not assessable. **Moved by Vlassis to adopt. Motion Carried 6-1.**

LAND/PROPERTY TRANSACTIONS

99-400 45. Offer to Purchase and Acceptance and Warranty Deed in conjunction with City's parking system and vehicular parking in the Central Business District, from Equitable American Insurance Co., 713 Cherry St. - \$800,000. ([Council Communication No. 99-061](#)). **Moved by Flagg to adopt. Staff to ask property owner to donate land to City, before acquisition is finalized. Motion Carried 6-1.**

99-401 46. Approving voluntary acquisition of property at 1229 Seventh Street for inclusion in Large-Scale Commercial Development (Grocery Store) located at Sixth and University Avenues. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-402 47. Temporary Easement for Construction, Warranty Deed, and Future Title Work Compensation in conjunction with Martin Luther King, Jr. Parkway (CBD Loop), 6th Avenue/SW 7th Street Paving Project, from Norwest Bank Iowa, N.A., areas at 6th, 7th and Vine Streets - \$114,262. **Moved by Hensley to adopt. Staff to ask property owner to donate land to the City, before acquisition is finalized. Motion Carried 5-1-1. Pass: Vlassis. Absent: Daniels.**

99-403 48. Approving Amendment to Lease Agreement with Cownie Furs L.L.C. (508 Market Street), to extend the term of the Agreement forty-five days until May 15, 1999. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-404 49. Offer to Purchase and Acceptance and Warranty Deed in conjunction with Airport Expansion (Haverhill), from Morris C. Vermeulen and Constance L. Vermeulen, 6544 SW 28th Court - \$98,000. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-405 50. Offer to Purchase Real Estate and Acceptance and Warranty Deed in conjunction with Airport Expansion (Haverhill), from Daniel A. Crouse and Teresa A. Crouse, 2988 Littell Avenue - \$130,000. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-406 51. Approving Noise and Avigation Easements for six properties in conjunction with the Airport Noise Compatibility Program, Phase II. **Moved by Vlassis to adopt. Motion Carried 6-1.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

99-407 52. Approving formal recognition of Magnolia Park Neighborhood Association according to Neighborhood Recognition Policy. **Moved by Belken to adopt. Motion Carried 6-1.**

99-408 53. Approving Receipt of 1998 Attendance reports for City Boards and Commissions. **Moved by McPherson to adopt. Motion Carried 6-1.**

99-409 54. Appointment recommendation of Mayor Preston A. Daniels for Kevin Robert Nordmeyer to the Architectural Advisory Committee for a three-year term to expire February 15, 2002. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-410 55. Appointment of Charles "Chuck" Bloyer to the Zoning Board of Adjustment to fill the unexpired term of Harold Belken to expire April 1, 2002. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-411 56. Communication from Richard M. Ryan, Jr., D. Sc., submitting his resignation from the Neighborhood Revitalization Board effective immediately. **Moved by Vlassis to receive, file**

and accept the resignation with appreciation for service. Motion Carried 6-1.

CITY PLAN COMMISSION RECOMMENDATIONS

99-412 57. Regarding City-initiated rezoning of property on the west side of the 6900 block of Indianola Road, from "R-5" (Mobile Home Residential), to a more appropriate residential district. **Moved by Vlassis to defer to 3-1-99; to be placed on the regular agenda. Motion Carried 6-1.**

99-413 (A) Communication from Lisa Fargo, 7000 Indianola Road, submitting information regarding Des Moines tax base. **Moved by Vlassis to receive and file. Motion Carried 6-1.**

SETTING DATE OF HEARINGS

99-414 58. On text amendment to Zoning Ordinance, of the "R-5" Mobile Home Residential District, to reduce separation requirement between an accessory building and adjoining mobile home or accessory building, (3-1-99). **Moved by Vlassis to adopt. Motion Carried 6-1.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

99-415 59. Approving payment of \$1,274.42 to Jane McAllister of Ahlers, Cooney, Dorweiler, Haynie, Smith & Allbee, P.C. for outside legal counsel to provide environmental law expertise in land lease agreements for the Des Moines International Airport. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-416 60. Approving payment of \$301.55 to Bradshaw, Fowler, Proctor & Fairgrave, P.C. for outside legal counsel with environmental expertise to review draft National Pollution Discharge Elimination System Permit and assist in negotiations with Iowa Department of Natural Resources on behalf of the Des Moines International Airport. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-417 61. Approving payment of \$190.00 to Thomas Foley of Nyemaster, Goode, Voigts, West, Hansell & O'Brien for representation of Officer Michael McBride in case of Leverette, et al. v. Heller, et al., Case No. 4-97-CV-80749. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-418 62. Approving payment of \$681.23 to George LaMarca of LaMarca & Landry, P.C. for representation of Officer Greg Dickel in case of Thomas, et. al. v. Dickel, et al., Case No. CL 73934. **Moved by Vlassis to approve payment. Motion Carried 6-1.**

CITY MANAGER COMMUNICATIONS

99-419 63. Submitting out-of-state travel requests for Roger Sanders and William Stowe. [\(Council Communication No. 99-049\)](#) **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-420 64. Submitting various traffic regulation changes as follows, ([Council Communication No. 99-056](#)). **Moved by Vlassis to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 6-1.**

(1) East Side of SW 1st Street and North Side of Indianola Road in vicinity of St. Anthony's Church.

(2) East Bundy Avenue from No Parking Any Time on the North Side to No Parking Any Time on the South Side in order to accommodate mail delivery.

(3) Stop Signs, Speeding Enforcement, and Parking Restrictions--Williams Street between Maple Street and Timber Lane.

(4) Deletion of Parking Restriction Duplication in the Municipal Code.

APPROVING

99-421 65. Communication from City Clerk, submitting report on City Council meeting/meal expenses for January 1999. **Moved by Vlassis to receive and file. Motion Carried 6-1.**

99-422 66. Use of various City Facilities as poll sites for Precincts 60, 82, 83, for Special Primary Ward 4 Election to be held on Tuesday, April 6, 1999 and Special Ward 4 Election to be held on Tuesday, May 4, 1999. **Moved by Vlassis to approve. Motion Carried 6-1.**

99-423 67. Community Services Block Grant (CSBG) Program with Iowa Department of Human Rights/Division of Community Action Agencies for community services to low-income persons from October 1, 1998 to September 30, 1999. **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-424 68. Amendment No. Three to Low Income Home Energy Assistance Program (LIHEAP) Contract No. LIHEAP-2299-07J to increase budget in the amount of \$26,688. **Moved by Vlassis to adopt. Motion Carried 6-1.**

69. Bids for the following:

99-425 (A) Bid awarded to five vendors for various fire fighting equipment items to be used by the Fire Department, \$107,766.06. (Seventeen bids mailed-six received). (Call City Clerk's Office for names of vendors and equipment specifics). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-426 (B) Wells Fargo Guard Services, (1120 Walnut Street, J. Joe Adorjan, CEO) for an annual agreement renewable for two (2) additional years for guard services to be used by the Engineering Department (Wastewater Reclamation Facility), \$8.88 per hour, \$12.88 for holiday hours. (Six bids mailed-three received). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-427 (C) Mid-States Ford/Sterling, (4400 NE 14th Street, Marv Perry, President) for a pickup truck with snow blade to be used by Park and Recreation Department, \$22,403.65. (Fours bids mailed-four received). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-428 (D) Hawkeye Truck Equipment Co., (5800 NW 2nd Avenue, Wayne Steinkamp, President) for liquid dispensing system to be used by the Public Works Department, (Street Maintenance), \$16,862. (Seven bids mailed-three received). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-429 (E) Repair parts for number three centrifuge gearboxes manufactured by Alfa Laval Separation, Inc., (Warminster, PA) sole area wide distributor to be used by the Engineering Department, (Wastewater Reclamation Facility). (Municipal Code Section 2-86(a)(6), \$11,273). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-430 (F) Annual agreement for repair parts for laboratory analytical instruments manufactured by Perkin Elmer Corporation, (Norwalk, CT), single area-wide distributor at discount of twelve percent (12%) to be used by the Engineering Department (Wastewater Reclamation Facility). (Municipal Code Section 2-86(a)(6), \$11,500). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-431 70. Report of Civil Service Commission submitting entrance lists for Laboratory Aide, Assistant Operator, Surveyor II, and promotional lists for Laboratory Chemist, Senior Police Officer and District Fire Chief. **Moved by Vlassis to receive and file. Motion Carried 6-1.**

99-432 71. Authorizing Finance Director to draw checks on register of February 19, 1999, and the bills of the Des Moines Municipal Housing Agency for the week beginning February 15, 1999, and the biweekly payroll due employees on February 12, 1999. **Moved by Vlassis to adopt. Motion Carried 6-1.**

ORDINANCES - FINAL CONSIDERATION

99-433 72. Amending Chapter 27 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Vlassis that this ordinance do now pass, [#13,681](#). Motion Carried 6-1.**

(1) Change Yield Sign to Stop Sign - Martin Luther King Jr. Parkway and Center Street.

(2) Removal of Corner Clearance No Parking Restriction - North Side of Enos Avenue East of 15th Street.

(3) Changes to Municipal Code to Support Current Signing for No Parking Any Time - Both Sides of SW 34th Street from Watrous Avenue to McKinley Avenue.

99-434 73. Amending Chapter 27 of the Municipal Code regarding parking on Cherry Street--for fire department use. **Moved by Vlassis that this ordinance do now pass, [#13,682](#). Motion**

Carried 6-1.

ORDINANCES - SECOND CONSIDERATION

99-435 74. On vacation of the East/West alley in vicinity of 2503 High Street. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 6-1.**

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

****Council considered Hearing Items next****

ORDINANCES - FIRST CONSIDERATION

99-436 75. Amending Section 27-319.03 of the Municipal Code to place four-way stop at 12th Street and Douglas Avenue. **Moved by McPherson to receive and file, (see agenda item 78). Motion Carried 6-1.**

99-437 76. Amending Chapter 27 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

- (1) No Parking Restrictions in vicinity of Stitzell Electric, 101-107 12th Street.
- (2) No Parking Restrictions adjacent to the West Driveway of 4004 Grand Avenue.
- (3) Changes to Municipal Code to support current signing for Caulder Circle.

COUNCIL REQUESTS

99-438 77. From Mayor Preston Daniels regarding update on City's Y2K Contingency Plan, including surrounding communities. **Moved by Vlassis to receive, file and refer to the City Manager to work on the logistics of public forums as proposed by Council Member Vlassis in a separate communication; and to appoint Harold Belken to the Telecommunications Sub-Committee of the Council. Motion Carried 6-1.**

99-439 78. From Council Member Mike McPherson regarding request for four-way stops at 12th and Seneca and 12th and Douglas. **Moved by McPherson to discuss and adopt recommendation contained in the December 30, 1998 communication from the City Traffic Engineer. Staff to assure "traffic calming" issues are addressed this year. Motion Carried 6-1.**

99-440 79. Approving City of Des Moines Legislative Update for the 78th Iowa General Assembly, (Report available on Monday). **Moved by Hensley to receive and file the report. Motion Carried 6-1.**

COMMUNICATIONS/REPORTS

99-441 80. From Beth El Jacob Synagogue requesting name change of West Drive to "Fannie Pruce Drive". **Moved by Hensley to receive, file and refer to City Manager, City Plan Commission and Traffic Safety Committee. Motion Carried 6-1.**

99-442 81. Communication from Human Resources Director regarding new job classification of Grants and Business Manager (SPM) - formerly AFSCME. ([Council Communication No. 99-048](#)). **Moved by Hensley to receive and file. Motion Carried 4-1-2. Pass: Flagg. Absent: Daniels and Vlassis.**

****Council considered item 88 through end of the agenda next****

99-443 82. From Human Resources Director William Stowe regarding new position description for Consulting Assistant to the City Manager. ([Council Communication No. 99-052](#)). **Moved by Hensley to receive and file. Motion Carried 4-1-2. Pass: Flagg. Absent: Daniels and Vlassis.**

HEARINGS (Opened at 5:38 P.M.) (Items 83 thru 87)

99-444 83. On amendment to the Historic District Ordinance, regarding appointments to the Commission. **Moved by Hensley to adopt. Motion Carried 6-1.**

99-445 (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

99-446 84. On Farm Lease at Case Lake Site, (North of Hartford, South of the River) to Darrell and Christine Lawrence, (approx. 133.5 acres). **Moved by Belken to adopt. Motion Carried 6-1.**

99-447 85. On vacation and conveyance of East/West and North/South alleys in the south 1/2 of the block bounded by Grand, E. Fifth, E. Sixth and Des Moines Streets, to James O. Boyt, \$2,500, continued from 1-25-99. **Moved by Belken to continue the Hearing to March 15, 1999 at 5:30 P.M. Drawing/plans are to be completed and submitted by that date, and a start date identified, with an estimated completion date. Motion Carried 6-1.**

WITHDRAWN 99-448 (A) First consideration of ordinance above.

99-449 86. On Burke Park Shelter, E. 7th and E. University: Resolution approving plans, specifications, form of contract documents and Engineer's estimate and designating lowest responsible bidder as Buchanan Builders, Inc. (Todd Buchanan, President Urbandale), \$111,825. **Moved by McPherson to adopt. Motion Carried 6-1.**

99-450 87. On Laurel Hill Cemetery Gate: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Lakeview Industries, Inc., (Stebe Sonnenburg, President, WDM), \$42,182.89. **Moved by Belken to adopt. Motion Carried 6-1.**

* * END HEARINGS at 6:00 P.M. * *

CITY MANAGER RECOMMENDATIONS

99-451 88. Submitting plan for Neighborhood Based Service Delivery Process and request for authorization to begin implementation. ([Council Communication No. 99-059](#)) **Moved by Vlassis to receive, file and approve. Motion Carried 6-1.**

APPROVING

99-452 89. Intergovernmental 28E Agreement with Des Moines Independent Community School District for implementation of School Resource Officer Program. ([Council Communication No. 99-053](#)) **Moved by Hensley to adopt. Motion Carried 4-1-1. Pass: Flagg. Absent: Daniels. Council Member McPherson declares a conflict of interest, and abstains from voting.**

99-453 90. Revision of Tax Increment Financing (TIF) Policy, requiring interest on idle TIF funds remain in the General Fund annually unless requested and approved as part of the annual Request for TIF Funds submitted December of each year. ([Council Communication No. 99-055](#)) **Moved by Vlassis to receive, file and adopt recommendations as outlined in Council Communication No. 99-055 and in conjunction with the TIF Policy approved by Council on January 25, 1999. Motion Carried 6-1.**

99-454 91. Accepting donation of southern and western half of Grays Lake, currently leased by the City, from Neighborhood Improvement Corporation (NIC), for public park and recreation purposes. **Moved by Hensley to adopt. Motion Carried 6-1.**

99-455 92. Recommendation of City Planning Commission to deny request from Dodge Investment Company, to amend the Des Moines 2000 Land Use Plan, by revising present classification of area north of Army Post and west of SW 42nd from Public/Semi-Private use, to Airport Related Industrial Use, (6 affirmative votes required to overrule Planning Commission and approve the amendment). **Moved by Hensley to defer action to March 15, 1999. Motion Carried 6-1.**

99-456 93. Agreement with the Iowa Department of Transportation in the amount of \$317,340 for Capital Improvements at the Des Moines International Airport. ([Council Communication No. 99-057](#)) **Moved by McPherson to adopt. Motion Carried 6-1.**

94. The following reports for fiscal year ended June 30, 1998:

99-457 (A) Des Moines Comprehensive Annual Financial Report and Independent Auditor's Reports. **Moved by McPherson to receive and file. Motion Carried 4-1-2. Pass: Flagg. Absent: Daniels and Vlassis.**

99-458 (B) Des Moines Municipal Housing Agency Financial Statements and Independent Auditor's Reports. **Moved by McPherson to receive and file. Motion Carried 4-1-2. Pass: Flagg. Absent: Daniels and Vlassis.**

99-459 95. Recommendation to consider dental insurance plan for retirees as a separate plan enabling the retiree to elect NOT to purchase this insurance, ([Council Communication No. 99-050](#)) **Moved by McPherson to approve. Motion Carried 5-1-1. Pass: Flagg. Absent: Daniels.**

99-460 (A) Communication from Human Resources Director William Stowe regarding option to reduce cost of retiree medical insurance. **Moved by McPherson to receive and file. Motion Carried 5-1-1. Pass: Flagg. Absent: Daniels.**

99-461 96. Labor Agreement with The American Federation of State, County and Municipal Employees (AFSCME) for one year extension of current agreement to June 30, 2000 and three percent (3%) hourly wage increase effective July 1, 1999. ([Council Communication No. 99-051](#)). **Moved by Vlassis to adopt. Motion Carried 6-1.**

99-462 97. Approving Sixteenth (16th) Annual Boards and Commissions Appreciation Dinner to be held Tuesday, May 4, 1999 at the Airport Holiday Inn. **Moved by Vlassis to adopt and appoint Council Member Vlassis to assist with solicitation of funds. Motion Carried 6-1.**

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EXTRA ITEMS

These extra items are filed after 5:00 P.M. on the Wednesday preceding a Council meeting and have been included upon the Amended Agenda by the City Clerk, with sponsorship of the Mayor or a City Council Member who shall deem the item of sufficient urgency to warrant immediate Council action - said statement of urgency from the City Manager and/or appropriate Department Director shall be placed on file with the City Clerk.

99-462 1. Approving request of Council Member Hensley for appointment of Catherine Dietz-Kilen as business representative appointment to the Neighborhood Development Corporation, and designating City Plan Commission to appoint the City's other representative. SPONSOR: Hensley. **Moved by Hensley to adopt. Motion Carried 6-1.**

99-463 MOTION TO ADJOURN. **Moved by McPherson to adjourn at 7:37 P.M. Motion Carried 6-1.**