

SUMMARY OF DES MOINES CITY COUNCIL MEETING

October 20, 1997 4:30 P.M.

PROCLAMATIONS - 4:00 P.M.:

National Massage Therapy Awareness Week

INVOCATION: Father James Kirby, St. Theresa's Catholic Church

97-3418 1. ROLL CALL: **Present: Ray, Daniels, Flagg, Hensley, McPherson, Phillips and Vlassis.**

97-3419 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt, including Extra Item No. 3 as part of the Consent Agenda. Motion Carried 7-0.**

97-3420 3. APPROVING CONSENT AGENDA - items 3 through 61. **Moved by Vlassis to adopt the balance of the consent Agenda. Motion Carried 7-0.**

LICENSES AND PERMITS:

Approving

97-3421 4. Communication from Legal Department regarding October 20, 1997 License and Permit Agenda. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

Class "B" Beer Licenses

97-3422 5. Verna Levear dba Pizza Station, 3015 Merle Hay Road; Renewal - Expires 10-13-97 (With Sunday Sales) - Application submitted 9-27-97. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: McPherson.**

Class "C" Beer Licenses

97-3423 6. Geron, Inc., Eugene H. Davis, President dba Kwik Shop #515, 4538 Lower Beaver Road; Renewal - Expires 11-19-97 (With Sunday Sales) - Application submitted 9-29-97. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: McPherson.**

Class "E" Beer Licenses

97-3424 7. QuikTrip Corporation, Chester Cadieux, President dba QuikTrip Store #551, 3940 Northeast 14th Street; Renewal - Expires 11-12-97 (With Sunday Sales) - Application submitted 9-2-97. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: McPherson.**

97-3425 8. QuikTrip Corporation, Chester Cadieux, President dba QuikTrip Store #556, 1815 Hubbell; Renewal - Expires 11-06-97 (With Sunday Sales) - Application submitted 9-2-97. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: McPherson.**

97-3426 9. Victoria A. Fitch dba Vickii's Foods, 697 19th Street; Renewal - Expires 11-6-97 - Application submitted 10-2-97. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: McPherson.**

Class "C" Liquor Licenses

97-3427 10. BVT, Inc., Betty V. Thielen, President dba Dally's Pub & Emporium, 430 East Locust; New Application (With Sunday Sales) - Application submitted 9-26-97. **Moved by Vlassis to adopt. Motion Carried 5-2. Nays: Daniels and McPherson.**

97-3428 11. Thomas V. Ellis, Inc., Thomas V. Ellis, President dba Ellis Island, 1833 Hubbell; Renewal - Expires 10-27-97 (With Sunday Sales) - Application submitted 9-15-97. **Moved by Vlassis to adopt. Motion Carried 5-2. Nays: Daniels and McPherson.**

97-3429 12. Old Fashioned Garden Enterprises, Inc., James R. Hager, President dba Old Fashioned Garden Cafe & Bakery, 3800 Merle Hay Road - Suite 528; Renewal - Expires 10-23-97 (With Sunday Sales) - Application submitted 10-1-97. **Moved by Vlassis to adopt. Motion Carried 5-2. Nays: Daniels and McPherson.**

97-3430 13. Betty Lou Gosek dba Joe & Betty's Tap, 1225 East 30th Street; Renewal - Expires 10-22-97 (With Sunday Sales) - Application submitted 9-16-97. **Moved by Vlassis to adopt. Motion Carried 5-2. Nays: Daniels and McPherson.**

97-3431 14. Tentaciones Night Club, L.L.C., Gladys E. Morales, Manager dba Tentaciones Night Club, 3211 Indianola Avenue; New Application - (With Sunday Sales) - Application submitted 8-25-97. **Moved by Vlassis to adopt. Motion Carried 5-2. Nays: Daniels and McPherson.**

Authorizing

97-3432 15. City Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 5-2. Nays: Daniels and McPherson.**

97-3433 16. City Clerk to issue Coin-Operated Amusement Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: McPherson.**

Gamerrooms

97-3434 17. Hung Pham dba Giot Dang, 1409 M L King Parkway; New Application submitted 7-16-97. **Moved by Vlassis to defer action to 10-27-97. Motion Carried 6-1. Nays: McPherson**

Refunds

97-3435 18. City Treasurer to issue refunds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

19. Resolution Ordering Construction of the following:

97-3436 (A) Equipment Maintenance Center Administration Roof Replacement, Receiving of Bids, (11-4-97), and Setting Date of Hearing, (11-17-97), (Construction Estimate - \$53,300). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3437 (B) 1997 Sanitary Sewer Cleaning & TV Inspection Contract No. 2, Receiving of Bids, (11-4-97), and Setting Date of Hearing, (11-17-97), (Construction Estimate - \$39,470). **Moved by Vlassis to adopt. Motion Carried 7-0.**

20. Approving Iowa Department of Transportation Application to Adopt-A-Highway from the following:

97-3438 (A) Vincent C. Scavo High School (Des Moines Alternative High School) on Iowa 28/5, within City Limits from Milepost 97.79 to 99.29 on Highway 5 and from Milepost 11.56 to 12.06 on Highway 28. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3439 (B) The Huntmasters Club on Iowa Highway 28 within the City Limits from Milepost 15.6 to Milepost 13.5 on Highway 28. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3440 21. Communications from Brown Brothers, Inc. for 9th Street and Day Street Traffic Signalization and Eco-Tech Contractors, Inc. for 1995 Paving Program No. 1, Contract No. 3 requesting permission to sublet certain items on public improvement projects. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3441 22. Approving resolution on submission of bids for the SW Fifth Street Bridge Rehabilitation, (IDOT Project). **Moved by Vlassis to adopt. City Manager to provide background information on this project including funding to date. Motion Carried 7-0.**

97-3442 23. Authorizing City Engineer to proceed with sidewalk construction, waivers signed by twelve properties owners, (call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3443 24. Approving partial payments on nine public improvement projects. (Call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3444 25. Approving Private Construction Contract for paving improvements in proposed Woods on the River Plat #3 Subdivision in vicinity of Riverwoods Avenue and Deep Woods

Court between Sternquist Construction, Inc., Contractors, and Clarke Company, Ltd., Owners. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3445 26. Approving Private Construction Contract for relocation of public storm sewer between Grand Avenue and Ingersoll Avenue at 2700 Ingersoll Avenue between Cook Plumbing Corporation, Contractors, and Ingersoll Development, L.C., Owners. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3446 27. Approving Private Construction Contract for Paving Improvements in new development, Airport Business Center Plat I, located at Gannette Avenue and Register Drive between Nuckolls Concrete Services, Inc., Contractors, and ABC Partners, L.P., Owners. **Moved by Vlassis to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

97-3447 28. Approving resolution for release of mortgage and termination of financing statements in conjunction with Urban Development Action Grant (UDAG) loan to East Grand Office Park, L.P. for 100 E. Grand Avenue. **Moved by Vlassis to approve. Motion Carried 7-0.**

97-3448 29. Fair Market Value for property at 1401 Milton Avenue, from Imperial Properties, Inc., in conjunction with Iowa 65 (E. 14th St.) and Guthrie Avenue Intersection Improvement - \$49,000. **Moved by McPherson to adopt. City Manager to report on "track record" of Imperial Properties. Motion Carried 7-0.**

97-3449 30. Fair Market Value for property located at 2367 E. 14th Street, from Imperial Properties, Inc., in conjunction with Iowa 65 (E. 14th St) and Guthrie Avenue Intersection Improvement - \$49,000. **Moved by McPherson to adopt. Motion Carried 7-0.**

97-3450 31. Resolution authorizing Acceptance of Offer to Sell Property at 119 Jefferson Street, from A & H Investments, Joseph Hooker, general partner, in conjunction with Central Place Urban Renewal Area - \$82,900. **Moved by Flagg to approve. Motion Carried 7-0.**

97-3451 32. Offer to Purchase Real Estate, Acceptance and Warranty Deed in conjunction with Airport Expansion, from Neal C. and Anne J. White, 2616 Littell Avenue - \$85,000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3452 33. Corrected Warranty Deed in conjunction with Martin Luther King, Jr. Parkway-Central Business District Arterial Loop By-Pass (CBD Loop), from Bob J. and Barbara J. Knapp, 2021/2023 Grand Avenue - \$0. **Moved by Vlassis to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

97-3453 34. Request of Marylyn Bruce, Capitol Park Neighborhood Association, for a resolution of support for an entry in the Great American Main Street Awards Competition. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3454 35. Approving recommendation of Council Member Gene Phillips, Ward IV for reappointment of Mr. David Miller to Mechanical Board of Examiners for two-year term to expire April 5, 1999. **Moved by Vlassis to adopt. Motion Carried 7-0.**

36. Approving the following appointments to the City Plan and Zoning Commission:

97-3455 (A) Recommendation of Council Member Tom Vlassis for appointment of Brian T. Janousek, to fill unexpired term of Patricia Boddy, to expire July 5, 1999. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3456 (B) Recommendation of Mayor Robert D Ray, for appointment of Thomas J. Clarke, Sr., five-year term to expire July 1, 2002. **Moved by Vlassis to adopt. Motion Carried 7-0.**

STREET CLOSINGS

97-3457 37. Approving exception regarding length of time--street closing request from Janet Alber, representing the Court Avenue District Association, 101 4th Street, request to close Court Avenue from Fourth Street to Third Street on Friday, October 31, 1997 from 6:00 P.M. until 1:00 A.M. (Saturday) for Halloween contest. **Moved by Vlassis to adopt. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

97-3458 38. On amendment to Section 2A-7(1) of the Zoning Ordinance, to create a new category of temporary signs permitted in all zoning districts, (10-27-97). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3459 39. On application from Ginger Kniesley, to rezone property at 2203 Lincoln Avenue, from "C-2" (General Retail and Highway Oriented Commercial) to "R1-60" (One-Family, Low Density Residential) and to find application in conformance with the Des Moines 2000 Land Use Plan, (11-3-97). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3460 40. On application from Larry Morgan, Broadlawns Medical Center, to rezone property at 1801 Hickman Road, from "r-3" (Multiple Family Residential) and "U-1" (Flood Plain District) to "C-0" (Commercial-Residential), and find this in conformance with the Des Moines 2000 Land Use Plan, (11-3-97). **Moved by Vlassis to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

97-3461 41. Approving payment of \$2,174.05 to Jane McAllister of Ahlers, Cooney, Dorweiler, Haynie, Smith & Allbee, P.C. in conjunction with resolution of certain environmental matters in conjunction with development of Kiwanis Nature Island at Riverview Park. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3462 42. Approving payment of \$5,787.06 to Jane McAllister of Ahlers, Cooney, Dorweiler, Haynie, Smith & Allbee, P.C. in conjunction with acquisition of environmentally contaminated

properties for Martin Luther King, Jr. Parkway Project (DICO). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3463 43. Approving payment of \$40.50 to Jane McAllister of Ahlers, Cooney, Dorweiler, Haynie, Smith & Allbee, P.C. in conjunction with the COTA Industries property at 5512 S.E. 14th Street. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3464 44. Approving payment of \$102.50 to Ensz and Jester, P.C. for Robert Jester's representation of William Hansen in case of Robert B. DePugh v. William Hansen, et al. filed in U.S. District Court for the Western District of Missouri. **Moved by Vlassis to approve. Motion Carried 7-0.**

97-3465 45. Approving payment of \$ 14,009.90 for 50% of a portion of accumulated sick leave to Robert Stanton, former City Police Officer. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3466 46. Approving settlements made by Corporation Counsel, not exceeding \$5,000. **Moved by Vlassis to receive, file and affirm settlements made by Corporation Counsel. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

97-3467 47. Submitting traffic regulation changes at the new Meredith Corporation Complex from 15th to 18th Streets between Grand and Locust. ([Council Communication No. 97-511](#)). **Moved by Vlassis to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 7-0.**

97-3468 48. Submitting various traffic regulation changes as follows, ([Council Communication No. 97-510](#)). **Moved by Vlassis to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 7-0.**

(1) Request for additional Handicapped Parking Meters-North and South sides of Woodland Avenue between Tenth Street and Eleventh Street.

(2) Request for Handicapped Parking Meters in newly constructed Handicapped Parking Inset adjacent to City Hall.

97-3469 49. Submitting out-of-state travel request for Raymond Rexroat. ([Council Communication No. 97-514](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

APPROVING

97-3470 50. Execution of a Cooperative Agreement with United States Department of Housing and Urban Development (HUD), and Human Rights Commission, for allocation of \$23,800 to process housing discrimination complaints arising within the corporate limits of Des Moines-- October 1, 1997 to September 30, 1998. **Moved by Hensley to adopt. City Manager to provide background information on project and funding. Motion Carried 7-0.**

97-3471 51. Form of documents and form of contract, between Iowa Department of Economic Development and the City, for administration of the Mid-City Duplex Phase III Project. ([Council Communication No. 97-515](#)). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3472 52. Approving Amendment No. Three adding \$100,000 1997 Community Development Block Grant Funds to 1995 Capitol East Redevelopment Project and adding \$9,050 projected program income to acquire six parcels to be assembled for redevelopment. **Moved by Hensley to adopt. Motion Carried 7-0.**

97-3473 53. Low-Income Home Energy Assistance Program (LIHEAP-2298-07), with Iowa Department of Human Rights/Division of Community Action Agencies for energy related assistance for low-income persons from October 1, 1997 to September 30, 1998 - \$76,784. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3474 54. Investment Agreement with United Way of Central Iowa for Outreach Program during July 1, 1997 through June 30, 1998 - \$16,352. **Moved by Hensley to adopt. Council Member Vlassis declares a conflict of interest, and abstains from voting.**

55. Bids for the following:

97-3475 (A) Electronic Engineering Co., (1015 Keo Way, Mark Clark, President) for four (4) desktop Radio Control Consoles to be used by the Police Department (Police and Fire Dispatch Center), \$19,951.20. (Seven bids mailed-four received). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3476 (B) Streicher's Police Equipment, (Minneapolis, MN, Steve Jennings, President) for ammunition to be used by the Police Department (Police Academy), \$21,257. (Ten bids mailed-two received). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3477 (C) Computer Learning Center, (West Des Moines, IA, Jeannette Roth, President) for city-wide computer training services to be used by Human Resources Department. (See roll call for classes and price breakdown). (Nine bids mailed-seven received). **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3478 (D) Set Point, (Mansfield, MA, Barbara Stanton, Manager) for annual contract renewable for (2) additional twelve (12) month periods for degradable yard waste bags to be used by the Public Works Department (Sanitation), \$280 per thousand bags - Union Camp Corporation, (Semour, IN) did not meet specifications. (Six bids mailed-three received). **Moved by Vlassis to adopt. Motion Carried 7-0.**

55. Bids for the following, (continued):

97-3479 (E) Tri-State West, (Grimes, IA, Hugh Stafford, President) for a Utility Truckster to be used by the Park and Recreation Department, \$14,285. (Six bids mailed-one received). ([Council Communication No. 97-516](#)) **Moved by Vlassis to adopt. Motion Carried 6-1. Pass: Flag.**

97-3480 56. Receipt of Insurance for various City projects and functions for recording by the City Clerk. **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3481 57. Report of Civil Service Commission submitting Entrance Lists for Painter, Custodial Worker, and a Promotional List for Senior Police Officer. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

97-3482 58. Authorizing Finance Director to draw warrants on registers of October 24, 1997 and the bills of the Des Moines Municipal Housing Agency for the weeks beginning October 20, 1997, and the biweekly payroll due employees on October 24, 1997. **Moved by Vlassis to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

97-3483 59. Amending Chapter 27 of the Municipal Code regarding traffic regulation changes for the following. **Moved by Vlassis that this ordinance do now pass, [#13,534](#). Motion Carried 7-0.**

(1) Request for Corner Clearance--South Side of Allison Avenue East of Forty-fourth Street

(2) Request for Handicapped Parking--South of City Hall

(3) Request for Extension of Parking Restriction--East Side of Cambridge from E. Sheridan Ave to North of Hull Avenue

(4) Request for Loading Zone--East Side of Southeast Third Street North of Market Street

ORDINANCES - SECOND CONSIDERATION

97-3484 60. Amending Chapter 27 of the Municipal Code regarding traffic regulation changes for the following. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

(1) Request for Corner Clearance--South Side of Center Street West of Thirty-third Street.

(2) Request for Speed Reduction--Easter Lake Drive Between Indianola Avenue and Southeast Thirty-sixth Street.

(3) Request for Parking Restriction and Traffic Control--Fifty-ninth Street and Boston Avenue.

(4) Request for Four-Way Stop Control--Southeast Twenty-second Street and Park Avenue.

(5) Request for Removal of Parking Restriction--North Side of East Wall Avenue East of Jordan Drive.

97-3485 61. On amendment to the Zoning Ordinance regarding increasing the minimum percentage of street facade opening on single-family homes from 5% to 15%. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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

ORDINANCES - FIRST CONSIDERATION

97-3486 62. Amending Chapter 27 of the Municipal Code regarding impoundment of vehicles, to be consistent with State Code. **Moved by McPherson that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Vlassis.**

97-3487 (A) Final consideration of ordinance above, (waiver requested by Legal Department), requires 6 votes. **Moved by McPherson that the rule requiring that ordinances must be considered, and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#13,535](#). Motion Carried 7-0.**

97-3488 63. Amending Ordinance 13,511, regarding vacation of portions of the Mattern Avenue and E. 19th Streets rights-of-way, to amend legal description to identify names of adjoining plats in compliance with Iowa Code Section 335.9. **Moved by McPherson that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Vlassis.**

97-3489 (A) Final consideration of ordinance above, (waiver requested by Legal Department), requires 6 votes. **Moved by McPherson that the rule requiring that ordinances must be considered, and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#13,536](#). Motion Carried 6-1. Absent: Vlassis.**

97-3490 64. Amending Chapter 27 of the Municipal Code regarding traffic regulation changes for the following. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Vlassis.**

(1) Request for Removal of Parking Restriction-North Side of Forest Avenue between Ohio Street and Illinois Street.

(2) Request for Loading Zone and Two-Hour Parking Restriction-High Street between Fifteenth Street and Sixteenth Street.

(3) Request for Parking Meter Removal-North Side of Center Street between Seventh Street and Eighth Street.

COMMUNICATIONS/REPORTS

97-3491 65. Request from Mr. Verlyn LeRoy Hayes, 2305 N. 1st Street, Adel, IA to speak regarding the issue of "sexual orientation" reference the Municipal Code. **Moved by Flagg to receive, file and grant the request to speak. Motion Carried 7-0.**

HEARINGS (Opened at 5:35 P.M.) (Items 66 thru 70)

97-3492 66. On vacation and conveyance of E. 33rd Street right-of-way south of E. Thompson Avenue, to St. Joseph Catholic Church, \$175 plus costs. **Moved by McPherson to adopt. Motion Carried 7-0.**

97-3493 (A) First consideration of ordinance above. **Moved by McPherson that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

97-3494 (B) Final consideration of ordinance above, (waiver requested by St. Joseph Catholic Church), requires 6 votes. **Moved by McPherson that the rule requiring that ordinances must be considered, and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #13,537. Motion Carried 7-0.**

97-3495 67. On amendments to the Zoning Ordinance regulations regarding Neighborhood Pedestrian Commercial District-- to remove bulk regulations from the Zoning Ordinance and place them as "Design Guidelines" in the Site Plan Ordinance; and change the maximum height to 45 feet, from existing 48 feet. **Moved by Hensley to adopt. Motion Carried 7-0.**

97-3496 (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

97-3497 68. On Notice of Intent to convey property at 1301 Forest Avenue, to Polk County. **Moved by Daniels to continue hearing to 10-27-97. Motion Carried 7-0.**

97-3498 69. On City Hall Lower Level Waterproofing: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Koester Construction Co, (Paul Koester, Pres, 107 SW Second St., DM), \$13,000. ([Council Communication No. 97-517](#)). **Moved by Phillips to adopt. Motion Carried 6-1. Pass: Flagg.**

97-3499 (A) Approving contract and bond. **Moved by Phillips to adopt. Motion Carried 6-1. Pass: Flagg.**

70. On 1998 Paving Program, Schedule No. 1998-01:

97-3500 (A) Proposed Resolution of necessity. **Moved by McPherson to adopt and continue hearing to 11-3-97 on East 27th Court from Cleveland to Easton, to 11-3-97. Pave Birch Lane 21 ft. wide due to limited right-of-way.**

ADOPT (B) E. Clinton Avenue from E. 31st to E. 33rd

ADOPT (C) Guthrie Avenue from E. 29th to E. 31st

ADOPT (D) Seneca Avenue from 11th Street to 12th Street

ADOPT (E) E. 25th Street from Dean to Capitol Avenue

CONTINUE (F) E. 27th Court from Cleveland to Easton Blvd.

ADOPT (G) E. 32nd Street from E. University to Cleveland

ADOPT (H) Birch Lane from SW 12th to SW 14th

97-3501 (I) Communication in objection. **Moved by Hensley to receive and file. Motion Carried 7-0.**

97-3502 (I) Authorization for necessary right-of-way and easements. **Moved by McPherson to adopt. Motion Carried 7-0.**

* * END HEARINGS at 5:48 P.M. * *

CITY MANAGER RECOMMENDATIONS

97-3503 71. Regarding removal of parking meters on Second Avenue and Third Street, adjacent to the Federal Building, 210 Walnut. ([Council Communication No. 97-512](#)). **Moved by Flagg to adopt, including recommendation contained in 10-20-97 letter from Acting City Manager. Motion Carried 7-0.**

97-3504 72. Regarding alternate resolutions for the intersection of Pennsylvania and Washington Avenues. ([Council Communication No. 97-518](#)). **Moved by McPherson to adopt Alternative B, for a three-way stop be placed on an emergency trial basis, and to refer to Legal department for preparation of proper legislation. Motion Carried 7-0.**

97-3505 73. Submitting traffic regulation changes for installation of four-way stop at intersection of North Union Street and Sheridan Avenue. ([Council Communication No. 97-519](#)). **Moved by McPherson to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 7-0.**

APPROVING

97-3506 74. Annual performance review report from Enterprise Community Coordinator, summarizing the 1997 enterprise community Strategic Plan activities. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

75. The following concerning Logan Rehabilitation/ Redevelopment Urban Renewal Area with Associated Home Services Inc., ([Council Communication No. 97-513](#)):

97-3507 (A) Execution of Urban Renewal Purchase Agreement for Residential Construction for Disposition Parcel Nos. 152A and 153A - \$76,000. **Moved by McPherson to defer to 10-27-97 Motion Carried 7-0.**

97-3508 (B) Resolution for Evidence of Financing and Final Design Plans. **Moved by McPherson to defer to 10-27-97. Motion Carried 7-0.**

97-3509 (C) Resolution for Special Warranty Deed. **Moved by McPherson to defer to 10-27-97. City Manager to provide background information on proposed developer. Motion Carried 7-0.**

97-3510 76. Communication from City Clerk submitting proposed 1998 City Council Schedule of meeting dates. **Moved by McPherson to receive, file and approve. Motion Carried 7-0.**

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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.

97-3511 1. From Council Member Mike McPherson requesting signage on E. 25th Street from Douglas to Aurora. SPONSOR: McPherson. **Moved by McPherson to receive, file and grant the request to speak; refer to City Manager for installation of "Not a Truck Route" signs at both ends of E. 25th, on a temporary basis, or at least until Delaware is open. Motion Carried 7-0.**

97-3512 2. Oral request of Council Member At-Large George E. Flagg, to discuss construction of Urbandale Recreational Trail, west of Merle Hay Road, and responsibility of contractor. SPONSOR: Flagg. **Moved by Flagg to discuss, and direct staff to follow the details outlined in the 10-20-97 letter from Acting City Manager. Motion Carried 7-0.**

97-3513 3. Approving Class "B" Beer License to Juan Flores, dba El Tapatio, 1704 E. Grand Avenue, New application with Sunday Sales, application submitted 7-28-97. SPONSOR: Phillips. *(This item was considered with the consent agenda)* **Moved by Vlassis to adopt. Motion Carried 7-0.**

97-3514 MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 6:30 P.M.**