



**\*\*\* DES MOINES CITY COUNCIL MEETING REPORT \*\*\***

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 '08-' 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**

**September 22, 2008 4:30 P.M.**

**SPECIAL PRESENTATIONS – 4:00 P.M.**

American Lung Association

**PROCLAMATIONS – 4:00 P.M.**

- [Sparky](#) the Clown – 10<sup>th</sup> Anniversary
- [Domestic](#) Violence Awareness Month
- [Italian](#) Heritage Month
- [Alpha](#) Delta Kappa Month

**INVOCATION:** Father Basil Hickman  
Greek Orthodox Church of St. George  
35th Street and Cottage Grove

- [08-1633](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey, Meyer and Vlassis. Council Member Coleman left the meeting at 6:15 P.M.**
- [08-1634](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**

\* \* \* \* \*

**\*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.

[08-1635](#)

- 3. APPROVING CONSENT AGENDA – items 3 through 40: **Moved by Hensley to adopt the balance of the consent agenda. Motion Carried 7-0.**

**LICENSES AND PERMITS**

[08-1636](#)

- 4. [Approving](#) Alcoholic Beverage License applications for the following: **Moved by Hensley to adopt. Motion Carried 7-0.**

**NEW APPLICATIONS**

(A)	1301 LOCUST LLC	1301 LOCUST ST	C Beer/Wine
(B)	ANDYS PLACE	5114 SW 9TH ST	C Liquor
<del>(C)</del>	<del>EDGE</del>	<del>508 INDIANOLA RD</del>	<del>C Liquor</del>
(D)	H & A MINI MART	145 UNIVERSITY AVE	E Liquor
(E)	MEXICO VIEJO RESTAURANT	1760 BEAVER AVE	C Liquor
(F)	NOODLE ZOO	601 E LOCUST ST	C Beer/Wine
(G)	PELICAN BAR	208 3RD ST	C Liquor
(H)	SEKHON BROTHERS LLC	2829 EASTON BLVD	C Beer
(I)	SUPER QUICK	303 SE 30TH ST	B Wine
<del>(J)</del>	<del>THIRSTY DOG</del>	<del>2222 FOREST AVE</del>	<del>C Liquor</del>

**RENEWAL APPLICATIONS**

(K)	BEST FOOD MART	4028 E 14TH ST	C Beer
(L)	BISTRO MONTAGE	2724 INGERSOLL AVE	C Liquor
(M)	CHERYLS	509 E 25TH ST	C Liquor
(N)	CITGO	1800 SE 14TH ST	C Beer
(O)	DES MOINES IZAAK WALTON	4343 GEORGE FLAGG	C Liquor
(P)	DES MOINES MARRIOTT HOTEL	700 GRAND AVE	B Liquor
(Q)	DES MOINES MARRIOTT HOTEL	700 GRAND AVE	E Liquor
(R)	DOS RIOS	316 COURT AVE	C Liquor
(S)	EL ANGEL MEXICAN GROCERY	4812 SW 9TH ST	C Beer
(T)	EMBASSY SUITES HOTEL	101 E LOCUST ST	B Liquor
(U)	FIREHOUSE LOUNGE	1930 SE 6TH ST	C Liquor
(V)	G T RACE CAR BAR	3013 INGERSOLL AVE	C Liquor
(W)	GODFATHERS PIZZA	4119 UNIVERSITY AVE	B Beer
(X)	HULL TAVERN TAP	834 E HULL AVE	C Liquor
(Y)	LABAMBA MEXICAN AMERICAN	6101 GRAND AVE	C Liquor
(Z)	QUIKTRIP #500	3700 HUBBELL AVE	C Beer
(AA)	SHOP N SAVE	2127 M L K JR PKWY	E Liquor
(BB)	WELLMANS PUB	2920 INGERSOLL AVE	C Liquor

**TRANSFER TO NEW LOCATIONS**

(CC)	ROCKS	206 3RD ST	C Liquor
	Permanent transfer of license from 204-208 3 <sup>rd</sup> Street to 206 3 <sup>rd</sup> Street.		

## OUTDOOR SERVICE APPLICATIONS

- (DD) 101 LOUNGE 102 3RD ST C Liquor  
Temporary outdoor service area for event on September 26-28, 2008. Pending approval of Building, Electrical, Fire and Zoning Departments.
- (EE) BLAZING SADDLE 416 E 5TH ST C Liquor  
Temporary in conjunction with Capital City Pride Celebration on October 4-5, 2008.
- (FF) BUDDYS CORRAL 418 E 5TH ST C Liquor  
Temporary in conjunction with Capital City Pride Celebration on October 4-5, 2008.
- (GG) BUDDYS CORRAL 418 E 5TH ST C Liquor  
Temporary in conjunction with East Village Bike Night on September 26, 2008. Pending approval of Building, Electrical, Fire and Zoning Departments.
- (HH) UNDERGROUND 500 E LOCUST ST C Liquor  
Temporary in conjunction with East Village Bike Night on September 26, 2008. Pending approval of Building, Electrical, Fire and Zoning Departments.

## SPECIAL EVENT APPLICATIONS

- (II) BLANK PARK ZOO 7401 SW 9TH STREET Five (5) Day License  
Class B Beer License for Event on September 27, 2008. Pending approval of Building, Electrical, Fire and Zoning Departments.
- (JJ) DOWNTOWN EVENTS GROUP 431 E LOCUST AVE Five (5) Day License  
Special Class C Beer/Wine License for World Food Festival on October 10-12-2008.
- (KK) PORKYS DINER 4444 DOUGLAS AVE Five (5) Day License  
Class C Liquor License for Outdoor event on September 24-28, 2008. Pending approval of Building, Electrical, Fire and Zoning Departments.

- [08-1637](#) 4-I. [Approving](#) Class C Liquor License for Fazio's Italian Bar & Grill, 2811 SE 14<sup>th</sup> Street. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1638](#) 4-II. [Approving](#) temporary outdoor service area for Greenwood Lounge, 3707 Ingersoll on October 4, 2008 for a special event. Pending approval of Building, Electrical, Zoning and Fire Departments. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1639](#) 5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1640](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**

## PUBLIC IMPROVEMENTS

- [08-1641](#) 7. [Approving](#) Iowa Department of Transportation Agreement for E. Indianola Avenue Widening – S.E. 14<sup>th</sup> Street to S.E. 16<sup>th</sup> Court. ([Council Communication No. 08-569](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1642](#) 8. [Approving](#) Professional Services Agreement with RDG Planning and Design for Construction Phase Services for John and Mary Pappajohn Sculpture Park, not to exceed \$177,750. ([Council Communication No. 08-570](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1643](#) 9. [Agreement](#) with U.S. Department of Interior Geological Survey for operation and maintenance of six (6) river and stream gauging stations. ([Council Communication No. 08-571](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

## SPECIAL ASSESSMENTS

- [08-1644](#) 10. [Resolution](#) levying assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2008-13. **Moved by Hensley to adopt. Motion Carried 7-0.**
11. Approving the following for August 2008:
- [08-1645](#) (A) [Delinquent](#) Sewer Rental and/or Solid Waste/Stormwater Utility Credits. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1646](#) (B) [Delinquent](#) Sewer Rental and/or Solid Waste/Stormwater Utility Fees. **Moved by Hensley to adopt. Motion Carried 7-0.**

## LAND/PROPERTY TRANSACTIONS

- [08-1647](#) 12. [Approving](#) final subdivision plat entitled Wakonda Plat 1, 1900 Park Avenue. ([Council Communication No. 08-580](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1648](#) (A) [Accepting](#) PUD restoration bond. ([Council Communication No. 08-581](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1649](#) 13. [Authorization](#) to proceed with acquisition of property at 2715 Dean Avenue for the Fire Department Logistics and Training Facility Project. ([Council Communication No. 08-575](#)) **Moved by Mahaffey to adopt; refer to the City Manager to review collaboration efforts. Motion Carried 7-0.**

## BOARDS/COMMISSIONS/NEIGHBORHOODS

- [08-1650](#) 14. [Recommendation](#) from Council Member Robert Mahaffey to appoint Teresa Weidmaier to the Historic Preservation Commission, Seat 8, for a three-year term commencing October 18, 2007 to expire October 18, 2010. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1651](#) 15. [Recommendation](#) from Council Member Tom Vlassis to reappoint Martha Nelson to the Sister Cities Commission, Seat 8, for a five-year term commencing April 28, 2008 to expire April 28, 2013. **Moved by Hensley to adopt. Motion Carried 7-0.**

## SETTING DATE OF HEARINGS

- [08-1652](#) 16. [On](#) Proposed Fifth (2009) Year Action Plan of 2005-2009 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan, (11-10-08). ([Council Communication No. 08-558](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1653](#) (A) [Communication](#) from Neighborhood Revitalization Board. **Moved by Hensley to receive and file and refer to City Manager. Motion Carried 7-0.**
- [08-1654](#) 17. [On](#) Proposed Third Amendment to SE Agribusiness Urban Renewal Plan, (10-27-08). ([Council Communication No. 08-565](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**

## LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [08-1655](#) 18. [Approving](#) payment of \$6,969.95 to Robert Burgett for a workers' compensation claim. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1656](#) 19. [Approving](#) payment of \$28,152 to James Milligan for a workers' compensation claim. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1657](#) 20. [Approving](#) payment of \$29,087.16 to Craig Shepherd for a workers' compensation claim. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1658](#) 21. [Approving](#) payment of \$23,330.03 to Lance Woods for a workers' compensation claim. **Moved by Hensley to adopt. Motion Carried 7-0.**

## CITY MANAGER COMMUNICATIONS

- [08-1659](#) 22. [Approving](#) training requests for Connie Ashby, Tim Briggs, Christine Chandavong, Teva Dawson, Donald L. Hansen, Debora Hobbs (2), Ben Page, Tarry Pote, Doug Romig, Scott Rounds, Donald Tripp, Matt Wakeman and Jasmin Zulic and travel request for T.M. Franklin Cownie. ([Council Communication No. 08-584](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**

## APPROVING

- [08-1660](#) 23. [Continuum](#) of Care Program Application to be submitted to the U.S. Department of Housing and Urban Development (HUD). ([Council Communication No. 08-587](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1661](#) 24. [Urban](#) Renewal Development Agreement with R.E. Properties, L.L.C., for redevelopment of 506-524 E. Grand Avenue. ([Council Communication No. 08-557](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1662](#) 25. [Authorization](#) to submit grant application to U.S. Department of Agriculture Emergency Watershed Protection Program for soil erosion prevention and repair projects related to 2008 heavy rains and flooding. ([Council Communication No. 08-577](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1663](#) 26. [Submission](#) of STP and STP-TE Fund FY2013 Applications to Des Moines Area Metropolitan Planning Organization, (MPO). ([Council Communication No. 08-573](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1664](#) 27. [Authorization](#) to submit “Safe Routes to School” (SRTS) Fund Applications to Iowa Department of Transportation (IDOT). ([Council Communication No. 08-572](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1665](#) 28. [Acceptance](#) of proposal from Public Financial Management, Inc. for financial advisory services for debt management and technical services, and approval of contract. ([Council Communication No. 08-588](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

29. Bids from the following:

- [08-1666](#) (A) [Accela](#), Inc. for annual software maintenance and support for Tidemark to be used by the Information Technology Department, \$31,532.66. ([Council Communication No. 08-586](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1667](#) (B) [FrontRange](#) Solutions for annual software maintenance and support for HEAT to be used by the Information Technology Department, \$58,177.32. ([Council Communication No. 08-578](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1668](#) (C) [Express](#) Police Supply and UltraMax for joint purchase with Polk County Sheriff's Office for ammunition to be used by the Police Department, \$173,502.25. (Thirteen bids mailed, three received). ([Council Communication No. 08-566](#)) **Moved by Kiernan to adopt. Motion Carried 7-0.**
- [08-1669](#) (D) [The](#) Underground Company for sandbag clean-up and levee restoration to be used by the Public Works Department, \$110,000. (Five bids mailed, two received). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1670](#) 30. [FY2008](#) Annual Certification Report to be submitted to U.S. Department of Justice regarding federally forfeited property. ([Council Communication No. 08-567](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1671](#) 31. [2008](#) Edward Byrne Memorial Justice Assistance Grant application by Department of Justice to be used for various law enforcement purposes, \$79,719. ([Council Communication No. 08-560](#)) **Moved by Hensley to approve. Motion Carried 7-0.**
- [08-1672](#) 32. [Proposed](#) Lease Agreement with Neighborhood Development Corporation for building located at 1618 6<sup>th</sup> Avenue, for relocation of the Forest Avenue site office. ([Council Communication No. 08-585](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1673](#) 33. [Receipt](#) of Des Moines Water Works 2007 Financial Report. **Moved by Hensley to receive and file; refer to the City Manager to provide Council with a copy of the separate letter, dated July 15, that noted certain matters that were reported to the management of the Des Moines Water Works. Motion Carried 7-0.**
- [08-1674](#) 34. [Receipt](#) of Fiscal Year 2008 Official Financial Report for City Streets. ([Council Communication No. 08-562](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [08-1675](#) 35. [Application](#) from Downtown Events Group for permission to temporarily place banners across the street on E. 5<sup>th</sup> Street from E. Grand Avenue to E. Locust Street, October 8-13, 2008 for the World Food Festival. **Moved by Hensley to receive, file and approve. Motion Carried 7-0.**

- [08-1676](#) 36. [Communication](#) from Downtown Community Alliance on behalf of the Festival of Trees and Lights to approve banner design in downtown Des Moines to be displayed on Grand and Locust Street in November, 2008. **Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.**
  
- [08-1677](#) 37. [Application](#) from Beavertdale Main Street Initiative for permission to place banners on Beaver Avenue from Beavercrest Drive to Adams Avenue, which will change throughout the year to promote beautification and community improvement in Beavertdale's core commercial district. **Moved by Hensley to receive, file and approve banners. Motion Carried 7-0.**
  
- [08-1678](#) 38. [Civil](#) Service Promotional List for Senior Police Officer. **Moved by Hensley to receive and file. Motion Carried 7-0.**
  
- [08-1679](#) 39. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of September 22, September 29, and [October 6, 2008](#); to draw checks for bills of the Des Moines Municipal Housing Agency for weeks of September 22, September 29, and October 6, 2008; and to draw checks for biweekly payroll due September 26 and October 10, 2008. **Moved by Hensley to adopt. Motion Carried 7-0.**

**ORDINANCES - SECOND CONSIDERATION**

- [08-1680](#) 40. [Amending](#) Chapter 102 of the Municipal Code regarding civil infraction penalties for sidewalk maintenance. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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

\*\*Council considered Hearing Items 45 thru 51 next\*\*

**ORDINANCES - FIRST CONSIDERATION**

- [08-1681](#) 41. [Amending](#) Chapter 30 of the Municipal Code regarding painting house numbers on curbing. ([Council Communication No. 08-568](#)) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Coleman.**



## COMMUNICATIONS/REPORTS

42. NUMBER NOT USED.

- [08-1682](#) 43. [From](#) Jennifer Norum, 3945 Lincoln Place Drive, and others, to speak regarding property at 3943 Lincoln Place Drive. **Moved by Hensley to receive and file comments; refer to City Manager and Legal to take aggressive action on this property. Motion Carried 5-2. Absent: Cownie and Coleman.**
- [08-1683](#) 44. [Request](#) from Operation Downtown, 700 Locust Street, Suite 100, to paint on the sidewalks at 21 locations downtown. **Moved by Vlassis to approve 11 locations and re-evaluate in 6 months; refer to the City Manager to review adding this information to Channel 7. Motion Carried 6-1. Absent: Coleman.**

\*\*Council considered Items 51 thru Board of Health next\*\*

## HEARINGS (OPEN AT 5:20 P.M.) (ITEMS 45 THRU 51)

45. On appeal from Efrain Mayorga d/b/a Aztec Motors for relief from temporary moratorium on creation or expansion of vehicle display lots.

- [08-1684](#) (A) [Resolution](#) to **GRANT** relief. **Moved by Meyer to adopt and approve the application for relief from the moratorium. Motion Carried 7-0.**

WITHDRAWN

- [08-1685](#) (B) ~~[Alternate](#) resolution to **DENY** relief.~~ ([Council Communication No. 08-576](#))

46. On property in the vicinity of 1045 19<sup>th</sup> Street:

- [08-1686](#) (A) [To](#) amend the Des Moines 2020 Community Character land use plan future land use designation from Low Density Residential to Mixed-Use and Density Residential. **Moved by Kiernan to adopt, and approve the proposed amendment. Motion Carried 7-0.**

- [08-1687](#) (B) [Hearing](#) on request from Ryan Galloway to rezone property from “R-3” (Multiple-Family Residential) to “NPC” (Neighborhood Pedestrian Commercial) to allow redevelopment of property with new multiple-family residential, subject to conditions. **Moved by Kiernan to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

- [08-1688](#) (C) [First](#) consideration of ordinance above. **Moved by Kiernan that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

47. On property in the vicinity of 2501 24<sup>th</sup> Street:

[08-1689](#)

(A) [To](#) amend the Des Moines 2020 Community Character Land Use plan future land use designation from Low Density Residential to Mixed-Use and Density Residential. **Moved by Vlassis to adopt, and approve the proposed amendment. Motion Carried 6-0. Council Member Hensley declares a conflict of interest and abstains from voting.**

[08-1690](#)

(B) [Hearing](#) on request from Quincy Place, LLC to rezone property from “R1-60” (One-Family Low-Density Residential) and “R-3” (Multiple-Family Residential) to Limited “R-3” (Multiple-Family Residential) to allow redevelopment of property for new multiple-family residential use, subject to conditions. **Moved by Vlassis to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 6-0. Council Member Hensley declares a conflict of interest and abstains from voting.**

[08-1691](#)

(C) [First](#) consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-0. Council Member Hensley declares a conflict of interest and abstains from voting.**

[08-1692](#)

(D) [Final](#) consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Vlassis 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, #14,799. Motion Carried 6-0. Council Member Hensley declares a conflict of interest and abstains from voting.**

[08-1693](#)

48. [On](#) Council-initiated request to rezone portions of Riverbend Neighborhood Area from “R-3” (Multiple Family Residential) and “M-1” (Light Industrial) to “R1-60” (One-Family Low-Density Residential). ([Council Communication No. 08-579](#)) **Moved by Vlassis to adopt and approve the rezoning, subject to final passage of the rezoning ordinance and delete from the rezoning the properties located at 1243 7<sup>th</sup> Street and 1804 Arlington Street, and subject to amending the rezoning for 1233 7<sup>th</sup> Street to Limited R-3 classification that is restricted to single-family or two-family uses. Motion Carried 7-0.**

[08-1694](#)

(A) [First](#) consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage, and directing that the ordinance be amended before the second reading to reflect the changes noted in the hearing roll call. Motion Carried 7-0.**

[08-1695](#)

49. [On](#) amendment to current agreement with Mesa Airlines, Inc., extending the scheduled Airline Operating Agreement and Terminal Building Lease at the Des Moines International Airport through September 30, 2008. ([Council Communication No. 08-559](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

- [08-1696](#) 50. On designation of Western Gateway Cultural and Entertainment District. ([Council Communication No. 08-564](#)) **Moved by Hensley to approve. Motion Carried 6-1. Absent: Coleman.**
- [08-1697](#) 51. On John & Mary Pappajohn Sculpture Park: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Pinnacle Construction Group, LLC, (Shane E. Madison, President), \$2,014,500. ([Council Communication No. 08-574](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**
- [08-1698](#) (A) Approval of contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**
- [08-1699](#) (B) License Agreement with Edmundson Art Foundation, Inc., d/b/a The Des Moines Art Center for installation and maintenance of a sculpture at “Western Gateway Park.” ([Council Communication No. 08-563](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

**\*\*END HEARINGS AT 6:22 P.M.\*\***

**\*\*Council considered Items 41 thru 44 next\*\***

**APPROVING**

- [08-1700](#) 52. 2009 City Council Meeting Schedule. **Moved by Hensley to approve. Motion Carried 6-1. Absent: Coleman.**
- [08-1701](#) 53. Adoption of “Complete Streets” policy regarding review, consideration and addition of bicycle and pedestrian facilities on street projects. ([Council Communication No. 08-561](#)) **Moved by Kiernan to approve. Motion Carried 6-1. Absent: Coleman.**

**BOARD OF HEALTH**

- [08-1702](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1. Absent: Coleman.**

**AUTHORIZING:**

1. The Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:
  - [08-1703](#) (A) 4200 SW 10<sup>th</sup> Street, (fire-damaged) Titleholder: Roth Properties LC. **Moved by**

**Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

[08-1704](#) (B) [3221](#) SW 14<sup>th</sup> Street, Titleholder: David Schmitz. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

[08-1705](#) (C) [1241](#) E. 38<sup>th</sup> Street, (fire-damaged) emergency removal, Titleholders: Heirs of the Elnora B. Fields Estate. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

COMMUNICATION:

[08-1706](#) 2. [Regarding](#) demolition cost reserve being held by Shelter Insurance Companies for the fire-damaged structure located at 1429 University. **Moved by Vlassis to receive and file and to direct that the City Attorney bring legal action within one hundred eighty days of receipt of notice if owners have not demolished or renovated the structure. Motion Carried 6-1. Absent: Coleman.**

[08-1707](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 6:51 P.M. Motion Carried 6-1. Absent: Coleman.**

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