The City Council took the following action on items listed in the attached meeting agenda summary. Copies of ordinances, resolutions and other Council action may be obtained from the City Clerk's Office (515) 283-4209. The six-digit number beginning with '07-' preceding each item on the agenda is a roll call number assigned by the City Clerk. Please refer to this number when requesting information or copies.

SUMMARY OF DES MOINES CITY COUNCIL MEETING

June 18, 2007
4:30 P.M.

PROCLAMATIONS – 4:15 P.M.

Tunisian Delegation – Sports for the Handicapped ICIU Group

INVOCATION
Rev. Craig Robertson
Grant Park Christian Church
2440 Capitol Avenue

07-1135 1. ROLL CALL: Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey and Meyer. Absent: Vlassis.

07-1136 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Hensley to adopt. Motion Carried 6-1.

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*Note: These are routine items and will be enacted by one roll call vote without separate discussion unless someone, Council or public, requests an item be removed to be considered separately.

07-1137 3. APPROVING CONSENT AGENDA – items 3 through 56: Moved by Coleman to adopt the balance of the Consent Agenda. Motion Carried 6-1.
LICENCES AND PERMITS

07-1138 4. Approving Alcoholic Beverage License applications for the following: Moved by Coleman to adopt. Motion Carried 6-1.

NEW APPLICATIONS

(A) ASIA CITY RESTAURANT 3409 SE 14th B Beer
(B) KRUEGERS AMOCO #2 630 SW 9TH ST B Wine
(C) LA TAPATIA 3 4007 SE 13TH ST C Beer

RENEWAL APPLICATIONS

(D) BEGGARS BANQUET 1301 LOCUST ST B Beer
(E) BEST TRIP 1516 SE 1ST ST C Beer
(F) BLANK PARK ZOO 7401 SW 9TH STREET C Liquor
(G) CHEFS KITCHEN 1903 BEAVER AVE C Liquor
(H) COOKRY 2314 UNIVERSITY AVE C Beer/Wine
(I) DES MOINES COMM. PLAYHOUSE 831 42ND ST C Liquor
(J) DRUGTOWN WINE AND SPIRITS 4100 UNIVERSITY AVE E Liquor
(K) D'S MAIN GATE 2956 E GRAND AVE C Liquor
(L) HOUSE OF BRICKS 525 E GRAND AVE C Liquor
(M) OKOBOJI GRILL OF SOUTH DSM 6050 SE 14TH ST C Liquor
(N) PALMERS PUB 1030 E 9TH STREET C Liquor
(O) POLK CTY. CONVENTION COMPLEX 501 GRAND AVE C Liquor
(P) SOUTHSIDE TOBACCO & LIQUOR 2424 SW 9TH ST E Liquor
(Q) SPAGHETTIS 1111 E ARMY POST RD C Liquor
(R) VETERANS MEM. AUDITORIUM 833 5TH AVENUE C Liquor

OUTDOOR SERVICE APPLICATIONS

(S) BLAZING SADDLE 416 E 5TH ST C Liquor
Temporary outdoor service and temporary closure of sidewalk within the licensed premise area for East Village Bike Night on June 29, 2007.

(T) BLUES ON GRAND 1501 GRAND AVE C Liquor
Temporary outdoor service and temporary closure of sidewalk within the licensed premise area for Des Moines Arts Festival on June 28, 2007. Pending approval of Building, Fire and Zoning Departments.

(U) BUDDYS CORRAL 418 E 5TH ST C Liquor
Temporary outdoor service and temporary closure of sidewalk within the licensed premise area for East Village Bike Night on June 29, 2007.

(V) LOCUST TAP 434 E LOCUST ST C Liquor
Temporary outdoor service and temporary closure of sidewalk within the licensed premise area for East

SPECIAL EVENT APPLICATIONS

(W)  BUD TENT      3000 E GRAND AVE  B Beer
Fourteen day license from August 7-20, 2007 for Iowa State Fair.

(X)  WAT LAO BUDDHAVATH OF IOWA 1804 E PARK AVE  B Beer
Five day license in conjunction with festival on June 29, 30 and July 1, 2007. Pending approval of Fire Department.

(Y)  WATERSTOCK ROCK     2201 GEORGE FLAGG PKWY  B Beer

07-1139  4-I.  Approving temporary transfer of Class C Liquor License for B & B, 2712 Beaver Avenue to 3301 Adams Avenue (Beaverdale Park) for a Jazz Festival on July 1, 2007. Pending approval of Park Board and Building, Electrical, Fire and Zoning Departments. SPONSOR: Coleman. Moved by Coleman to adopt. Motion Carried 6-1.

07-1140  5.  Consideration of new Class C Liquor License application for Krystal Slipper Lounge, 4001 6th Avenue. (Deferred from June 4, 2007 Council meeting). Moved by Mahaffey to deny for lack of good moral character in that the applicant will not follow alcoholic beverage rules and regulations specifically the Zoning requirements of the Des Moines Municipal Code Section 134-842 and the rules and regulations thereof. These Zoning rules and regulations were not followed at the applicants previous location. Additionally, the application is deficient. Motion Carried 6-1.

07-1141  6.  Consideration of Class C Liquor License renewal for Vertigo Rock Bar, 3701 Ingersoll Avenue. Recommendation from Zoning to deny. Moved by Hensley to deny the license; due to non-compliance with the zoning requirements of the Des Moines Municipal Code of Section 134-912 as provided in Section 134-842 and the rules and regulations thereof. The building inspection has not been completed and would be required if this license is approved. Motion Carried 6-1.

07-1142  7.  City Clerk to issue Cigarette Licenses. Moved by Coleman to adopt. Motion Carried 5-1. Nays: Cownie. Absent: Vlassis.

PUBLIC IMPROVEMENTS

8.  Ordering construction of the following:

07-1143  (A)  2007 Expanded Street Resurfacing Program-Contract 4 – Receiving of bids, (7-10-07) and Setting date of hearing, (7-23-07). (Construction Estimate - $1,099,212).
Communication No. 07-360) Moved by Coleman to adopt. Motion Carried 6-1.

07-1144 (B) 2007 Sidewalk Replacement Program-Contract 2- Receiving of bids, (7-10-07), Setting date of hearing, (7-23-07). (Construction Estimate - $174,180). (Council Communication No. 07-361) Moved by Coleman to adopt. Motion Carried 6-1.


SPECIAL ASSESSMENTS

07-1146 10. Levying assessments for cost of Nuisance Abatement-NAC Emergency Orders (Community Development) Schedule No. 2007-11. Moved by Coleman to adopt. Motion Carried 6-1.

11. Approving deletion of special assessment for the following:

07-1147 (A) 1411 17th Street. Moved by Coleman to adopt. Motion Carried 6-1.

07-1148 (B) 1600 Lynn Street. Moved by Coleman to adopt. Motion Carried 6-1.

07-1149 12. Approving deletion of NAC-Emergency Assessment at 3025 Mahaska Avenue. Moved by Coleman to adopt. Motion Carried 6-1.

13. Approving the following:

07-1150 (A) Delinquent sewer rental and/or solid waste/stormwater utility fees for May 2007. Moved by Coleman to adopt. Motion Carried 6-1.

07-1151 (B) Delinquent sewer rental and/or solid waste/stormwater utility credits for May 2007. Moved by Coleman to adopt. Motion Carried 6-1.

LAND/PROPERTY TRANSACTIONS

07-1152 14. Establishing Fair Market Value for a permanent easement for wetlands mitigation located in Northeast Polk County from Iowa Natural Heritage Foundation for American Discovery Trail Phase 3, in the amount of $72,600. (Council Communication No. 07-374) Moved by Coleman to adopt. Motion Carried 6-1.

WITHDRAWN

07-1153 15. Filing Partial Release of Judgment liens only as they stand as a lien on 1909 Jefferson – 2802 Mondamin Avenue in order to allow transfer of title from Sue Moss to new buyers.

07-1154 16. Approving Federal Aviation Administration Certification of Title on Grant 44 for Airport...
Runway 13R-31L Project. Moved by Coleman to adopt. Motion Carried 6-1.

BOARDS/COMMISSIONS/NEIGHBORHOODS

17. **Recommendation** from Council Member Chris Coleman to appoint Gayle Collins to Seat 7 on the Sister Cities Commission for a five-year term commencing April 28, 2003 to expire April 28, 2008. Moved by Coleman to adopt. Motion Carried 6-1.

18. **Recommendation** from Council Member Christine Hensley to appoint Elizabeth A. Ward to Seat 6 on the Airport Board for a four-year term commencing June 30, 2007 to expire June 30, 2011. Moved by Coleman to adopt. Motion Carried 6-1.

19. **Recommendation** from Council Member Robert Mahaffey to appoint Roger K. Brooks to Seat 5 on the Airport Board for a four-year term commencing June 30, 2007 to expire June 30, 2011. Moved by Coleman to adopt. Motion Carried 6-1.

20. **Communication** from Micheleen Maher advising of her resignation from Seat 14 on the Access Advisory Board effective June 15, 2007. Moved by Coleman to receive, file and accept this resignation with our appreciation for Ms. Maher’s service. Motion Carried 6-1.

COMMUNICATIONS FROM PLANNING AND ZONING

21. **Regarding** request from James Holtkamp, 3510 University Avenue, for vacation and conveyance of approximately the south 3.83 feet of the adjoining portion of University Avenue to allow for encroachment of existing building and existing roof overhang, subject to conditions. Moved by Coleman to receive and file, and refer to the City Manager for implementation in accordance with the City’s standard property disposition procedures. Motion Carried 6-1.

SETTING DATE OF HEARINGS

22. **On** vacation and conveyance of Watson Powell, Jr. Way between 2nd and Grand Avenues to Mid-American Energy Company for Principal Riverwalk Project, $1, (7-9-07). Moved by Coleman to adopt. Motion Carried 6-1.

23. **On** request from Grand View College to rezone property located at 1441 Hull Avenue and 1418 Morton Avenue from “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Unit Development) to incorporate additional properties owned by Grand View College into the PUD area and amend the Grand View East PUD Conceptual Plan to add 83 parking spaces, relocate access drive to Student Center from 14th Street to Morton Avenue and allow for future pedestrian access improvements, subject to conditions, (7-9-07). Moved by Coleman to adopt. Motion Carried 5-1. Council Member Mahaffey declares a conflict of interest and abstains from voting.

24. **On** request from Glen Mikel to rezone property at 4100 E. 16th Street from “M-1” (Light Industrial) to “M-2” (Heavy Industrial) to allow use as a vehicle towing and storage yard, subject to conditions, (7-9-07). Moved by Coleman to adopt. Motion Carried 6-1.
to conditions, (7-9-07). Moved by Coleman to adopt. Motion Carried 6-1.

07-1163 25. On request from Central Iowa KFC, Inc. to rezone property at 902 E. Euclid Avenue from “R1-60” (One-Family Low Density Residential) to “C-2” (General Retail and Highway-Oriented Commercial) to allow for expansion of existing restaurant site, (7-9-07). Moved by Coleman to adopt. Motion Carried 6-1.

07-1164 26. On request from Luther Park Health Center, Inc. to amend the Luther Park Center PUD property at 2824 E. 16th Street to provide an additional 22 units, reduce front yard setbacks on Hull and on E. 16th Street and reconfigure off-street parking, subject to conditions, (7-9-07). Moved by Coleman to adopt. Motion Carried 6-1.

07-1165 27. On Pepsi-Cola General Bottlers of Iowa, Inc. (Pepsi Americas) single beverage provider concession agreement for certain Park and Recreation Department facilities until February 28, 2011, (7-9-07). (Council Communication No. 07-376) Moved by Coleman to adopt. Motion Carried 6-1.

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

07-1166 28. Approving payment of $1,338.80 to Ahlers & Cooney, P.C. for services related to environmental law issues in conjunction with potential acquisition of the DICO property, 200 SW 16th Street. Moved by Coleman to adopt. Motion Carried 6-1.

07-1167 29. Approving payment of $200 to Benny Mott and Jeanette Mott as the result of an auto accident. Moved by Coleman to adopt. Motion Carried 6-1.

07-1168 30. Approving payment of $26,465.85 to David Melling for a worker’s compensation claim. Moved by Coleman to adopt. Motion Carried 6-1.

CITY MANAGER COMMUNICATIONS

07-1169 31. Submitting travel requests for Vicky Long Hill, Pat Kozitza, Eric Nevins, Michelle Nurse and Lauren Palmer. (Council Communication No. 07-382) Moved by Coleman to adopt. Motion Carried 6-1.

APPROVING

07-1170 32. 2007 Allocations for the HOME Investments Partnerships Program (HOME).(Council Communication No. 07-364) Moved by Hensley to adopt. Motion Carried 6-1.

34. License Agreement with ST Investments, L.L.C. for access to city-owned property at northeast corner on intersection of E. 5th and Walnut Streets for demolition activities related to development. Moved by Coleman to adopt. Motion Carried 6-1.

35. Community Attraction and Tourism (CAT) Grant Agreement and Funding Commitment for Ingersoll Avenue Streetscape Project – 28th to 31st Street. Moved by Coleman to adopt. Motion Carried 6-1.

36. Renewal of the following items with Wellmark Blue Cross and Blue Shield of Iowa.

37. Agreement with EMC Risk Services (ERS) for provision of bill review, bill payment and administration of occupational health claims. Moved by Hensley to adopt. Motion Carried 6-1.

38. Annual Insurance Renewal for July 1, 2007 Property and Casualty Insurance with Jester Insurance Services, Inc. Moved by Coleman to adopt. Motion Carried 6-1.

39. Donation and Installation Agreement with Blank Park Zoo Foundation, Inc. for “Kids Kingdom” Creative Play structure at A.H. Blank Park Zoo. Moved by Coleman to adopt. Motion Carried 6-1.

40. Lease of farmland, in the vicinity of 43rd and Vandalia Road, to Robert Campfield for the 2007 growing season, $19,297.50. Moved by Coleman to adopt. Motion Carried 6-1.

41. Lease to Iowa State Fair Authority for use of City-owned property at 705 SE 30th Street for parking empty semi-trailers during the Iowa State Fair. Moved by Coleman to adopt. Motion Carried 6-1.

42. Extension of the expiration date (to July 1, 2008) of the Letter of Credit regarding outstanding...
subordinate Airport Commercial Paper Revenue Notes, Series C. (Council Communication No. 07-371) Moved by Coleman to adopt. Motion Carried 6-1.

07-1182 43. 2007 Justice Assistance Grant Application and Memorandum of Understanding with Polk County. (Council Communication No. 07-355) Moved by Coleman to approve. Motion Carried 6-1.

07-1183 44. 2007 Community Oriented Policing Methamphetamine Initiative Grant Proposal. (Council Communication No. 07-367) Moved by Coleman to adopt. Motion Carried 6-1.

07-1184 45. 2007 Community Oriented Policing Technology Grant Program Application. (Council Communication No. 07-379) Moved by Coleman to adopt. Motion Carried 6-1.

46. Issuance of General Obligation Bonds, and levying a tax for the following:

07-1185  (A) $18,415,000 (Series 2007B) Moved by Coleman to adopt. Motion Carried 6-1.

07-1186  (B) $15,045,000 (Series 2007C - Urban Renewal) Moved by Coleman to adopt. Motion Carried 6-1.

07-1187 47. Resolution to express support for the Iowa Youth Leadership Town Hall Meeting on Free and Fair Trade. Moved by Coleman to adopt. Motion Carried 6-1.

07-1188 48. Communication from Downtown Community Alliance on behalf of the Meredith Corporation, for 14 banners in downtown Des Moines on Locust Street to be displayed during Summer 2007. Moved by Coleman to receive, file and approve banner design. Motion Carried 6-1.

07-1189 49. Exception to procurement ordinance competitive bidding requirement for good cause and approving Professional Service Agreement with Leisure Vision, ETC Institute for development and implementation of a Citizen Recreational Needs and Satisfaction Assessment Survey. (Council Communication No. 07-381) Moved by Coleman to adopt. Motion Carried 6-1.

07-1190 50. Exception to procurement ordinance competitive bidding requirements for good cause and approving agreement with Center for Transportation Research and Education for Pavement Condition Data Collection (CTRE) for services related to updating the City’s system. (Council Communication No. 07-351) Moved by Coleman to adopt. Motion Carried 6-1.

51. Bids from the following:

07-1191  (A) Great American Outdoor, sole area wide distributor, for John Deere equipment repair parts during fiscal year 2008 to be used by the Park and Recreation Department. Moved by Coleman to adopt. Motion Carried 6-1.
07-1192  (B)  Tri  State Companies, sole area wide distributor, for Toro equipment repair parts during fiscal year 2008 to be used by the Park and Recreation Department.  Moved by Coleman to adopt.  Motion Carried 6-1.

07-1193  (C)  TMC Auto Body per State of Iowa Contract MA3038MV47OF47 for a blanket purchase order for auto body repair services during fiscal year 2008 to be used by the Fleet Maintenance Center.  Moved by Coleman to adopt.  Motion Carried 6-1.

07-1194  (D)  Home Depot stores per State of Iowa Contract CT3074HD for building materials and supplies to be purchased during fiscal year 2008.  Moved by Coleman to adopt.  Motion Carried 6-1.

07-1195  (E)  Logan Contractors Supply, sole area wide distributor, for Crafco pavement maintenance products during fiscal year 2008 to be used by the Public Works Department.  Moved by Coleman to adopt.  Motion Carried 6-1.

07-1196  (F)  West Publishing for a blanket purchase order on electronic research materials during fiscal year 2008 to be used by the Legal Department.  Moved by Coleman to adopt.  Motion Carried 6-1.

(G)  NUMBER NOT USED.

07-1197  (H)  G & L  Clothing for an annual contract with two additional one-year renewal options to furnish safety incentive clothing items to be used by the Public Works Department.  (Three bids mailed, two received).  Moved by Coleman to adopt.  Motion Carried 6-1.

07-1198  (I)  Bayliff  Construction for an annual contract with two additional one-year renewal options to furnish concrete construction services to be used by the Park & Recreation Department.  (Ten bids mailed, one received). (Council Communication No. 07-349) Moved by Coleman to adopt.  Motion Carried 5-1-1.  Nays: Hensley.  Absent: Vlassis.

07-1199  (J)  Quality Painting Company for an annual contract with two additional one-year renewal options to furnish tuckpointing and caulking services to be used by the Park & Recreation Department.  (Eight bids mailed, one received). (Council Communication No. 07-350) Moved by Coleman to adopt.  Motion Carried 5-1-1.  Nays: Hensley.  Absent: Vlassis.

07-1200  (K)  Peterbilt of Des Moines for one replacement automated side-loading refuse truck to be used by the Public Works Department, $199,859, and approving exemption from the procurement ordinance.  (Council Communication No. 07-352) Moved by Coleman to adopt.  Motion Carried 6-1.
52. **Civil** Service Promotional List for Building Inspector and Senior Police Officer and Entrance List for Senior Refuse Collector, Park and Recreation Superintendent, Painter, Street Maintenance Worker, Police Officer, Parks Technician and Police Chief. **Moved by Coleman to receive and file.** Motion Carried 6-1.

53. **Authorizing** Finance Director to draw checks on registers for the weeks of June 18, and June 25, 2007; to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of June 18, and June 25, 2007; and to draw checks for bi-weekly payroll due June 22, 2007. **Moved by Coleman to adopt.** Motion Carried 6-1.

### ORDINANCES - SECOND CONSIDERATION

54. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: **Moved by Coleman that this ordinance be considered and given second vote for passage.** Motion Carried 6-1.

(A) Parking Restriction Modifications – 6th Avenue between Walnut Street and Locust Street.

(B) Parking Restrictions Modifications – Grand Avenue, east of 18th Street.

55. **Amending** Chapter 74 of the Municipal Code regarding fees at the Brenton Skating Plaza. **Moved by Coleman that this ordinance be considered and given second vote for passage.** Motion Carried 6-1.

56. **On** vacation of Elm Street between SW 7th Street and SW 8th Street, and excess West Martin Luther King Jr. Parkway right-of-way, north of Elm Street and between SW 7th Street and SW 8th Street. **Moved by Coleman that this ordinance be considered and given second vote for passage.**
passage. Motion Carried 6-1.

07-1208 (A) Final consideration of ordinance above. Moved by Coleman that the rule requiring that an ordinance 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, #14,664. Motion Carried 6-1.

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

ORDINANCES - FIRST CONSIDERATION

07-1209 57. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-1.

(A) Stop Sign-SE 7th and Scandia.

(B) Parking Meter Time limit Revisions-Walnut Street between 12th and 15th Streets. (Council Communication No. 07-358)

07-1210 (C) Final consideration of ordinance above. Moved by Coleman that the rule requiring that an ordinance 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, #14,665. Motion Carried 6-1.

07-1211 58. Amending Chapter 30 of the Municipal Code regarding secondhand good records and licenses. (Council Communication No. 07-356) Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 6-1.

07-1212 59. Amending Chapter 10 of the Municipal Code regarding required separation of temporary nonprofit establishments selling liquor, wine or beer. (Council Communication No. 07-385) Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 6-1.

07-1213 60. Amending Chapter 10 of the Municipal Code regarding required separation of establishments selling liquor, wine or beer in the downtown area. (Council Communication No. 07-385) Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 6-1.
COUNCIL REQUESTS

07-1214 61. Request from Council Member Brian Meyer, on behalf of residents on E. Diehl, to speak regarding storm water. Moved by Meyer to receive and file comments; refer to the City Manager for review and recommendation. Motion Carried 6-1.

07-1215 61-I. Request from Mayor Cowrie to speak regarding public safety in the 45th Street/Greenwood Park area. SPONSOR: Cowrie. Moved by Hensley to receive and file comments; refer to the City Manager for review and recommendation regarding traffic calming and possible sidewalk to the pool. Motion Carried 6-1.

COMMUNICATIONS/REPORTS

07-1216 62. From Charles R. Baumhover, 7209 SW 13th Street, to speak regarding campaign ethics Partnership regarding sales tax for property tax relief. Moved by Coleman to receive and file comments. Motion Carried 6-1.

07-1217 63. From Percy Smith, 514 Franklin, to speak regarding noise emitted from patrons car stereo systems at a neighboring business. Moved by Kiernan to receive and file comments; refer to the City Manager for review and recommendation. Motion Carried 5-2. Absent: Coleman and Vlassis.

07-1218 64. From Chad Vande Lune, 1510 9th Street, to speak regarding illegal salvage business at 1525 9th Street. Moved by Kiernan to receive and file comments; refer to the City Manager for review and recommendation. Motion Carried 6-1.

HEARINGS (OPEN AT 5:23 P.M.) (ITEMS 65 THRU 72)

07-1219 65. On vacation and conveyance of a portion of 14th Place from Ascension Street to Keosauqua Way, along with conveyance of an irregular portion of excess Keosauqua Way right-of-way from Ascension Street West of and adjoining 14th Place to D. Lance Cooper, $5,000. (Council Communication No. 07-359) Moved by Hensley to adopt. Motion Carried 6-1.

07-1220 (A) First consideration of ordinance above. Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1.

07-1221 (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes. Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,666. Motion Carried 6-1.
66. On request from Conlin Equities, LLC for amendment to River Oaks Centre PUD Conceptual Plan for 6000 Creston Avenue to allow for development of a lot into four three-story 24-unit buildings, one three-story 16-unit building and one single-family dwelling for the manager’s residence, (Plan and Zoning Commission recommends denial). **Moved by Hensley to continue hearing to July 9, 2007 at 5:00 PM; refer to the City Manager to work with Conlin Properties and 4 or 5 representatives of the area homeowners to review the following items: 1. Current traffic issues entering and exiting at 63rd Street. 2. Safety and security issues, possible NBSD officer. 3. Adequate traffic flow inside the development. 4. Additional entrance/exit for the development. 5. Age appropriate playground. Motion Carried 6-1.**

67. On proposed amendments to Zoning Ordinance to place limitations on electronic signs and off premises advertising signs. **(Council Communication No. 07-368)** Moved by Hensley to adopt, subject to the following conditions: a) The ordinance shall be amended to delete the amendments to the Zoning ordinance corresponding to the last three bullet points in the synopsis of Council Communication No. 07-368. b) The moratorium on digital signs originally imposed on February 12, 2007 by Roll Call No. 07-275, is hereby renewed and extended until August 6, 2007, and amended to apply only to signs greater than 24 square feet in size. Motion Carried 6-1.

68. Items regarding property at 2142 Indianola Avenue:

(A) **First** consideration of ordinance above. Moved by Hensley that this ordinance be considered and given first vote for passage, subject to the ordinance being amended to delete the amendments to the Zoning ordinance corresponding to the last three bullet points in the synopsis of Council Communication No. 07-368. Motion Carried 6-1.

(B) **Final** consideration of ordinance above. (waiver requested by Community Development Director), requires 6 votes.

(C) **First** consideration of ordinance above. Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 6-1.
07-1230  (D)  Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes. Moved by Meyer that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to finally be passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,667. Motion Carried 6-1.

07-1231  69.  On approval of Commercial Operator Lease and Agreement with MidAmerica Jet Center for services at the Des Moines International Airport. (Council Communication No. 07-373) Moved by Hensley to adopt. Motion Carried 6-1.

07-1232  70.  On execution of a Preliminary Agreement with Elliott Aviation of Des Moines, Inc. regarding issuance of not to exceed $6,000,000 aggregate principal amount of Special Facility Revenue Bonds. (Council Communication No. 07-372) Moved by Hensley to adopt. Motion Carried 6-1.

07-1233  71.  On 2007 Designated Neighborhood Sidewalk Replacement-Contract 1: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Ti-Zack Concrete, Inc., (Steve J. Rutt, President), $428,385. (Council Communication No. 07-363) Moved by Kiernan to adopt. Motion Carried 6-1.

07-1234  (A)  Approving contract and bond and permission to sublet. Moved by Kiernan to adopt. Motion Carried 6-1.

07-1235  72.  On 2007 HMA Pavement Scarification & Resurfacing: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Des Moines Asphalt & Paving Co., (James D. Gauger, President), $1,020,685. (Council Communication No. 07-362) Moved by Kiernan to adopt. Motion Carried 6-1.

07-1236  (A)  Approving contract and bond. Moved by Kiernan to adopt. Motion Carried 6-1.

**END HEARINGS AT 8:22 P.M.**

APPROVING

07-1237  73.  Receipt of Des Moines Forestry Report regarding tree removals and tree planting for 2006 calendar year. (Council Communication No. 07-366) Moved by Kiernan to receive and file. Motion Carried 6-1.

07-1238  74.  Proposal for provision of Parking System Management Services from Ampco System Parking and authorizing agreement for a period from July 1, 2007 through June 30, 2009 with four one-year renewal options. (Council Communication No. 07-357) Moved by Hensley to adopt. Motion Carried 6-1.
EXTRA ITEMS

07-1239 1. *Accepting* proposal of Merrill Lynch & Co. for Senior Managing Underwriter Services for issuance of Airport Revenue Bonds and designating Merrill Lynch & Co. as same. **SPONSOR:** Hensley. ([Council Communication No. 07-375](#)) Moved by Hensley to adopt. Motion Carried 6-1.

BOARD OF HEALTH

07-1240 **MOTION TO CONVENE.** Moved by Hensley that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1.

AUTHORIZING

07-1241 1. *The* Legal Department to proceed with court action seeking authority to abate the public nuisance structure at 1224 9th Street, Titleholder: River Bend Association. **Moved by Hensley** to defer to July 9, 2007 to allow the River Bend Association time to prepare a project plan and cost estimate. Motion Carried 6-1.

07-1242 **MOTION TO ADJOURN.** Moved by Hensley to adjourn at 9:20 PM. Motion Carried 6-1.