

***** 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 '06-' 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

December 18, 2006 4:30 P.M.

PROCLAMATIONS – 4:15 P.M.

Universal Hour of Peace
2007 – The Year of the DSM International Airport

INVOCATION: Council Member Tom Vlassis

[06-2427](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey and Vlassis**

[06-2428](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 6-0**

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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.**

[06-2429](#) 3. APPROVING CONSENT AGENDA – items 3 through 56: **Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 6-0.**

LICENSES AND PERMITS

[06-2430](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved Hensley to adopt. Item C approved pending completion of department inspection Motion Carried 6-0.**

NEW APPLICATIONS

(A)	EL TEQUILERO BAR & GRILL	2811 SE 14TH ST	C Liquor
(B)	FEDERAL DISTRIBUTORS INC	3000 E GRAND AVE	C Liquor
(C)	LOUNGE 101	102 3RD ST	C Liquor
(C-1)	TOMMY FARRELLS ITAL REST	1300 SE 1 ST	C Liquor

RENEWAL APPLICATIONS

(D)	AMERICAN LEGION HISPANIC	1511 S UNION ST	C Liquor
(E)	CIVIC CENTER	1011 LOCUST ST	C Liquor
(F)	DAHLS FOODS	1819 BEAVER AVE	E Liquor
(G)	DAHLS FOODS	1320 E EUCLID AVENUE	E Liquor
(H)	EL ARAGON	900 E ARMY POST RD	C Liquor
(I)	GIT N GO STORE #24	1142 42ND ST	C Beer
(J)	GIT N GO STORE #32	2911 DOUGLAS AVE	C Beer
(K)	HAPPY JOES PIZZA	4743 SE 14TH ST	B Beer
(L)	JESSES EMBERS	3301 INGERSOLL AVE	C Liquor
(M)	KARLY'S PIT STOP	607 SE 30TH ST	C Liquor
(N)	KUM & GO #552	4944 DOUGLAS AVE	C Beer
(O)	LA CRUZ	4007 SE 13TH ST	C Beer
(P)	LOVELY FOOD MART	4600 FLEUR DR	C Beer
(Q)	NADRY INC	2701 INGERSOLL AVE	C Beer
(R)	NOW OR LATER RESTAURANT	3750 E UNIVERSITY AVE	C Liquor
(S)	PHILLIP 66	1501 2ND AVE	C Beer
(T)	REGAL LIQUORS #1	3424 M. L. KING JR. PKWYE	Liquor
(U)	SHOP N SAVE #2	1372 E 14TH ST	E Liquor
(V)	TAVERN SOUTH PIZZA & PASTA	1106 ARMY POST RD	C Beer/W
(W)	TEQUILA MEXICAN REST	2824 EASTON BLVD	C Liquor
(X)	NUMBER NOT USED		
(Y)	TROPHYS SPORTS BAR & GRILL	2701 DOUGLAS AVE	C Liquor

TRANSFER TO NEW LOCATION

(Z)	OKOBOJI GRILL OF SOUTH DSM	6050 SE 14TH ST	C Liquor
	Permanent transfer of Class C Liquor License from 200 Army Post Rd.		

SPECIAL EVENTS APPLICATIONS

(AA) WINSTONS PUB & GRILLE 800 WALNUT ST C Beer/Wine
Five-day license in conjunction with a special event on January 18, 2007.

- [06-2431](#) 4-I [Approving](#) Renewal of Class C Liquor Licenses for Christopher's Dining Room & Lounge, 2816 Beaver Avenue and Mezzodi's, 4519 Fleur Drive. Pending approval of Building, Electrical, Fire and Zoning Departments. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2432](#) 5. [Consideration](#) of Class E Liquor License with Class B Wine and Class C Beer privileges for Plaza Pantry, 300 Walnut Street Ste. 150. (**Deferred from November 20, 2007 Council meeting.**) **Moved by Hensley to defer to the January 8, 2007 Council meeting to allow the Police Department to review documents submitted. Motion Carried 6-0.**
- [06-2433](#) 6. [City](#) Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 5-0. Nays: Cownie.**
- [06-2434](#) 7. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 6-0.**

PUBLIC IMPROVEMENTS

- [06-2435](#) 8. [Approving](#) completion and acceptance of Brenton Skating Plaza, subject to acceptance of documentation; and authorization to amend temporary agreement for joint operation of plaza, subject to conditions. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2436](#) 9. [Approving](#) Agreement and Covenant regarding sanitary sewer service outside city limits for Capital City Baptist Church in Polk County. ([Council Communication No. 06-7780](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2437](#) 10. [Authorization](#) to proceed on the State Avenue sidewalk from E. 32nd Street to E. 33rd Street as part of the 2006-07 Capital Improvements Program. ([Council Communication No. 06-7780](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
11. Accepting completed construction and approving payment for the following:
- [06-2438](#) (A) [Rognes](#) Corp. for 30th Street & Forest Avenue Storm Sewer Improvements. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2439](#) (B) [Van](#) Hauen & Associates, Inc. for 2006 Sanitary Sewer Repair Program – Contract No. 06-000001. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2440](#) (C) [Grimes](#) Asphalt & Paving Corp. for 2005 Park and Cemetery HMA Improvement. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2441](#) 12. [Approving](#) completion and final payment and Supplemental Contract with Bro Services, LLC for Blank Park Zoo Service Building Remodeling, \$7,951.68. **Moved by Vlassis to adopt. Motion Carried 6-0.**

SPECIAL ASSESSMENTS

13. Levying assessments for costs of Nuisance Abatement-NAC Emergency Orders for following:

[06-2442](#) (A) ([Community](#) Development) – Schedule No. 2006-12. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2443](#) (B) ([Public](#) Works) – Schedule No. 2006-13. **Moved by Vlassis to adopt. Motion Carried 6-0.**

14. Approving deletion of NAC-Emergency Assessments for the following:

[06-2444](#) (A) [1370](#) E 19th Street. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2445](#) (B) [1821](#) Jefferson St., 614 Ovid Ave. and 1120-17th. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2446](#) (C) [1901](#) Lyon St., 3805-9th St. and 3923-6th Ave. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2447](#) 15. [Approving](#) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Fees November 2006. **Moved by Vlassis to adopt. Motion Carried 6-0.**

LAND/PROPERTY TRANSACTIONS

[06-2448](#) 16. [Amended](#) real estate documents for abandoned railroad corridor property from the south side of Gray's Lake and extending westerly to Southwest 30th Street for the Southwest Connector Project. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2449](#) 17. [Approving](#) Final Plat for Hickory Grove Plat 2, located west of 40th Street and Tw Drive. ([Council Communication No. 06-789](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

- [06-2450](#) 18. [Approving](#) return of Tax Sale Certificate and acceptance of Tax Sale Deed for 1417 Street. ([Council Communication No. 06-788](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2451](#) 19. [Approving](#) Tax Abatement applications (194) for additional value added by improvements made during 2006. ([Council Communication No. 06-777](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2452](#) 20. [Approving](#) Tax Abatement application for additional value added to 2407 Hart Avenue improvements made during calendar year 2005, and request the County Assessor apply application retroactively. ([Council Communication No. 06-776](#)) **Moved by Vlassis to adopt, and to request that the County Assessor apply the application retroactively if the application had been timely processed by the City and forwarded to the County Assessor prior to March 1, 2006. Motion Carried 6-0.**
- [06-2453](#) 21. [Approving](#) reduction of Subdivision Bond No. IAC 34715 in amount of \$46,950 from Merchants Bonding Company (Mutual) as security for estimated cost of completion of required sidewalk improvements to be reduced to \$18,280 for satisfactory completion of remaining improvements for Carman Estates Plat 1. ([Council Communication No. 06-775](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [06-2454](#) 22. [Approving](#) regular and alternate appointments to the Metropolitan Planning Organization and the Transportation Technical Committee (TTC). **Moved by Vlassis to adopt. Motion Carried 6-0.**
23. Recommendation from Council Member Chris Coleman for the following reappointments:
- [06-2455](#) (A) [Mary](#) McGee to Seat 3 on the Access Advisory Board for a four-year term commencing June 15, 2006 to expire June 15, 2010. **Moved by Vlassis to receive and file. Motion Carried 6-0.**
- [06-2456](#) (B) [Andrew](#) Tice to Seat 3 on the Housing Appeals Board for a three-year term commencing March 1, 2006 to expire March 1, 2009. **Moved by Vlassis to receive and file. Motion Carried 6-0.**
- [06-2457](#) (C) [Kent](#) Sovern to Seat 7 on the Plan and Zoning Board for a five-year term commencing July 1, 2004 to expire July 1, 2009. **Moved by Vlassis to receive and file. Motion Carried 6-0.**

- [06-2458](#) 24. [Communication](#) from Council Member Chris Coleman declaring Seat 7 on the House Appeals Board vacant effective immediately. **Moved by Vlassis to receive and file. Motion Carried 6-0.**
- [06-2459](#) 25. [Approving](#) amendment to procedural rules of Neighborhood Revitalization Board (NRB) to create standardized process for election of officers. ([Council Communication No. 06-7](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [06-2460](#) 26. [Regarding](#) request from Hubbell Realty Company for approval of preliminary subdivision plat for “The Brownstones on Grand”, 207 Grand Avenue, to provide separate lots for row house condominium dwellings, subject to conditions. **Moved by Vlassis to receive and file. Motion Carried 6-0.**
- [06-2461](#) 27. [Regarding](#) request from Celebration Homes, LLC for approval of preliminary subdivision plat “Eastern Mounds” located in vicinity of 1400 E. 41st Street, to create 33 single-family residential lots, subject to conditions. **Moved by Vlassis to receive and file. Motion Carried 6-0.**
- [06-2462](#) 28. [Regarding](#) request from Nelson Development 13 LLC for approval of preliminary subdivision plat for “South of Grand Estates”, 361-31st Street, to create four lots for single-family residential development, subject to conditions. **Moved by Vlassis to receive and file. Motion Carried 6-0.**

SETTING DATE OF HEARINGS

- [06-2463](#) 29. [On](#) appeal of decision of Historic Preservation Commission regarding restrictions on fencing at 649-18th Street, (1-08-07). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2464](#) 30. [On](#) release of sanitary sewer and water main easement previously granted by the U.S. Army Corps of Engineers to the City in connection with the Des Moines Metropolitan Wastewater Reclamation Authority West Side Basin Pump Station Project, (1-08-07). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2465](#) 31. [On](#) conveyance of excess City-owned property acquired for the Martin Luther King Parkway Project and vacation and conveyance of segments of 19th Street Place and Crocker Street rights-of-way adjoining 1912 Cottage Grove Avenue to Monte and Krista Benning, \$25,000, (1-08-07). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2466](#) 32. [On](#) request from David Paladino to rezone property at 2700 Oxford Street from “R1-1000 (One-Family Low Density Residential) to a Limited “M-1” (Light Industrial) to allow

redevelopment of property for mini-warehouse and storage, subject to conditions, (1-08-07). **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2467](#) 33. [On](#) Parking License Agreement for the license of parking spaces to Wells Fargo Financial Inc. in the Seventh and Center Park & Ride Parking Garage, (1-08-07). **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2468](#) 34. [On](#) petition to establish the Ingersoll Avenue Self-Supported Municipal Improvement District, (1-08-07), and receive and file Evaluative Report and Recommendation of Planning and Zoning. ([Council Communication No. 06-779](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

[06-2469](#) 35. [Approving](#) payment of \$25,556.06 to Glenn Gillespie for a workers' compensation claim. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2470](#) 36. [Approving](#) payment of \$5,000 to Henry and Rachel Schoenthal related to a burial at Glendale Cemetery. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2471](#) 37. [Approving](#) additional payment of \$5,517.85 to ServiceMaster West for property damage as a result of sewer backup at the residence of Craig and Candy Shepherd. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2472](#) 38. [Approving](#) an offer to confess judgment in the amount of \$12,500 to Kim Snyder for property and personal damage as the result of an auto accident. **Moved by Vlassis to adopt. Motion Carried 6-0.**

CITY MANAGER COMMUNICATIONS

[06-2473](#) 39. [Submitting](#) out-of-state travel requests for Jon Davis, Richard Clark and Rudy Simons. ([Council Communication No. 06-793](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

APPROVING

[06-2474](#) 40. [Extension](#) of "Agreement to Commit HOME Funds" to Community Housing Initiatives Inc. for rehabilitation of 34 units of rental housing. ([Council Communication No. 06-794](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

- [06-2475](#) 41. [Third](#) Amendment to Urban Renewal Agreement for Metro Center Urban Renewal A (Court Avenue Lofts and 4th Street Condos). ([Council Communication No. 06-7](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2476](#) 42. [Receipt](#) of Proposed Airport Board Regulation No. 06-53 relating to Terminal Rental F changes at the Des Moines International Airport effective March 1, 2007. **Moved Vlassis to adopt. Motion Carried 6-0.**
- [06-2477](#) 43. [Recognition](#) of merger between Intergraph Corporation and Cobalt Holding Compa ([Council Communication No. 06-772](#)) **Moved by Vlassis to adopt. Motion Carried 6**
- [06-2478](#) 44. [Proposal](#) for provision of vehicle and equipment fleet consulting services and authoriz contract with Fleet Counselor Services, Inc. ([Council Communication No. 06-7](#)) **Moved by Vlassis to approve. Motion Carried 6-0.**
- [06-2479](#) 45. [One-year](#) contract extension for the USS Des Moines ship model, on public display in Great Hall of City Hall. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2480](#) 46. [Use](#) of various City Facilities as poll sites for precincts 60, 82, and 83 for the Special C Election to be held Tuesday, January 9, 2007. **Moved by Vlassis to approve. City C will notify the City Properties Administrator, and the Municipal Housing Department to arrange access to the buildings. Motion Carried 6-0.**
- [06-2481](#) 47. [Acceptance](#) of restoration bond for \$41,287 for the Drake-Hubbell Housing (PUD) Plan Unit Development, in vicinity of 31st Street and Carpenter Avenue. ([Cou Communication No. 06-794](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2482](#) 48. [Request](#) from Downtown Community Alliance, on behalf of the Culver-Judge Inaug Committee to approve banner design for 60 banners on 30 poles in downtown Des Mo to be displayed in January. **Moved by Vlassis to receive, file and approve ban design. Motion Carried 6-0.**
- [06-2483](#) 49. [Renewal](#) and amendment of the Seat Management Contract with Public Technol Institute and L-3 Communications Government Services, Inc. to provide technol services and reflecting Public Technology, Inc.'s name change to Public Technol Institute. ([Council Communication No. 06-792](#)) **Moved by Vlassis to approve. Mot Carried 6-0.**
- [06-2484](#) 50. [Exception](#) to procurement ordinance Request for Proposals requirement and approv agreement with Nestingen, Inc. for Database Administrative Services. ([Cou Communication No. 06-791](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2485](#) 51. [Proposal](#) and Contract with Rimini Street, Inc. for Peoplesoft Software Maintenance Support Services for a term of three years with one three-year renewal option, \$45, annually. ([Council Communication No. 06-773](#)) **Moved by Mahaffey to appro**

Motion carried 6-0.

52. Bids for the following:

[06-2486](#)

(A) [Durham](#) Communications for a non-competitive procurement of mobile data radio equipment for use with the City's existing mobile data service to be used by the Police Department, \$92,430. **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2487](#)

(B) [Durham](#) Communications for a non-competitive procurement of mobile data radio filter to reduce or eliminate interference in the transmittal and reception of wireless data for the Mobile Data System to be used by the Police Department, \$27,300. **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2488](#)

(C) [Communications](#) Innovators for data and telephone technician labor services to be used by the Information Technology Department, per ICN State of Iowa Contract #14,615, estimated cost \$50,000. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2489](#)

53. [Civil](#) Service Promotional List for Senior Engineering Technician. **Moved by Vlassis to receive and file. Motion Carried 6-0.**

[06-2490](#)

54. [Authorizing](#) Finance Director to draw checks on registers for the weeks of December 18, 2006 and December 25, 2006; to draw the checks for the bills of the Des Moines Municipal Housing Agency for the week of December 18, 2006; and to draw checks for bi-weekly payroll due December 22, 2006. **Moved by Vlassis to adopt. Motion Carried 6-0.**

ORDINANCES - FINAL CONSIDERATION

[06-2491](#)

55. [Amending](#) Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: **Moved by Vlassis that this ordinance do now pass, #14,615. Motion Carried 6-0.**

(A) School Bus Loading Area – Longfellow Elementary School at 2115 E. 39th Street.

(B) Loading Zone – 5th Avenue and Grand, and 5th Avenue and Locust.

(C) Parking Restrictions – East side of 5th Avenue, Mulberry Street to Walnut Street.

(D) Removal of Metered parking – 3rd Street between Center Street and School Street.

ORDINANCES - SECOND CONSIDERATION

[06-2492](#)

56. [On](#) vacation of a portion of a dead-end segment of Boyd Street adjoining 1446 Boyd Street.

Moved by Vlassis that this ordinance be considered and given second vote

passage. Motion Carried 5-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.

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

ORDINANCES - FIRST CONSIDERATION

- [06-2493](#) 57. Amending Chapter 10 of the Municipal Code to extend the hours which minors 16 years of age and older may be present in a licensed or permitted establishment which has qualified as a designated music venue. (Council Communication No. 06-795) **Moved by Kiernan to have this ordinance be considered and given first vote for passage; refer to the City Manager to review how revenue from ticket sales will be used to calculate the “non-alcohol” sales. City Manager will provide a quarterly activity report. Motion Carried 6-0.**

Council considered Hearing Items 63 thru 68 next

COMMUNICATIONS/REPORTS

- [06-2494](#) 58. Recommendation from the Parking Advisory Committee regarding prohibiting smoking in City Parking Garages. **Moved by Hensley to refer to the Legal Department for preparation of proper legislation; and refer to the City Manager for review and recommendation regarding providing an alternate location for smoking. Motion Carried 5-1. Nays: Vlassis.**
- [06-2495](#) 59. From Grant Bridgford, 4010 Welker Avenue, regarding naming a creek after the Bridgford family. **Moved by Hensley to receive, file and refer to the Park Board for review and recommendation, and to keep Mr. Bridgford informed of the progress. Motion Carried 6-0.**
- [06-2496](#) 60. From Vickie Frederick, 717 Grand Avenue #305, to speak regarding parking issues for residents of the YWCA. **Moved by Hensley to receive and file comments; refer to the City Manager for review and recommendation regarding parking options in the area. Motion Carried 6-0.**
- [06-2497](#) 61. From The Restoration Ingersoll Committee requesting the fees for special event sign permit and Board of Adjustment approval be waived. **Moved by Hensley to: 1. Make a finding that the three proposed signs serve the public interest by assisting the City in raising funds to complete the proposed improvements to the Ingersoll Avenue Streetscape, which is a public improvement within the public right-of-way; 2. That the City accept the use of the signs for a period of 90 days as “Public Signs”; 3. That**

the City Engineer work with the Restoration Ingersoll Committee to place the signs at locations within the Ingersoll Avenue right-of-way that are safe and do not interfere with the public use of the street and sidewalks. Motion Carried 6-0.

[06-2498](#)

62. **From** Cory Steiner, 5201 SE 26th Ct., regarding tax abatement for Fleur Car Wash, 5 Fleur Drive. **Moved by Hensley to receive and file. Motion Carried 6-0.**

****Council considered Items 69 thru Board of Health next****

HEARINGS (OPEN AT 5:08 P.M.) (ITEMS 63 THRU 68)

[06-2499](#)

63. **On** proposed sale of land in the SE Agribusiness Park – Disposition Parcel No. 1, to Vision Fuels Des Moines, LLC. **Moved by Kiernan to continue the public hearing on proposed sale of land to Vision Fuels until January 22, 2007 at 5:00 P.M. Motion Carried 6-0.**

[06-2500](#)

64. **On** vacation and conveyance of segment of Mahaska Parkway between Lincoln Place Drive and Norfolk Southern Railway, and portion of Lincoln Place Drive, north of J Lynde Road to Matt and Jeanette Grohe, \$34,300. ([Council Communication No. 06-781](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2501](#)

- (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

[06-2502](#)

- (B) **Final** consideration of ordinance above, (waiver requested by applicant), requires 7 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 be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#14,666](#). Motion Carried 6-0.**

[06-2503](#)

65. **On** vacation and conveyance of dead-end north/south alley extending south from S Street between SE 6th and SE 7th Streets to Oscar and Angelica Padilla, \$3,030 and Sopa Martinez, \$50. ([Council Communication No. 06-782](#)) **Moved by Coleman to adopt. Motion Carried 6-0.**

[06-2504](#)

- (A) **First** consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

[06-2505](#)

- (B) **Final** consideration of ordinance above, (waiver requested by applicant), requires 7 votes. **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, [#14,666](#). Motion Carried 6-0.**

placed upon its final passage and that the ordinance do now pass, [#14,6](#)
Motion Carried 6-0.

- [06-2506](#) 66. **On** request from Burlington Auto Finance to rezone 2426 SE 14th Street from Ltd. “C” (Neighborhood Retail Commercial) to “C-2” (General Retail and Highway Oriented Commercial). **Moved by Coleman to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 6-0.**
- [06-2507](#) (A) **First** consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-2508](#) (B) **Final** consideration of ordinance above, (waiver requested by property owner requires 6 votes. **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, [#14,6](#) Motion Carried 6-0.**
67. Items regarding property at 3510 Cottage Grove Avenue:
- [06-2509](#) (A) **To** amend the Des Moines 2020 Community Character Land Use Plan future land use designation from Low Density Residential to Pedestrian-oriented Neighborhood Node. **Moved by Vlassis to approve the proposed amendment. Motion Carried 6-0.**
- [06-2510](#) (B) **Hearing** on rezoning of the property from “R1-60” (One-Family Low Density Residential) to Ltd. “C-1” (Neighborhood Retail Commercial), subject to conditions to allow reuse as a business office for a home renovation contractor. **Moved by Vlassis to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 6-0.**
- [06-2511](#) (C) **First** consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-2512](#) (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, [#14,6](#) Motion Carried 6-0.**
- [06-2513](#) 68. **On** 2006 Sanitary Sewer Lining Program: Resolution approving plans, specifications, f

of contract documents, Engineer's estimate, and designating lowest responsible bidder Insituform Technologies USA, Inc., (Thomas S. Rooney, Jr., President & CEO, Chesterfield, MO), \$3,580,276. ([Council Communication No. 06-784](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2514](#) (A) [Approving](#) contract and bond and permission to sublet. **Moved by Vlassis to adopt. Motion Carried 6-0.**

****END HEARINGS AT 5:20 P.M.****

****Council considered Items 58 thru 62 next****

APPROVING

[06-2515](#) 69. [Authorization](#) to submit a Community Attraction and Tourism (CAT) Grant Application for the Ingersoll Avenue Streetscape Project. ([Council Communication No. 06-784](#)) **Moved by Hensley to approve. Motion Carried 6-0.**

[06-2516](#) 70. [Dedication](#) of parkland between 10th and 15th Streets and Grand Avenue and Locust Street. **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2517](#) (A) [Amending](#) Chapter 74 of the Municipal Code regarding Park Facility Hours, to allow the park to remain open until midnight. ([Council Communication No. 06-784](#)) **Moved by Hensley that this ordinance be considered and given first vote passage. Motion Carried 6-0.**

[06-2518](#) (B) [Final](#) consideration of ordinance above, (waiver requested by Parks Department), 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 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, #14,620. Motion Carried 6-0.**

BOARD OF HEALTH

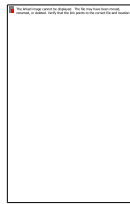
[06-2519](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene at the Board of Health. Motion Carried 6-0.**

AUTHORIZING

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

- [06-2520](#) (A) [4141](#) 5th Avenue, Titleholder: Altra O. Bagby; Mortgage Holder: Bank One National Association, as Trustee. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2521](#) (B) [3900](#) 8th Street, Titleholders: Jake B. English and Amanda L. Dolezal; Mortgage Holders: Iowa Bankers Mortgage Corporation and Concord Mortgage Company. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2522](#) (C) [2612](#) Maury Street, Titleholder: Victoria Payton, heir to the recorded titleholder, Kenneth Thomas. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2523](#) (D) [3117](#) E. Washington Avenue, Titleholder: Joe Van Blaricum; Mortgage Holder: Bank of America, NA. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2524](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 6:00 P.M. Motion Carried 6-0.**

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All-America City
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