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 '05-' 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

August 22, 2005 4:30 P.M.

SPECIAL PRESENTATIONS – 4:00 P.M.

City-County Joint Project “Metro Trails Map”

PROCLAMATIONS – 4:00 P.M.

National Alzheimer’s Month

RECOGNITIONS 4:00 P.M.

a) Jim Caraway
b) Visiting Students from Kofu, Japan

INVOCATION: Rev. Tim Diebel
First Christian Church

05-2015 1. ROLL CALL: Present: Cownie, Brooks, Coleman, Hensley, Kiernan, Mahaffey, and Vlassis.

05-2016 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Vlassis to adopt. Motion Carried 7-0.

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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.

05-2017  3. APPROVING CONSENT AGENDA – items 3 through 45: Moved by Hensley to adopt agenda. Motion Carried 7-0.

LICENSES AND PERMITS

05-2018  4. Approving Alcoholic Beverage License Applications for the following: Moved by Hensley to adopt.

NEW APPLICATIONS

(A) SOME PLACE ELSE 1833 HUBBELL AVE  C Liquor
(B) TOADS TAVERN 3002 STATE AVE  C Liquor

RENEWAL APPLICATIONS

(C) CARLOS O’KELLYS MEXICAN CAFE 4371 MERLE HAY RD  C Liquor
(D) CASEYS GENERAL STORE #2314 3527 INDIANOLA AVE  C Beer
(E) CASEYS GENERAL STORE #44 4560 E 14TH STREET  C Beer
(F) CROATIAN FRATERNAL SLAVIC CTR 6575 INDIANOLA AVE  C Liquor
(G) DRAKE TExACO 3401 UNIVERSITY AVE  C Beer
(H) EL MAYA 1244 E 14TH ST  C Liquor
(I) FRATERNAL ORDER OF EAGLES 6567 BLOOMFIELD RD  A Liquor
(J) ORLONDOS 4337 PARK AVE  C Liquor
(K) PHILLIPS 66 DOUGLAS AVE 4402 DOUGLAS AVE  C Beer
(L) PHILLIPS 66 GRAND AVE 6222 GRAND AVE  C Beer
(M) QUIKTRIP #527 1215 6TH AVE  C Beer
(N) QUIKTRIP #560 2300 M L KING JR PKWY  C Beer
(O) VICTORY LANE MOTOR SPORTS CAFE 3801 EASTON BLVD
(P) WAL MART SUPERCENTER #1723 5101 SE 14TH ST  E Liquor
(Q) WAVELAND COFFEE SHOP 4704 UNIVERSITY AVE  C Liquor
(R) WINE ETC 555 WALNUT ST  B Wine
(S) YO YOS BAR & GRILL 2400 DEAN AVE  C Liquor

TRANSFER TO NEW LOCATION

(T) BEGGARS BANQUET 1301 LOCUST ST  B Beer
Permanent transfer from 2306 University Avenue. Pending approval of Building, Electrical, Zoning and Fire.

(U) DRAKE UNIVERSITY RATHSKELLAR 1421 27TH ST  C Liquor
Temporary transfer of license to Knapp Center on August 30, 2005. Pending approval of Building and Electrical.
OUTDOOR SERVICE APPLICATIONS

(V) CHRISTOPHERS 2816 BEAVER AVE  C Liquor
Temporary outdoor service area in conjunction with Beaverdale Fall Festival on September 16-18, 2005. Pending approval of Building, Electrical, Fire and Zoning Departments.

(W) HESSEN HAUS 101 4TH STREET  C Liquor
Temporary outdoor service area in conjunction with Central Iowa Blues Fest on September 4, 2005. Pending approval of Building Department.

(X) MICHAELS RESTAURANT & LOUNGE 4041 URBANDALE AVEC Liquor
Temporary outdoor service area in conjunction with Beaverdale Fall Festival on September 17 and 18, 2005.

(Y) ROOKIES 6151 THORNTON AVE  C Liquor
Temporary outdoor service area on September 11, 2005. Pending approval of Building, Electrical, Fire and Zoning Departments.

SPECIAL EVENT APPLICATIONS

(Z) OUR LADY OF THE AMERICAS PARISH 1403 HARRIETT ST
Class B Beer License, pending approval of Building, Electrical and Fire Departments; also Park Board Approval.

(AA) SKYLINE BAR AND GRILL 1160 24TH ST
Class B Beer License in conjunction with Dogtown Fest on September 10, 2005. Pending approval of Building, Electrical, Fire, Zoning and Vice Departments.

05-2019 4-I. Approving temporary outdoor service area for American Hispanic Post, 1511 E. Union Street on September 4, 2005. Pending approval of Building, Electrical, Fire, Zoning and Vice Departments. SPONSOR: Brooks. Moved by Hensley to adopt. Motion Carried 7-0.

05-2020 5. City Clerk to issue Cigarette Licenses. Moved by Hensley to adopt. Motion Carried 7-0.

05-2021 6. City Clerk to issue Coin Operated Machine Licenses. Moved by Hensley to adopt. Motion Carried 7-0.

PUBLIC IMPROVEMENTS

05-2022 7. Approving Iowa Department of Transportation Agreement for 2nd Avenue and Madison Avenue Traffic Signal Improvements. (Council Communication No. 05-475) Moved by Hensley to adopt. Motion Carried 7-0.

05-2023 8. Approving Agreement with the U.S. Department of the Interior, Geological Survey for the operation and maintenance of six (6) river and stream gaging stations. (Council Communication No. 05-478) Moved by Hensley to adopt. Motion Carried 7-0.

05-2024 9. Approving Change Orders for the following:

(A) Change Order No. 1 with Western Waterproofing of Michigan, LLC, for additional...
Garage, not to exceed $23,128. (Council Communication No. 05-476) Moved by Hensley to adopt. Motion Carried 7-0.

05-2025 (B) Change Order No. 3 and Change Order No. 4 with Rasch Construction Inc., for activity Trunk Sanitary Sewer – Phase 1 Project, not to exceed $143,217.50. (Council Communication No. 05-477) Moved by Hensley to adopt. Motion Carried 6-1. Nays: Kiernan.

05-2026 (C) Change Order No. 1 with Pro Environmental Abatement, Inc., under its Annual Demolition Contract – Asbestos Removal at 1308-1310 Grand Avenue, not to exceed $23,987. (Council Communication No. 05-470) Moved by Hensley to adopt. Motion Carried 7-0.

05-2027 10. Approving Private Construction Contract between Gator Excavating, Inc. and Walden Point Limited Partnership for Storm Sewer Improvements in the east side of 4th Street at 1200 4th Street. Moved by Hensley.

11. Approving completion and recommending acceptance of the following Private Construction Contracts:

   05-2028 (A) Manatt’s Inc. and Jerry’s Homes for Street Improvements in the new development Carman Estates Plat 1, located at Indianola Road and Easter Lake Drive. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2029 (B) McAninch Corporation and Silver Oak LLC for Sanitary Sewer Improvements in the new development Carman Estates Plat 1, located at Indianola Road and Easter Lake Drive. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2030 (C) McAninch Corporation and Silver Oak LLC for Storm Sewer Improvements in the new development Carman Estates Plat 1, located at Indianola Road and Easter Lake Drive. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2031 (D) Christensen Construction and Des Moines Metropolitan Transit Authority for Street Improvements in the new development Des Moines Metropolitan Transit Authority building expansion at 1100 MTA Lane. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2032 (E) Eco-Tech Construction, LLC and Concrete Supply of Iowa, LLC for Sanitary Sewer Improvements in the new development Carman Estates Plat 1, located at Indianola Avenue and Meadowland Chase. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2033 (F) Eco-Tech Construction, LLC and Oaks Development for Street Improvements in the new development Carman Estates Plat 1, located at Indianola Avenue and Meadowland Chase. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2034 (G) McAninch Corporation and Oaks Development for Sanitary Sewer Improvements in the new development Meadowlands Plat 1, located at Indianola Avenue and Meadowland Chase. Moved by Hensley to adopt. Motion Carried 7-0.

   05-2035 (H) McAninch Corporation and Oaks Development for Storm Sewer Improvements in the new development Carman Estates Plat 1, located at Indianola Avenue and Meadowland Chase. Moved by Hensley to adopt.

   05-2036 (I) Eco-Tech Construction, LLC and Mid-Iowa Land Company for Street Improvements in the new development Sunrise Estates Plat 3, located at East 43rd Court and East Hull Avenue. Moved by Hensley to adopt.

   05-2037 (J) McAninch Corporation and Oaks Development for Sanitary Sewer Improvements in the new development Meadowlands Plat 1, located at Indianola Avenue and Meadowland Chase.
located at East 43rd Court and East Hull Avenue. **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2038  
(K) McAninch Corporation and Oaks Development for Storm Sewer Improvements located at East 43rd Court and East Hull Avenue. **Moved by Hensley to adopt.** Motion Carried 7-0.

WITHDRAWN

05-2039  
(L) R. G. Elder & Son Company and Robert Carter and Ken Paulding for Storm Sewer Improvements at 3749 East University

12. Approving completed construction and final payment to the following:

05-2040  
(A) Baker Electric, Inc. for 30th Street and Hickman Road Traffic Signal Upgrade. **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2041  
(B) Van Hauen & Associates, Inc. for Clark Street – 27th to 29th Streets Storm Sewer Improvements. **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2042  
(C) C.A.C. Properties, Inc. for Des Moines River Outfall Site Access Control. **Moved by Hensley to adopt.** Motion Carried 7-0.

**LAND/PROPERTY TRANSACTIONS**

05-2043  
13. Real Estate documents for property at vicinity of Grand Avenue and North Valley Drive and II Project, $3,720 plus closing costs. **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2044  
14. Establishing Fair Market Value and authorizing acquisition of abandoned railroad corridor extending westerly to SW 30th Street for Southwest Connector Project, $1,026,000. **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2045  
15. Approving final plat entitled CARMEN ESTATES PLAT 4 in vicinity east of SE 24th Avenue. ([Council Communication No. 05-456](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2046  
16. Authorization to proceed and acquire right-of-way for the E. 30th Street and State Avenue ([Council Communication No. 05-474](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

05-2047  
17. Approving Tax Abatement Application for additional value added by improvements made during 2002 for 500 North Valley Drive, Unit 804. ([Council Communication No. 05-469](#)) **Moved by Hensley to adopt.**
BOARDS/COMMISSIONS/NEIGHBORHOODS

05-2048  18. Recommendation of Council Member Christine Hensley to appoint Wendy Hemphill to Seat #12 on the Sister Cities Commission, five-year term commencing April 28, 2001 to expire on April 28, 2006. Moved by Hensley to adopt. Motion Carried 7-0.

05-2049  19. Recommendation of Mayor Frank Cownie to reappoint Janelle Sarcone to Seat #1 on the Sister Cities Commission, five-year term commencing April 28, 2005 to expire on April 28, 2010. Moved by Hensley to adopt. Motion Carried 7-0.

05-2050  20. Recommendation of Mayor Frank Cownie to reappoint Patricia Nesbitt to Seat #1 on the Municipal Housing Board, one-year term commencing July 1, 2005 to expire July 1, 2006. Moved by Hensley to adopt. Motion Carried 7-0.

21. Recommendations from Council Member Chris Coleman as follows:

05-2051  (A) Reappointment of Marc Wallace to Seat #6 on the Plan and Zoning Board, five-year term commencing July 1, 2005 to expire July 1, 2010. Moved by Hensley to adopt. Motion Carried 7-0.

05-2052  (B) Reappointment of William Gray to Seat #3 on the Zoning Board of Adjustment, five-year term commencing on April 1, 2005 to expire April 1, 2010. Moved by Hensley to adopt. Motion Carried 7-0.

05-2053  (C) Appointment of Raul “Gus” Ramirez to Seat #3 on the Des Moines Music Commission expiring July 1, 2008. Moved by Hensley to adopt. Motion Carried 7-0.

05-2054  22. Communication from Marilyn Fisher and Robert Fisher advising of their resignation from the Citizen Odor Board, (Seats #3 and #10), effective immediately. Moved by Hensley to receive, file, and accept their resignation with appreciation for their many years of service. Motion Carried 7-0.

COMMUNICATIONS FROM PLANNING AND ZONING

23. NUMBER NOT USED

05-2055  24. Regarding request from Kitchen Restaurants, LLC dba Star Bar for vacation and lease of strip of street right-of-way from north side of Ingersoll Avenue adjoining property located at 2811 Ingersoll Avenue, subject to conditions. Moved by Hensley to adopt and to refer to the City Manager to implement. Motion Carried 7-0.

05-2056  25. Regarding request from Russell Severson for vacation and conveyance of dead end segment of SW 59th running south of Tonka Avenue, subject to conditions. Moved by Hensley to adopt and to refer to the City Manager to implement. Motion Carried 7-0.
SETTING DATE OF HEARINGS

05-2057 26. On vacation and conveyance of SE 12th Street right-of-way between Maury Street and Railroad Avenue to Aztec Motors, $10,000, (9-12-05). (Council Communication No. 05-472) Moved by Hensley to adopt. Motion Carried 7-0.

05-2058 27. On vacation and conveyance of north/south alley lying east of and adjoining Lot 18, 2300 University Ave., LLC, $3,000, (9-12-05). (Council Communication No. 05-471) Moved by Mahaffey to adopt. Motion Carried 7-0.

05-2059 28. On application from Jane Kelly-Forret & Michael J. Forret for Certificate of Public Convenience and Necessity to operate Limousine Services, Racing Limos of Central IA, LLC, (9-12-05). Moved by Hensley to adopt. Motion Carried 7-0.

LEGAL DEPARTMENT – CLAIM SETTLEMENTS & BILLINGS

05-2060 29. Approving payment of $712.50 to Hansen, McClintock & Riley for representation of City of Des Moines. Moved by Hensley to adopt. Motion Carried 7-0.

05-2061 30. Approving payment of $781.50 to Sullivan and Ward to represent City Stormwater Management Utility regarding issuance of TMDLS impacting MS-4 National Pollution Discharge Elimination System permit. Moved by Hensley to adopt. Motion Carried 7-0.

CITY MANAGER COMMUNICATIONS

05-2062 31. Submitting traffic regulation changes as follows: (Council Communication No. 05-479) and refer to Legal Department for preparation of proper legislation. Motion Carried 7-0.

(A) Parking restriction-east side of SE 28th Street from Brockway Drive to the cul-de-sac.

(B) Revision to school passenger loading and unloading zones.

(C) Revision to parking prohibition during certain hours on certain days.

(D) Revision to agree with actual on-street conditions – 7th Street between Walnut Street and Locus Street.

(E) Parking revisions due to ongoing construction of the Gateway West Project.

(F) Parking meter revisions – south side of Park Street between 5th Avenue and 7th Street.

05-2063 32. Submitting out-of-state travel request for T. M. Franklin Cownie, William McCarthy, Craig Zubrod, Rahn Bjornson and Don
McLaughlin.  (Council Communication No. 05-454) Moved by Hensley to adopt. Motion Carried 7-0.

APPROVING

05-2064  33.  FY2005-2006 Investment Agreement with United Way of Central Iowa.  (Council Communication No. 05-454) Moved by Hensley to adopt. Motion Carried 7-0.

05-2065  34.  Documents for $75,000 State of Iowa CEBA Loan and $75,000 Des Moines Action Loan Fund Loan to TransLux Midwest Corporation.  (Council Communication No. 05-480) Moved by Hensley to adopt. Motion Carried 7-0.

05-2066  35.  Federal Aviation Administration Certification of Title for various properties. Moved by Hensley to adopt. Motion Carried 7-0.

05-2067  36.  Awarding contract for legal services to collect outstanding demolition judgments. Moved by Hensley to adopt. Motion Carried 7-0.

05-2068  37.  License Agreement for Recreational Trail on Railroad Leased Line Property for the Walnut Creek Trail. Moved by Hensley to adopt. Motion Carried 7-0.

05-2069  38.  23rd Annual Boards and Commissions Appreciation Dinner to be held on Tuesday, October 11, 2005, new location---Des Moines Botanical Center. Moved by Hensley to approve and appoint Council Member Vlassis to assist with funding solicitation. Motion Carried 7-0.

39.  Bids from the following:

05-2070  (A) American Aluminum Seating for relocation and renovation of bleacher sections from Principal Park Stadium to Cownie Soccer Complex to be used by the Park & Recreation Department, $59,373.  (Two bids mailed, one received).  (Council Communication No. 05-467) Moved by Hensley to adopt. Motion Carried 7-0.

05-2071  (B) Mid-States Ford and Karl Chevrolet for various replacement vehicles to be used by the Police Department, $79,272.  (Eleven bids mailed, five received).  Moved by Hensley to adopt. Motion Carried 7-0.

05-2072  (C) American TV & Appliance for an annual contract for refrigerator and freezer replacement and removal services to be used by the Community Development Department, $35,000.  (Six bids mailed, three received).  Moved by Hensley to adopt. Motion Carried 7-0.

05-2073  (D) Logan Contractors Supply for asphalt sealant melter/applicator to be used by the Public Works Department, $25,950.  (Eight bids mailed, five received). Moved by Hensley to adopt. Motion Carried 7-0.

05-2074  (E) Certified Lubemaster for annual contract with two additional twelve (12) month renewal options to furnish fuel additives to be used by Fleet Maintenance Center and the Aviation Department, $30,000.  (Three bids mailed, three received). Moved by Hensley to adopt. Motion Carried 7-0.

05-2075  (F) Iowa Transit (sole area wide distributor) for Topcon Survey Station to be used by the Engineering Department, $31,550. Moved by Hensley to adopt. Motion Carried 7-0.
05-2076  (G) Pomeroy IT Solutions, per State of Iowa Contract CT2708, for CISCO Systems wireless network upgrade equipment to be used by the Police Department, $54,188. Moved by Hensley to adopt. Motion Carried 7-0.

05-2077  (H) Campbell Consulting, (exempted from competitive bidding and advertisement requirements), for installation of internal and external wireless network equipment to be used by the Information Technology Department, $31,539.14. (Council Communication No. 05-483) Moved by Hensley to adopt. Motion Carried 7-0.

05-2078  40. Civil Service Entrance Lists for Senior Clerk Typist and Senior Airport Operations Officer, Senior Fire Medic and Senior Police Officer. Moved by Hensley to receive and file. Motion Carried 7-0.

05-2079  41. Authorizing Finance Director to draw checks on the registers of August 25 and September 1, 2005; and to draw checks for bills of the Des Moines Municipal Housing Agency for the weeks of August 22 and August 29, 2005; and to draw checks for biweekly payroll due September 2, 2005. Moved by Hensley to adopt. Motion Carried 7-0.

ORDINANCES – SECOND CONSIDERATION

05-2080  42. Amending Chapter 118 of the Municipal Code, providing clarification that septic tank systems which are detrimental to the environment are prohibited and providing for municipal infraction and administrative penalties. Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

05-2081  43. Amending Chapter 42 of the Municipal Code regarding run-off and illicit discharge requirements of the City's National Pollution Discharge Elimination System and maintenance of drainage facilities. Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

05-2082  44. Amending Chapter 42 of the Municipal Code, regarding size and appointments to the Citizen Odor Board. Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

05-2083  45. Amending Chapter 26 of the Municipal Code, regarding size and appointments to the Power Engineer's Examining Board. Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

05-2084  (A) Final consideration of ordinance above, (waiver requested by City Clerk), requires 6 votes. Motion Carried 7-0.

05-2085  (A) Final consideration of ordinance above, (waiver requested by City Clerk), requires 6 votes. Motion Carried 7-0.

* * * * * * * END CONSENT AGENDA * * * * *
ORDINANCES – FIRST CONSIDERATION


Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

05-2087 (A) Final consideration of ordinance above, (waiver requested by the City Attorney), that the rule requiring that an ordinance must be considered and voted on for final passage and that the ordinance do now pass, #14,483. Motion Carried 7-0.

05-2088 47. Amending Chapter 26 of the Municipal Code regarding the Plumbing Code. 

Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

05-2089 48. Amending Chapter 114 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 7-0.

(A) Corner clearance-south side of Indiana Avenue, west of 2nd Avenue.

(B) Parking restriction-east side of South Union Street from E. Dunham Avenue to E. Edison Avenue.

COUNCIL REQUESTS

05-2090 49. From Council Member Tom Vlassis to discuss City Employees’ Retirement Health Savings Plan. 

Moved by Vlassis to acknowledge that an offer of benefits has been made to affected bargaining units, and direct that when acceptances are conveyed to the City Manager/Human Resources Director, the agreements should be forwarded immediately to the Council for action. Motion Carried 7-0.

COMMUNICATIONS/REPORTS

05-2091 50. Receipt of Annual Report from Greater Des Moines Public Art Foundation. 

Moved by Hensley to receive and file. Motion Carried 7-0.

**Council considered Items 58 thru Board of Health next**

HEARINGS (OPEN AT 5:08 P.M.) (ITEMS 51 THRU 57)

51. On Resolutions of Support for Designation of the following as Cultural and Entertainment Districts: 

(Council Communication No. 05-442, of 8/8/05)

05-2092 (A) Court Avenue. Moved by Hensley to approve. Motion Carried 7-0.

05-2093 (B) Historic East Village. Moved by Brooks to approve. Motion Carried 7-0.
05-2094  (C) Roosevelt. **Moved by Hensley to approve. Motion Carried 7-0.**

05-2095  52. On appeal from Donald E. Luncsford, Jr., 4469 NE 23rd Street, DM, regarding recommendation of the Planning Commission to grant application for a six month probationary period. **Moved by Kiernan to grant application for a six month probationary period. Motion Carried 7-0.**

05-2096  53. On vacating the portion of 14th Street and any remaining alley rights-of-way and reserved easements within the two block area located between Locust Street and Grand Avenue, and between 13th and 15th Streets. **Moved by Hensley to adopt. Motion Carried 7-0.**

05-2097  (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

05-2098  54. On conveyance of 749 E. University Avenue to Kevin L. and Keri K. Sakalinh, $750.  (Council Communication No. 05-473). **Moved by Brooks to adopt. Motion Carried 7-0.**

05-2099  55. On 5th and Keo Parking Garage Rehabilitation: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Cramer and Associates, Inc., (Robert Cramer, President/CAO, DSM), $1,181,935. **Moved by Hensley to adopt. Motion Carried 7-0.**

05-2100  (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt.**

05-2101  56. On Leetown Creekway Wooden Box Replacement – Phase 3: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as The Underground Company, Ltd. (Duane Burkhardt, President, DSM), $1,025,000. **Moved by Brooks to adopt. Motion Carried 7-0.**

05-2102  (A) Approving contract and bond and permission to sublet. **Moved by Brooks to adopt.**

05-2103  57. On Western Gateway Demolition – 13th Street to 15th Street: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as D. W. Zinser Company, Inc., (David W. Zinser, President, Walford, IA), $334,900. **Moved by Hensley to adopt. Motion Carried 7-0.**

05-2104  (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt.**

**END HEARINGS AT 5:34 P.M.**

APPROVING

58. Resolution of Support for State of Iowa Great Places designation for the following:

05-2105  (A) Beaverdale/Ingersoll. **Moved by Vlassis to approve. Motion Carried 7-0.**
05-2106  (B)  East Village.  (Council Communication No.  05-468) Moved by Vlassis to approve.

05-2107  59. Recommendation from the City Manager Selection Process Sub-Committee, regarding Hensley that the City of Des Moines engage the services of Waters-Oldani Executive Recruitment not to exceed $29,000. Motion Carried 7-0.

05-2108  60. Acceptance of $950,000 Community Attraction and Tourism (CAT) grant in conjunction with Principal Park Seating Expansion and Outfield Improvements. (Council Communication No.  05-482)  Moved by Hensley to adopt. Motion Carried 7-0.

BOARD OF HEALTH

05-2109  MOTION TO CONVENE. Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.

AUTHORIZING

1. The Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:

WITHDRAWN

05-2110  (A)  1805 Arlington Avenue, Titleholder: Bulls and Bears, LLC; Mortgage Holders: US Bank, Jason Roose and Don Roose. Moved by

WITHDRAWN

05-2111  (B)  1134 Seneca Avenue (garage) Titleholder: Dusty L. and Cindy M. Glass; Mortgage Holders: Aames Capitol Corporation d/b/a Aames Home Loan. Moved by

05-2112  (C)  1541 Walker Street (garage), Titleholder: Inie Clement and Augustine Akpan. Motion Carried 7-0.

WITHDRAWN

05-2113  (D)  1142 Watrous Avenue (garage), Titleholder: Junior D. Curtis and Alice D. Loving.

WITHDRAWN

05-2114  (E)  1324 West Street, Titleholder: Linda and Carl Spurlock. Moved by

05-2115  (F)  2323 SE 6th Street, Titleholder: Eileen G. Magneson; Mortgage Holder: Lederman Bonding Company. Moved by Vlassis to adopt. Motion Carried 7-0.

05-2116  (G)  2338 SE 6th Street, Titleholder: Mary Davis-Cross; Mortgage Holder: Wells Fargo Financial Io wa 3, Inc. Moved by Vlassis to adopt. Motion Carried 7-0.

05-2117  (H)  717 SE 7th Street, Titleholder: Antonio A. Renteria, Jr. Moved by Vlassis to adopt.
2. The Engineering Department to cause the removal of the following structures:

05-2123  (A)  1607 Forest Avenue, Titleholders: Jerry Davis a/k/a Jerry Lee Davis and Rita Holmes. Motion Carried 7-0.

05-2124  (B)  802 E. Granger Avenue, Titleholder: Centex Home Equity Corporation. Moved by Vlassis to adopt. Motion Carried 7-0.

05-2125  (C)  501 Kirkwood Avenue, Titleholder: Lori Leeper; Mortgage Company: Wells Fargo Financial Bank, (continued from August 8, 2005 meeting). Moved by Brooks to defer to the September 12, 2005 Council meeting; a representative of the property owner will submit a work plan and proof of financial capability. Motion Carried 7-0.

**Council considered Hearing Items 51 thru 57 next**

05-2126  MOTION TO ADJOURN. Moved by Vlassis to adjourn at 5:34 P.M. Motion Carried 7-0.

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All-America City