

SUMMARY OF DES MOINES CITY COUNCIL MEETING

December 2, 2002 4:30 P.M.

PROCLAMATIONS - 4:15 P.M.:

- (a) Holiday Food Programs
- (b) Human Rights Month
- (c) National Conference for Community and Justice Day

INVOCATION: Rev. Craig Robertson

Grant Park Christian Church

02-2773 1. ROLL CALL: **Present: Daniels, Brooks, Coleman, Cownie, Hensley, and McPherson. Absent: Vlassis.**

02-2774 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2775 3. APPROVING CONSENT AGENDA - items 3 through 39: **Moved by McPherson to adopt the balance of the Consent Agenda. Motion Carried 6-1.**

LICENSES AND PERMITS:

Approving

02-2776 4. The following Beer/Liquor Applications: **Moved by McPherson to adopt. Motion Carried 6-1.**

NEW APPLICATIONS

- (1) El Rodeo #2, 1234 E Euclid Avenue, C Liquor.
- (2) Hull Avenue Tap, 834 E Hull Avenue, C Liquor.
- (3) Lori and Roys Place, 2301 Hubbell Avenue, C Liquor.

(3-I) Mr V's, 206 Indianola, C Liquor.

RENEWAL APPLICATIONS

(4) Noodles Pasta and Sandwich Shop, 2924 SW 9th Street, B Beer.

(5) Scruffys, 429 Grand Avenue, B Beer.

(6) Citgo Gas Station, 4600 Fleur Drive, C Beer.

(7) Kum & Go #60, 806 SE 14th Street, C Beer.

(8) Buzzard Billy's, 100 Court Avenue, C Liquor.

(9) Club Statik, 215 E 2nd Street, C Liquor.

(10) Felix & Oscars, 4050 Merle Hay Rd., C Liquor.

(11) Lift, 222 4th Street, C Liquor.

(12) Skips, 4000 Fleur Drive, C Liquor.

(13) Tumea and Sons, 1501 SE 1st Street, C Liquor.

(14) Kum & Go #60, 806 SE 14th Street, B Wine.

02-2777 5. Class "C" Beer, Class "B" Wine and Class "E" Liquor Licenses for Drake Liquor Store, 2106 Forest Avenue. (Deferred from September 23, 2002 Council Meeting). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2778 6. City Clerk to issue Cigarette Licenses. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2779 7. City Clerk to issue Coin Operated Machine Licenses. **Moved by Brooks to adopt. Motion Carried 5-1-1. Nays: McPherson. Absent: Vlassis.**

PUBLIC IMPROVEMENTS

02-2780 8. Communication from Larson & Larson Construction, LLC, (Jeffrey Larson, President) for an extension of time of 50 days from completion date of December 5, 2002 for the East Locust Streetscape project. ([Council Communication No. 02-618](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2781 9. Approving execution of Iowa Department of Transportation Agreements No. 2003-TS-012 and 2003-TS-013 for traffic signal improvements on Ingersoll Avenue at 28th, 31st, 35th and 42nd Streets. ([Council Communication No. 02-617](#)). **Moved by McPherson to adopt. Motion Carried 5-1. Nays: Brooks. Absent: Vlassis.**

10. Accepting completed construction and approving final payment of the following:

02-2782 (A) 2002 ACC Pavement Milling and Resurfacing, \$337,003.90 is now due and \$40,180.08 remaining balance payable at the end of 30 days. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2783 (B) 2002 Sanitary Sewer Televising Program, \$33,775.65 is now due and \$5,246.47 remaining balance payable at the end of 30 days. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2784 (C) Durable Pavement Markings - 2002, \$1,901.90 is now due and \$3,804.09 remaining balance payable at the end of 30 days. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2785 11. Approving private construction contract between Gator Excavating, Inc. (Kevin L. Henter, President, Contractor) and (Mark G. Holmes, Owner) for construction of storm sewer improvements for a storm sewer extension at 5133 Meadow Woods Circle, Brook Run Village, Plat 1, \$5,800. **Moved by McPherson to adopt. Motion Carried 6-1.**

LAND/PROPERTY TRANSACTIONS

02-2786 12. Establishing fair market value for a portion of property located at 5601 SW 9th Street in conjunction with the SW 9th widening at Porter Avenue Project, \$26,000 plus closing costs. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2787 13. Approve and accept real estate documents for property located at 1601 Crocker Street, for the I-235 Day Street Sanitary Sewer Relocation Project, \$1.00 plus closing costs. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2788 14. Approve and accept real estate documents for property located adjacent to 3301 East Euclid Avenue for the Gay Lea Wilson Recreational Trail Project, closing costs only. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2789 15. Payment of Condemnation Appeal Award for the acquisition of 106 SW 16th Street for the Martin Luther King, Jr. Parkway Project, \$292,262.32 plus sheriff's fees and jury expenses. **Moved by McPherson to adopt. Motion Carried 4-2-1. Nays: Coleman and Brooks. Absent: Vlassis.**

CITY PLAN COMMISSION RECOMMENDATIONS

02-2790 16. Recommending approval of preliminary subdivision plat for Stanton Acres North, vicinity of Stanton Avenue and SW 33rd Street. **Moved by McPherson to receive and file. Motion Carried 6-1.**

02-2791 17. Recommending approval of preliminary subdivision plat for Carman Estates, vicinity of Indianola Avenue and E. Payton Avenue, subject to conditions. **Moved by McPherson to receive and file. Motion Carried 6-1.**

02-2792 18. Recommending approval of request from Charles W. Spotts for vacation and conveyance of 659.6' north/south alley, south of Scott Avenue between SE 27th Court and SE 28th Street, subject to retention of utilities easements. **Moved by McPherson to adopt and refer to the City Manager and City Properties Administrator to implement. Motion Carried 6-1.**

SETTING DATE OF HEARINGS

02-2793 19. On request from Townsend Engineering Company, to rezone property at 2425 Hubbell Avenue from "R1-60" (One Family Low Density Residential) and "C-1" (Neighborhood Retail Commercial) and "M-1" (Light Industrial) to "PUD" (Planned Unit Development) along with approval of the Townsend Engineering PUD Concept Plan subject to revisions, (12-16-02). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2794 20. On conveyance of property west of and adjoining 1916 E. 41st Street to Bonnie Boothroyd, \$2,500, (12-16-02). ([Council Communication No. 02-622](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2795 21. On conveyance of property in the vicinity of 3301 E. Euclid Avenue to Hurd Real Estate Services as part of the consideration for property interests required for the Gay Lea Wilson Recreation Trail, (12-16-02). **Moved by McPherson to adopt. Motion Carried 6-1.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

02-2796 22. Approving payment of \$1,683.75 to Nyemaster, Goode, McLaughlin, Voigts, West, Hansell & O'Brien, P.C. for services relating to collective bargaining. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2797 23. Approving payment of \$13,025.02 to Patterson, Lorentzen, Duffield, Timmons, Irish, Becker & Ordway, L.L.P. for representation of the City in Merchants White Line Warehousing, Inc., Reppert Transfer and Storage Co., and Ackerman Auto Parts Co., Inc. v. City of Des Moines. **Moved by McPherson to approve payment. Motion Carried 6-1.**

02-2798 24. Approving payment of \$4,611.82 to Duncan, Green, Brown, Langeness & Eckley for representation of City in matters relating to the airport parking garages. **Moved by**

McPherson to adopt. Motion Carried 6-1.

02-2799 25. Approving settlements made by the City Attorney not exceeding \$5,000. **Moved by McPherson to receive, file and affirm settlements made by City Attorney. Motion Carried 6-1.**

CITY MANAGER COMMUNICATIONS

02-2800 26. Submitting out-of-state travel request for Debora Hobbs. ([Council Communication No. 02-611](#)). **Moved by Brooks to adopt. Motion Carried 6-1.**

02-2801 27. Submitting various traffic regulations as follows, ([Council Communication No. 02-616](#)). **Moved by McPherson to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis**

(1) Corner Clearance--West Side of Lyndale, North of Hillcrest Drive.

(2) Rush Hour Parking Restriction--East Side of 5th Avenue North, of Grand Avenue.

APPROVING

02-2802 28. Des Moines Action Loan to Vaudeville Mews, L.L.C., 214-4th Street; \$50,000. ([Council Communication No. 02-625](#)). **Moved by Coleman to approve. Motion Carried 6-1.**

02-2803 29. Granting prior approval of tax abatement for the additional value to be added by construction of the Water Street Brownstones Condominiums and the Vine Street Lofts Apartments. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2804 30. Financing documents for the Water Street Brownstones Condominium Project. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2805 31. Thirty-day written notice of termination of Porter and Associates Agreement for Des Moines Parks advertising and public relations services. ([Council Communication No. 02-623](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2806 32. First Amendment to the 28E Agreement with the Friends of the Des Moines Botanical Center, regarding control of funds and continued support of the Greater Des Moines Community Foundation, \$579,936. ([Council Communication No. 02-621](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2807 33. Fifth Amendment to the 28E Agreement between the City of Des Moines and the Blank Park Zoo Foundation to extend current Agreement until July 21, 2003 to allow adequate time to negotiate a new agreement. ([Council Communication No. 02-624](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2808 34. Transportation Agreement with the State of Iowa and the United States for an ambulance service provided by the Des Moines Fire Department for emergency patient transportation. ([Council Communication No. 02-620](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2809 35. Request for Proposal (RFP) to provide comprehensive, occupational health care services to the City. ([Council Communication No. 02-619](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2810 36. Authorizing the Finance, Human Resources and Purchasing Departments to issue an RFP for consultant vendors to assist with the PeopleSoft upgrade of Financial, Accounting and Human Resources/Payroll Software system. ([Council Communication No. 02-610](#)). **Moved by McPherson to adopt. Motion Carried 6-1.**

37. Bids for the Following:

02-2811 (A) Adams Door Company, (Butch Bain, President) for overhead door replacement at Fire Stations 7 and 9, \$26,305. (Four bids received). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2812 (B) Great American Outdoor, (Don Van Houweling, President) for an agricultural tractor and disc to be used by the Wastewater Reclamation Facility, \$152,494. (Eleven bids mailed, two bids received). **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2813 38. Authorizing the Finance Director to draw checks on the registers of December 6 and December 13, 2002; for the bills of the Municipal Housing Agency for the weeks of December 2 and December 9, 2002; for biweekly payroll due employees on December 13, 2002. **Moved by McPherson to adopt. Motion Carried 6-1.**

39. NUMBER NOT USED.

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

ORDINANCES - FIRST CONSIDERATION

02-2814 40. Amending Chapter 114 of the Municipal Code regarding traffic regulations as follows: **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 5-1. Nays: Brooks. Absent: Vlassis.**

(1) Petition to Restrict Parking--Both Sides of Morton Avenue from Idaho Street east to the Dead End.

(2) Loading Zone--West Side of 38th Street, North of Ingersoll Avenue.

COMMUNICATIONS/REPORTS

02-2815 41. From Virgil Moore, 1815 Park Avenue, regarding purchase of City owned property, North and West of Hartford Avenue and S.E. 19th Street. **Moved by Brooks to defer to December 16 to set a date of hearing for January 6, 2003. Motion Carried 6-1.**

02-2816 42. From Lee Youde, 1721 East 12th Street, requesting approval to install permanent holiday lights over East 12th Street between Jefferson Avenue and Mattern Avenue. **Moved by McPherson to allow temporary placement of the lights for this holiday season, providing appropriate personal liability insurance coverage is obtained in the amount of \$300,000, and to direct staff to study and review a method of allowing the lights as a permanent installation, for a report by March 24, 2003 meeting. Motion Carried 6-1.**

02-2817 43. From Dave Leach, 4110 SW 9th Street, regarding Mediacom Cable TV and public broadcasting. **Moved by Brooks to receive, file and grant the request to speak. Motion Carried 6-1.**

02-2818 44. From Steven Lathrop, 814 Lyon, regarding his property and the vacation of alley to the State for I-235 denying him access to his property. **Moved by Brooks to receive and file. Motion Carried 6-1.**

****Council considered Items 47 through 53 next****

HEARINGS (Opened at 5:34 P.M.) (Items 45 and 46)

02-2819 45. On Urban Renewal Agreement for sale of land for private redevelopment, (Parcels 01-04A&B / Metro Center Urban Renewal Area), 1200 Grand, to the John and Mary Pappajohn Higher Education Center Foundation. **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Coleman and Vlassis**

02-2820 (A) Approving Conceptual Development Plan. ([Council Communication No. 02-613](#)). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Coleman and Vlassis.**

02-2821 46. On 2002 Sewer Relining Program: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Visu-Sewer Clean & Seal, Inc., (Keith M. Alexander, President, Pewaukee, WI), \$1,189,020.75. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Coleman and Vlassis.**

02-2822 (A) Approving contract and bond and permission to sublet. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Coleman and Vlassis.**

* * END HEARINGS at 5:36 P.M. * *

****Council considered Extra Items through end of agenda next****

CITY MANAGER RECOMMENDATIONS

02-2823 47. Communication from City Manager on Tax Increment Needs for FY 2003/2004, \$17,689,307. ([Council Communication No. 02-614](#)). **Moved by Hensley to adopt recommendations contained in Council Communication No. 02-614 and direct the City Manager to certify to the County Auditor in accordance with Iowa Code Section 403.19 (5) of the City of Des Moines' need for \$17,536,079 of tax increment financing funds for the 2002/2003 fiscal year. Motion Carried 6-1.**

APPROVING

02-2824 48. Recommendation from City Manager regarding appointment of Fire Chief. **Moved by McPherson to adopt the recommendation of the City Manager and appointing Phillip C. Vorlander as Fire Chief for the City of Des Moines, as more specifically outlined. Motion Carried 6-1.**

49. Various items regarding the Science Center of Iowa Project, (400 West Martin Luther King Jr. Parkway):

02-2825 (A) Approving contract for underground high voltage lines. **Moved by Coleman to adopt. Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis.**

02-2826 (B) Approving contract for archaeological services. **Moved by Coleman to adopt. Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis.**

02-2827 (C) Approving Concept for parking provision. **Moved by Coleman to adopt, as amended; annual lease payment for life to be \$1.00 Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis.**

02-2828 (D) Approving First Amendment to contract to amend terms required for conveyance of land and to provide reversion of the land to the City if design and building permits items are not completed by June 2003. **Moved by Coleman to adopt. Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis.**

02-2829 (E) Approving evidence of financing and authorizing execution of deed. **Moved by Coleman to adopt. Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis.**

02-2830 (F) Setting Date of Hearing on sale of 26 ft. strip of property between SW 3rd and SW 4th Streets to construct necessary paved drive improvements, (12-16-02). ([Council](#)

[Communication No. 02-615](#)). **Moved by Coleman to adopt as amended; annual lease payment to be \$1.00/year for life. Motion Carried 5-1-1. Nays: Brooks. Absent: Vlassis.**

WITHDRAWN 50. Request of John Ruan III for a \$400,000, twenty-month loan for the Fleur Drive Beautification Project.

02-2831 51. RFP to provide a review and analysis of the City Health Plan for Employees and Retirees. ([Council Communication No. 02-612](#)) **Moved by Brooks to adopt. Motion Carried 6-1.**

****Council considered Hearing Items 45 and 46 next****

APPROVING

Consideration of Items 52 and 53 was deferred to the December 16 Council meeting at 4:30 PM and to a special Council meeting on December 18, 2002 at 7:30 AM

52. Amending chapters of the Municipal Code to amend the amount of fees and other changes **which are required to be set by ordinance in the Municipal Code.**

Parks Department Fees

(A) Ordinance amending Chapter 74 regarding fees and charges for activities sponsored or for services provided by the Parks Department.

Community Development Department Fee

(B) Ordinance amending the Building, Electrical, Mechanical and Plumbing Codes to limit the provisions for waiver of fees to work upon property owned by the U.S., State of Iowa, or any county.

53. Amending various chapters of the Municipal Code to provide that the amounts of the fees authorized and established in those chapters **be set in a schedule of fees to be adopted by the City Council by resolution.**

Parks Department Fees

(A-1) Ordinance amending Chapter 34 of the City Code to provide that fees collected by the Parks Department for the sale of cemetery lots and for various activities and services in connection with cemeteries be in the amounts provided in the schedule of fees adopted by the City Council by resolution.

(A-2) Resolution approving a Schedule of Fees for cemeteries. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

Engineering Department Fees

(B-1) Ordinance amending Chapter 94 of the City Code to provide for the establishment of fees for the administrative and technical review of private construction contracts by the Engineering Department, such fees to be in the amounts provided in the schedule of fees adopted by the City Council by resolution.

(B-2) Resolution approving a Schedule of Fees for the Engineering Department for administrative and technical review of private construction contracts. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(B-3) Ordinance amending Chapter 126 of the City Code to provide that fees collected by the Traffic and Transportation Division of the Engineering Department in connection with the issuance of taxicab and limousine licenses be in the amounts provided in the schedule of fees adopted by the City Council by resolution.

(B-4) Resolution approving a Schedule of Fees for issuance of taxicab and limousine licenses. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

Police Department Fees

(C-1) Ordinance amending Chapter 10 of the City Code (a) to provide that fees collected by the City Clerk in connection with the issuance of liquor licenses and beer and wine permits be in the amounts provided in the schedule of fees adopted by the City Council by resolution, and (b) establishing administrative fees for Police Department investigation of permit and license applicants and for exemption requests, such fees to be in the amounts provided in the schedule of fees adopted by the City Council by resolution.

(C-2) Resolution approving a Schedule of Fees for issuance of liquor licenses and beer and wine permits, and administrative fees for Police Department investigation of permit applicants and for exemption requests. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(D-1) Ordinance amending Chapter 86 of the City Code (a) to provide that fees collected by the Police Department for copies and abstracts of records and for fingerprint services be in the amounts provided in the schedule of fees adopted by the City Council by resolution, and (b) establishing an administrative fee for Police Department processing of bonds for pretrial detainees, such fee to be in the amount provided in the schedule of fees adopted by the City Council by resolution.

(D-2) Resolution approving a Schedule of Fees for copies and abstracts of records and for fingerprint services, and for processing of bonds for pretrial detainees. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(D-3) Ordinance amending Chapter 30 of the City Code (a) to provide that fees collected by the Police Department for pawnbrokers licenses be in the amounts provided in the schedule of fees adopted by the City Council by resolution, and (b) establishing a secondhand goods dealers license fee for Police Department monitoring of secondhand goods businesses, such fee to be in the amount provided in the schedule of fees adopted by the City Council by resolution.

(D-4) Resolution approving a Schedule of Fees for pawnbroker and secondhand goods dealers license fees. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

Community Development Department Fees

(E-1) Ordinance amending Article II of Chapter 26 of the City Code to place all fees under the Building Code into a Schedule of Fees.

(E-2) Resolution approving a Schedule of Fees for the Building Code, exclusive of Section 26-38, which raises some of the required fees. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(E-3) Resolution approving a Schedule of Fees for Street Obstructions under Section 26-38 of the Building Code. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(F-1) Ordinance amending Article III of Chapter 26 of the City Code to place all fees under the Electrical Code into a Schedule of Fees.

(F-2) Resolution approving a Schedule of Fees for the Electrical Code which raises some of the required fees. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(G-1) Ordinance amending Article V of Chapter 26 of the City Code to place all fees under the Mechanical Code into a Schedule of Fees.

(G-2) Resolution approving a Schedule of Fees for the Mechanical Code which raises some of the required fees. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(H-1) Ordinance amending Article VI of Chapter 26 of the City Code to place all fees under the Plumbing Code into a Schedule of Fees.

(H-2) Resolution approving a Schedule of Fees for the Plumbing Code which raises some of the required fees. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(I-1) Ordinance amending the City Code to place the required fees for comprehensive plan amendments, rezonings and subdivision plats, now specified in Section 82-1, into a Schedule of Fees.

(I-2) Resolution approving a Schedule of Fees for comprehensive plan amendments, rezonings and subdivision plats, raising the fees for approval of subdivision plats. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(J-1) Ordinance amending the City Code to place the required fees for applications to the Zoning Board of Adjustment, now specified in Section 82-2, into a Schedule of Fees.

(J-2) Adopt a Schedule of Fees raising the required fee for applications to the Zoning Board of Adjustment. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(K-1) Ordinance amending the City Code to place the required fees for site plans and Certificates of Occupancy, now specified in Section 82-3, into a Schedule of Fees.

(K-2) Resolution approving a Schedule of Fees for applications for site plan approval and Certificates of Occupancy, raising the fees for site plan approval. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

(L-1) Ordinance enacting a new Article X to Chapter 82 of the City Code imposing a fee upon requests for City approval or support of applications for Low Income Housing Tax Credits.

(L-2) Resolution approving a Schedule of Fees for requests for City approval or support of applications for Low Income Housing Tax Credits. (NOTE: Upon final adoption the above ordinance, Council may proceed with adoption of the resolution approving the Schedule of Fees).

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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.

02-2832 1. Approving recommendation from the City Council Employee Evaluation Subcommittee regarding salary for the City Clerk. SPONSOR: Vlassis. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Coleman and Vlassis.**

02-2833 2. Communication from the Wastewater Reclamation Facility Biosolids Building Study Committee. SPONSOR: Brooks **Moved by Brooks to receive and file the report, and request that the WRA set up a process to begin addressing alternative 5 (a) and 5 (b) listed in the report. Motion Carried 6-1.**

02-2834 3. Request from Council Member Brooks for a four-way stop at E. 5th and Des Moines Street. SPONSOR: Brooks. **Moved by Brooks to approve the request and refer to Legal for preparation of proper legislation. Motion Carried 6-1.**

A G E N D A

BOARD OF HEALTH

December 2, 2002

02-2835 MOTION TO CONVENE. **Moved by Hensley that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1.**

AUTHORIZING

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

02-2836 (A) 1602 Dean Avenue (vacant) Titleholder: Lab Investment Company, Inc., Attn: Stephen A. Lipovac, Registered Agent; and Contract Buyer: Shirley A. Winston a/k/a Shirley A. Johnson. **Moved by Coleman to adopt. Motion Carried 6-1.**

(B) NUMBER NOT USED.

02-2837 (C) 1300 Rittenhouse (vacant) Titleholders: Heirs of Lillian L. Jones: Carl E. Jones and Jean A. Jones. **Moved by Coleman to adopt. Motion Carried 6-1.**

02-2838 (D) 1438 University Avenue (vacant) Titleholders: Bryan H. Pham and Amy H. Nguyen; and Legal Interest Holders: Tax 123, Attn: Dennis Blume. **Moved by Coleman to adopt. Motion Carried 6-1.**

02-2839 (E) 1520 E. University Avenue (vacant) Titleholder: Robert Daniels d/b/a Farris Properties, L.C.; and Contract Buyer: Zeferino Maceda. **Moved by Coleman to adopt. Motion Carried 6-1.**

02-2840 (F) 3116 E. 8th Street (vacant) Titleholder: Kelly T. Evans and Contract Buyer: James Danaher. **Moved by Coleman to adopt. Motion Carried 6-1.**

WITHDRAWN 02-2841 (G) 4411 SE 14th Street, Trailer 44 (occupied) Titleholder: Linda Forget, Trustee for the Forget Family Trust, Norman Forget, Trustee for the Forget Family Trust, and Arnold Forget, Trustee for the Forget Family Trust; Titleholder of Trailer: Aralecy Ocon and Alfredo Neri; and Legal Interest Holders: Tax 62, Attn: John Zajicek, and Bank of America f/k/a Nationsbanc f/k/a Boatmen's Bank of Urbandale f/k/a First Interstate Bank of Urbandale, Attn: CT Corporation System, Registered Agent.

02-2842 1. (H) 1708 SE 38th Street (vacant) Titleholders: David D. Lohner and Karen M. Jones; and Contract Buyers: Randy and Marsha Witless. **Moved by Coleman to adopt. Motion Carried 6-1.**

2. The Engineering Department to remove the following structures:

02-2843 (A) 1120 - 21st Street, Titleholder: Robert Evans **Moved by Hensley to adopt. Keep property on demolition list; Mr. Evans to present a plan of action, including financing to renovate the property by the January 6, 2003 meeting. Motion Carried 6-1.**

02-2844 (B) 2100 E. Walnut, Titleholder: All Lots, LLC. **Moved by McPherson to adopt. Motion Carried 6-1.**

02-2845 3. Release of demolition cost reserve escrowed under claim number 14P92015 regarding property known as 1322 Creston Avenue owned by James Nelson. **Moved by Coleman to adopt. Motion Carried 6-1.**

02-2846 MOTION TO ADJOURN. **Moved by Hensley to adjourn at 6:13 P.M. Motion Carried 6-1.**

Des Moines - City of Skywalks

WORKSHOP MEETING SCHEDULE

7:30 - 9:00 AM

City Council Chambers

Wednesday, December 4, 2002

Wednesday, December 11, 2002

Wednesday, December 18, 2002