

SUMMARY OF DES MOINES CITY COUNCIL MEETING

October 2, 2000 4:30 P.M.

PROCLAMATIONS - 4:00 P.M.:

- (a) Lupus Awareness Month
- (b) National Breast Cancer Awareness Month
- (c) White Cane Safety Day
- (d) It's Your Business
- (e) Lights on Afterschool Day

INVOCATION: Mike McPherson, Council Member, Ward 2

00-3875 1. ROLL CALL: **Present: Daniels, Brooks, Coleman, Flagg, Hensley, McPherson, and Vlassis.**

00-3876 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3877 3. APPROVING CONSENT AGENDA - items 3 through 64: **Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS:

Approving

00-3878 4. Communication from Legal Department regarding October 2, 2000 License and Permit Agenda. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

Class "C" Beer

00-3879 5. Best Food Mart Corporation, Ghumman Manjit, President dba Best Food Mart, 4028 NE 14th Street; Renewal (With Sunday Sales) - Expires 10-13-00 - Application submitted 9-5-00. **Moved by Vlassis to adopt. Motion Carried 6-1. Pass: Flagg.**

00-3880 6. Coastal Mart, Inc., Dan Hill, President dba Coastal Mart #1048, 4503 Fleur Drive; Renewal (With Sunday Sales) - Expires 10-13-00 - Application submitted 9-5-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3881 7. Coastal Mart, Inc., Dan Hill, President dba Coastal Mart #1043, 2110 E. Guthrie; Renewal (With Sunday Sales) - Expires 10-13-00 - Application submitted 9-5-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3882 8. Kartar's Mini Mart, Inc., Harpal Singh, President dba Kartar's Mini Mart, 3761 E. University Avenue; Renewal (With Sunday Sales) - Expires 10-19-00 - Application submitted 9-18-00. **Moved by Vlassis to adopt. Motion Carried 6-1. Pass: Flagg.**

00-3883 9. One Stop Food Mart, Inc., Kulwinder Singh, President dba One Stop Food Mart, 1800 SE 14th Street; Renewal - Expires 10-7-00 (With Sunday Sales) - Application submitted 8-21-00. **Moved by Vlassis to adopt. Motion Carried 6-1. Pass: Flagg.**

Class "C" Beer/"B" Wine

00-3884 10. QuikTrip Corporation, Chester Cadieux II, President dba QuikTrip #500, 3700 Hubbell Avenue; Renewal (With Sunday Sales) - Expires 10-21-00 - Application submitted 8-28-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3885 11. QuikTrip Corporation, Chester Cadieux II, President dba QuikTrip #541, 2428 Hubbell Avenue; Renewal (With Sunday Sales) - Expires 12-9-00 - Application submitted 9-12-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

Class "C" Beer/Wine Licenses

00-3886 12. Ms. Benchang Laungaram, Owner dba A Taste of Thailand, 215 E. Walnut Street; Renewal - Expires 10-22-00 - Application submitted 8-29-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

WITHDRAWN 00-3887 13. Robin's Nest, Inc., Dan Smith, President dba Robin's Wood Oven Grill, 6401 SE 14th Street; Renewal (With Sunday Sales) - Expires 10-14-00 - Application submitted 9-14-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

Class "C" Liquor Licenses

00-3888 14. Patrick T. Rushing, Owner dba The All American Sports Bar & Grill, 6305 SW 9th Street; Renewal (With Sunday Sales) - Expires 10-4-00 - Application submitted 9-13-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3889 15. C.R.L. Inc., Ryan Smithson, President dba The Buzz, 214 3rd Street; New Application (With Sunday Sales) - Application submitted 9-1-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3890 16. Platipus Productions, Inc. Ron Boone, President dba Blues On Grand, 1501 Grand Avenue; Renewal (With Sunday Sales) - Expires 10-20-00 - Application submitted 9-20-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3891 17. Race Car, Inc., Jeff Wright, President dba G.T. Race Car Bar, 3013 Ingersoll Avenue; Renewal (With Sunday Sales) - Expires 10-12-00 - Application submitted 9-12-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3892 18. Loca, Inc., Kenneth Roush, President dba Kenny D's, 3925 E. 14th Street; Renewal (With Sunday Sales) - Expires 10-14-00 - Application submitted 8-10-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3893 19. Encounters, Inc., Veronica L. Tyler, Owner dba McCoy's Pool & Pub, 3708 Beaver Avenue; Renewal (With Sunday Sales) - Expires 10-17-00 - Application submitted 9-18-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3894 20. Tonic, Inc., Anthony Trimnell, President dba Rock Island, 101 4th Street; Renewal (With Outdoor Service) - Expires 10-7-00 - Application submitted 9-19-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3895 21. Trittoria Foods, Inc., Alyce K. Mattis, President dba The Trattoria/The Pasticceria, 207-215 4th Street; Renewal (With Sunday Sales) - Expires 10-6-00 - Application submitted 9-21-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3896 22. Zimm's LLC, Douglas Zimmerman, President dba Zimm's, 3124 Ingersoll; Renewal (With Sunday Sales and Outdoor Service) - Expires 10-18-00 - Application submitted 9-18-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

Class "E" Liquor Licenses

00-3897 23. Drake Liquor Store, LTD, Robert Braune, President dba Drake Liquor Store, 2106 Forest Avenue; Renewal - Expires 10-1-00 - Application submitted 9-5-00. **Moved by Vlassis to adopt. Motion Carried 7-0.**

Authorizing

00-3898 24. City Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3899 25. City Clerk to issue Coin-Operated Amusement Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 7-0.**

Gamerrooms

00-3900 26. Robert Pasutti dba The Grand Arcade, 1731 Grand Avenue; New Application - Application submitted 9-20-00. **Moved by Hensley to defer consideration to October 16, to give area neighborhood associations a chance to dialogue with owners. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

27. NUMBER NOT USED.

00-3901 28. Agreement for Professional Services, with The Louis Berger Group Inc. (Derish Wolff, President, NJ), in conjunction with Court Avenue Entertainment Parking Lot Archaeological Investigation, not to exceed \$143,049.73 including contingency. ([Council Communication No. 00-463](#)). **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: Coleman.**

00-3902 29. Agreement for Professional Services, with Shuck-Britson, Inc., (Robert A. Britson, President, DM), in conjunction with the 4th and Grand Parking Garage Renovation, not to exceed \$28,612. ([Council Communication No. 00-454](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3903 30. Authorization to proceed with Zwart Road Brick Pavement Replacement, from Forest Drive to 28th Street. ([Council Communication No. 00-453](#)). **Moved by Hensley to adopt and direct staff to schedule a meeting with affected residents as soon as possible. Motion Carried 7-0.**

31. Resolution Ordering Construction of the following:

00-3904 (A) Lower Bloomfield Sanitary Sewer Repair, 1800 Block of E. Lacona Avenue, Receiving of Bids, (10-10-00), and Setting Date of Hearing, (10-16-00), Estimate - \$110,000). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3905 (B) Allied Demolition Contract No. 1, Receiving of Bids, (10-10-00), and Setting Date of Hearing, (10-16-00), Estimate - \$165,000). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3906 (C) Allied Demolition Contract No. 2, Receiving of Bids, (10-17-00), and Setting Date of Hearing, (10-23-00), Estimate - \$185,000). **Moved by Hensley to adopt. Motion Carried 7-0.**

00-3907 32. Communication from Contractor Visu-Sewer Clean & Seal, Inc. requesting to sublet certain items on the Ohio Street Sanitary Sewer Repair, 1600 Block. **Moved by Vlassis to adopt. Motion Carried 7-0.**

33. Approving Private Construction Contract between McAninch Corporation, Contractor, and Oaks Development, Owner, for Park Place Plat 1, E. Park Avenue and SE 23rd Street:

00-3908 (A) Storm Sewer. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3909 (B) Sanitary Sewer. **Moved by Vlassis to adopt. Motion Carried 7-0.**

34. Approving Private Construction Contract between McAninch Corporation, Contractor, and Oaks Development, Owner, for Meadowlands Plat 1, Indianola Avenue and Meadowland Chase:

00-3910 (A) Storm Sewer. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3911 (B) Sanitary Sewer. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3912 35. Authorizing City Engineer to proceed with curb/sidewalk/ driveway replacement programs, (waivers signed by 4 property owners). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3913 36. Approving partial payments on six (6) public improvement projects. (Call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

00-3914 37. Approving Delinquent Sewer Rental and/or Solid Waste/ Stormwater Utility Fees for the month of September, 2000 for certification to Polk County, (Call the City Clerk's Office for list). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3915 38. Authorizing Assessment Clerk to correct Delinquent Solid Waste/Stormwater Utility and/or Sewer Rental Credits Schedule for September, 2000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

00-3916 39. Offer to Purchase Real Estate and Acceptance, and Forms of Warranty Deeds in conjunction with Indianola Avenue Connector Project, from various property owners - \$325,000 plus closing costs. (Call City Clerk's Office for list) **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3917 40. Permanent Easement for Flood Closure Structure across Railroad/Walnut Creek at 63rd Street north of Grand Avenue in conjunction with Walnut Creek Flood Protection System, from Norfolk and Western Railway Company. **Moved by Hensley to adopt. Staff to report on ownership of overgrown weeded area on east side of Creek/Wall. Motion Carried 7-0.**

00-3918 41. Approving Contract for Sale of Utility Easements with Wells Fargo Financial, Inc., in conjunction with Martin Luther King, Jr. Parkway Project and proposed Wells Fargo Financial Corporate Headquarters Expansion. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3919 42. Approving Amendment to "Offer to Purchase Interest in Real Estate and Acceptance" with remaining lessees of the Wallace Building to extend terms of the Agreement to October 16, 2000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3920 43. Approval of Tax Abatement Application for additional value added by improvement made during 1998 for one application received after February 15, 1999. ([Council Communication No. 00-457](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3921 44. Resolution approving Tax Abatement Applications for additional value added by improvements made during 2000. (135 applications on file in the City Clerk's Office) ([Council](#)

[Communication No. 00-458](#)). **Moved by Vlassis to adopt. Motion Carried 6-1. Pass: Flagg.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

00-3922 45. Recommendation of the Mayor, that Chris Coleman be designated as a Regular Member to Metropolitan Planning Organization (MPO), and himself designated as an Alternate Member to the MPO, for balance of the year 2000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

STREET CLOSINGS/STREET USE

00-3923 46. Approving closure of the following City Streets. **Moved by Vlassis to approve the street closure listed, and approve any street closures continued to a future date, necessitated by inclement weather, upon approval of the City Clerk. Motion Carried 7-0.**

(1) Carol J. Batterton, 3020 44th Street, requesting permission to close 44th Street from Adams to Ashby on Saturday, October 21, 2000 from 1:00 to 7:00 P.M. for a neighborhood block party.

(2) Jay Helton, 5808 Forest Avenue, requesting permission to close Forest Avenue from Merle Hay Road to 60th Street on Saturday, October 7, 2000 from 4:00 to 8:00 P.M. for a neighborhood block party.

00-3924 47. Approving exception regarding length of time request from Steven Schott, representing Lincoln High School Band, 2600 SW 9th Street, request to close SW 12th Street from Bell to Davis, Davis from SW 12th to SW 11th, Bell from SW 9th to SW 12th and SW 11th from Davis to Kirkwood on Saturday, October 14, 2000 from 8:00 A.M. to 6:00 P.M. for the State Marching Band Contest. **Moved by Vlassis to approve the street closures listed, and approve any street closures continued to a future date, necessitated by inclement weather, upon approval of the City Clerk.**

CITY PLAN COMMISSION RECOMMENDATIONS

00-3925 48. Regarding preliminary subdivision plat entitled "Three Lakes Estates Plat 1 Replat", 2600 block of E. Pine Avenue, Erickson Excavating, Inc. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

00-3926 49. Regarding request from Hamms-Des Moines Company, Inc. for vacation and conveyance of a portion of East Court Avenue, E. 6th Street, and E. 7th Street right-of-way at 601 E. Court Avenue, subject to conditions. **Moved by Vlassis to receive and file, and to refer to the City Manager and Legal Department for implementation. Motion Carried 6-1. Nays: Flagg.**

SETTING DATE OF HEARINGS

00-3927 50. On proposed Second Amendment to the Urban Renewal Plan for the Metro Center Urban Renewal Project, to identify additional urban renewal projects, (11-6-00). **Moved by**

Coleman to adopt. Council requested a Blue Letter to accompany items of this type in the future. Motion Carried 6-1. Nays: Flagg.

00-3928 51. On City-Council initiated request to rezone property in the vicinity of SW 42nd Street north of Park Avenue and southeast of Valley Drive, from C-1 (Neighborhood Retail Commercial), to R-3 (Multiple Family Residential), (10-16-00). **Moved by Flagg to adopt. Motion Carried 7-0.**

00-3929 52. On amendment to the Zoning Ordinance and Site Plan Regulations, regarding site development standards for landscaping in C-1 and C-2 Districts, (10-16-00). **Moved by Vlassis to adopt. Staff to provide a copy of proposed standards at time of setting date of hearing in the future. Motion Carried 7-0.**

00-3930 53. On proposal to change the name of 60th Place between North Waterbury Road and Waterbury Circle, to North Waterbury Road, (10-16-00). **Moved by Vlassis to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

00-3931 54. Approving payment of \$1,125.29 to Guy R. Cook of Grefe and Sidney, P.L.C. in representation of Officer Joseph Morgan in case of Joyce Wilson and Val Wilson, Jr. as Administrators of Estate of Jerome LeRoy Mozee v. City of Des Moines, Joseph Morgan and Terry Mitchell. **Moved by Vlassis to approve payment. Motion Carried 7-0.**

00-3932 55. Approving payment of \$6,258.30 to Charles W. Wessel Sr. in payment of workers' compensation claim for injury sustained in course and scope of employment. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3933 56. Approving payment of \$14,407.20 to Sharon L. Handeland for payment of workers' compensation claim for injury sustained in course and scope of employment. **Moved by Vlassis to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

00-3934 57. Submitting out-of-state travel requests for John Bellizzi, David McDermott, Alycia Peterson, and Joseph Widlowski. ([Council Communication No. 00-459](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

APPROVING

00-3935 58. Statement of Inadequate Capacity to Comply with Lead-Based Paint Rule (24 CFR Part 35-HUD Regulations), during a transition period. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3936 59. Receipt of the City of Des Moines 1999-00 Equal Opportunity Report and Affirmative Action Annual Work Plan. ([Council Communication No. 00-462](#)). **Moved by**

Coleman to receive, file and adopt. Human Resources will respond regarding growth and ratios. Motion Carried 7-0.

00-3937 60. Environmental Certification and Request of Funds from Department of Housing and Urban Development (HUD) for Department of Housing Services' 2000 Capital Fund Program and publishing "Notice of Intent to Release Funds". **Moved by Vlassis to approve. Motion Carried 7-0.**

61. Bids for the following:

WITHDRAWN00-3938 (A) Pratt Audio/Visual and Video Corporation (333 SW 9th, Tim Wright, President) for upgrade to audio/visual system at Des Moines Police Academy, \$29,230. (Nine Bids mailed-one received).

00-3939 (B) Keck, Inc. (320 SW 9, John Keck, President) for annual contract with two (2) renewal option for fuel to be used by Fleet Maintenance Center, Aviation Department and Wastewater Reclamation Facility, \$815,000 (\$750,000-Equipment Maintenance Center Fuel, \$65,000-Airport Field Maintenance Operations). (Eight Bids mailed-four received). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3940 (C) Low Primary Bid to Excel Mechanical Co., Inc. (1825 Euclid Avenue, Alisa Smith, President) and Secondary Bid to Proctor Mechanical Corporation (63 College Avenue, Michael Proctor, President) for annual contract with two (2) renewal options to perform plumbing and HVAC services for city buildings-\$40,000. (Eight Bids mailed-five received). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3941 (D) Metro Waste Authority (521 E. Locust) for purchase of 4,608 two-wheeled 96 gallon cart to be used by Public Works (Solid Waste Division). (Municipal Code section 2-725(e)), \$182,016 in conjunction with Automated Collection Pilot Program. ([Council Communication No. 00-461](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3942 62. Authorizing Finance Director to draw checks on register of October 6, 2000 and for the bills of the Des Moines Municipal Housing Agency for the week beginning October 2, 2000 and to draw checks for the biweekly payroll due on October 6, 2000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

00-3943 63. Amending Chapter 102 of the Municipal Code regarding waiver of fees for Street Use Permits. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

00-3944 64. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

- (1) Parking Restriction Near Delivery Driveway--South Side of Woodland Avenue West of 29th Street.
- (2) Corner Clearance Parking Restriction--North Side of Lynn Street West of 16th Street.
- (3) Corner Clearance Parking Restriction--North Side of Mahaska Avenue East of East 33rd Street.
- (4) Corner Clearance Parking Restriction--West Side of SE 8th Street North of East Bell Avenue.
- (5) Installation of a Loading Zone--South Side of Market Street West of SW 1st Street.
- (6) Corner Clearance Parking Restriction--West Side of 51st Street North and South of Robertson Drive.
- (7) Corner Clearance Parking Restriction--South Side of East Market Street East of SE 27th Street.

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

ORDINANCES - FIRST CONSIDERATION

00-3945 65. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- (1) Corner Clearance Parking Restriction-North Side of Des Moines Street West of Avenue F.M. Hubbell.
- (2) Corner Clearance Parking Restriction-East Side of 40th Street South of School Street.
- (3) Corner Clearance Parking Restriction-West Side of 40th Place South of Crocker Street.
- (4) Four-Way Stop-44th Street and Forest Avenue.
- (5) Four-Way Stop-34th Street and Franklin Avenue.
- (6) Four-Way Stop-17th Street and Woodland Avenue.

00-3946 (A) Final consideration of ordinance above. **Moved by Hensley that the rule requiring that ordinances must be considered, and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#13,869](#). Motion Carried 7-0.**

COUNCIL REQUESTS

00-3947 66. From Council Member George Flagg, to discuss the following:

(1) Location of Fire Station at E. 42nd and Easton Boulevard. **Moved by Flagg to refer location of the proposed new fire station back to City Manager for a report on relocation and response times, provide Council with a map of projected locations, and report on assistance with Altoona and Pleasant Hill. Motion Carried 7-0.**

(2) Future plans as to use of hotel/motel tax money. **Moved by Flagg to refer to City Manager for a report on the projected use of Hotel/Motel funding. Motion Carried 7-0.**

(3) Cost of any agreement relative to roads, sidewalks and other similar items relative to the new "barn". **Moved by Flagg to refer to City Manager for a report, if we should agree to provide such service. Motion Carried 7-0.**

****Council considered Extra Item No. 2 next****

COMMUNICATIONS/REPORTS

00-3948 67. Receipt of Preliminary Development Plan for the proposed Des Moines Agribusiness Park. ([Council Communication No. 00-456](#)). **Moved by Flagg to receive and file. City Manager to invite Pleasant Hill to participate, as appropriate, and to also forward this to the NRB. Motion Carried 6-1. Absent: Vlassis.**

HEARINGS (Opened at 5:37 P.M.) (Items 68 thru 73)

00-3949 68. On Building Official's determination that the structure at 3109 38th Street, constitutes a public nuisance, (continued from 9-25-00) ([Council Communication No. 00-429](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3950 69. On proposed Annexation Agreement with the City of Altoona, extending current agreement for 10 years. **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3951 70. On sale of Frisbee Park property adjoining 612 SW 60th, to David and Eileen Loomis, \$2500. **Moved by Hensley to adopt. Motion Carried 7-0.**

00-3952 71. On conveyance of portion of the East/West alley in the block bounded by Allison and Franklin Avenues, and 27th and 30th Streets, to Raymond P. and Beverly J. Mugan, \$125 plus costs. **Moved by Vlassis to close hearing and deny sale; refer to City Manager for a report on soil structure and land use, as well as a workable program on elevation and grading. Motion Carried 5-2. Absent: Coleman and McPherson.**

00-3953 72. On vacation of the East/West alley south of Easton Boulevard and west of E. 27th Street. **Moved by Brooks to adopt, and to vacate the alley described above.**

00-3954 (A) First consideration of ordinance above. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 5-2. Absent: Coleman and McPherson.**

00-3955 73. On Woodland Cemetery Vault Repair: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Munro Construction Co., Inc., (Pat Munro, President, DM), \$24,700. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

00-3956 (A) Approving contract and bond. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

* * END HEARINGS at 5:58 P.M. * *

APPROVING

00-3957 74. Intent to extend a lease for a site for the Chinese Cultural Center of America, to build a permanent facility, (east bank of the Des Moines River north of the Armory Building Parking Lot.) ([Council Communication No. 00-460](#)). **Moved by Flagg to adopt. Motion Carried 7-0.**

00-3958 75. Agreement with Community Housing Development Corporation, to permit salvage of non-structural materials, at the Tours Apartments, 208-11th Street. ([Council Communication No. 00-455](#)). **Moved by Hensley to adopt. Motion Carried 7-0.**

00-3959 76. Contract regarding future Skywalk Corridor, with the Graham Group. ([Council Communication No. 00-464](#)). **Moved by Coleman to adopt. Motion Carried 6-1. Pass: Flagg.**

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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.

1. Private Construction Agreements between Corell Contractor Inc. (Contractor), and Cooper Homes (Owner), for Stanton Acres Replat Lot 3, and a portion of Lot 2 of Serendipity, adjacent to the intersection of McKinley Avenue and Stanton avenue for the following: SPONSOR: Hensley.

00-3960 (a) Storm Sewer Improvements. **Moved by Hensley to adopt. Motion Carried 7-0.**

00-3961 (b) Sanitary Sewer Improvements. **Moved by Hensley to adopt. Motion Carried 7-0.**

00-3962 2. Request from Douglas Acres Neighborhood Association, to return the intersection of E. 28th and Douglas Avenue back to a four-way stop. SPONSOR: McPherson. **Moved by McPherson to grant the request to speak; approve the request and refer to Legal to prepare the legislation to restore this intersection to a four-way stop. Staff to review and inform Council of any significant objections to this traffic regulation change. Motion Carried 7-0.**

00-3963 3. Agreement with Ralph Andersen and Associates, to provide search services for a Finance Director. SPONSOR: Brooks. ([Council Communication No. 00-465](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

00-3964 4. Approving City matching funds for Iowa Arts Council IDOT Grant Submittal - Art in Transit, \$10,000. SPONSOR: Mayor Daniels. ([Council Communication No. 00-466](#)). **Moved by Hensley to approve. Motion Carried 7-0.**

A G E N D A

BOARD OF HEALTH

October 2, 2000

00-3965 MOTION TO CONVENE. **Moved by McPherson that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**

AUTHORIZING

1. Court authority to abate the public nuisance at the following locations:

00-3966 (A) 1118 Pennsylvania Avenue (vacant) Titleholder: Bernadine Rogers, Betty Jo Boughton, Geraldine Wood, DECEASED, Heirs to Geraldine Wood: Vicki Beard, James A Beard, Rita J Wood, Alvin and Sandra Hall and Jamie Beard; Legal Interest Holders: Brian and Bonnie J Kay. **Moved by McPherson to adopt. Motion Carried 7-0.**

00-3967 (B) 2816 South Union (vacant) Titleholder: Ocwen Federal Bank, FSB, Attn: Juanita Pruitt, REO Residential Manager; Legal Interest Holder: Z Financial 7, Attn: John Zajicek. **Moved by McPherson to adopt. Motion Carried 7-0.**

00-3968 2. The Engineering Department to cause removal of the structure at 716 E. Railroad, titleholder, Richard Weatherly. **Moved by McPherson to adopt. Motion Carried 7-0.**

00-3969 3. Release of demolition cost reserved escrowed for 1925-1935 Crocker, 1931 Crocker, 1936 Cottage Grove and 2004 Cottage Grove, owned by Joseph A. Henscheid, Mary L. Coenen, West Des Moines State Bank, and Marva Overton. **Moved by McPherson to adopt. Motion Carried 7-0.**

00-3970 MOTION TO ADJOURN. **Moved by McPherson to adjourn at 6:05 P.M. Motion**

Carried 7-0.

DES MOINES-CITY OF SKYWALKS