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 '13-' 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
City Hall, City Council Chambers
400 Robert D. Ray Dr.

June 10, 2013
4:30 PM

I. CLOSED SESSION – 3:30 PM

13-0865 (A) Roll Call. Present: Cownie, Hensley, Mahaffey and Moore. Absent: Coleman, Griess and Meyer. Council Members Coleman and Meyer entered the meeting during Item B. Council Member Griess entered the meeting during Item C.

13-0866 (B) Recess, and reconvene in closed session pursuant to Section 21.5(c) of the Code of Iowa to discuss pending litigation. Moved by Hensley to adopt. Motion Carried 6-1. Absent: Griess.

13-0867 (C) Closed Session.

13-0868 (D) Terminate closed session and reconvene in open session. Moved by Hensley to adopt. Motion Carried 7-0.

13-0869 (E) Motion to adjourn. Moved by Hensley to adjourn at 4:10 PM. Motion Carried 7-0.

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PROCLAMATIONS- 4:15 PM

Small Business Week

INVOCATION: Council Member Coleman

13-0870 1. ROLL CALL: Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.

13-0871 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Hensley to adopt. Motion Carried 7-0.

13-0872 3. APPROVING CONSENT AGENDA * – items 3 through 41: Moved by Hensley to adopt the balance of the Consent Agenda. 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.

LICENSES AND PERMITS

13-0873 4. Approving Alcoholic Beverage License Applications for the following: Moved by Hensley to adopt. Motion Carried 7-0.

NEW APPLICATIONS

(A) BRECKS 207 4TH ST C Liquor
(B) CHOCOLATERIE STAM 2814 INGERSOLL C Native Wine
(C) LEVEE 100 COURT AVE C Liquor
(D) RIVER WALK HUB SPOT 215 WATER ST C Liquor

RENEWAL APPLICATIONS

(E) CJS II 316 E 30TH ST C Liquor
(F) COURT AVENUE BREWING 309 COURT AVE C Liquor
(G) CREME CUPCAKE + DESSERT 543 28TH ST C Liquor
(H) DEN 4369 MERLE HAY RD C Liquor
(I) GIT N GO STORE #11 3940 E 29TH ST C Beer
(J) GIT N GO STORE #31 2601 SW 9TH ST C Beer
(K) KELLYS LITTLE NIPPER 1701 E GRAND AVE C Liquor
(L) LA FAVORITA 1700 E GRAND AVE C Beer
(M) NEW CHINA BUFFET & GRILL 1201 E ARMY POST B Beer
(N) OKOBOJI GRILL 6050 SE 14TH ST C Liquor
(O) OLD WEST MEXICAN 4138 FLEUR DR C Liquor
(P) OPEN SESAME 313 E LOCUST ST C Liquor
SPECIAL EVENTS APPLICATIONS

(U) BEAVERDALE LIVE 2638 BEAVER AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for annual event on June 15, 2013.

(V) BIG CITY BURGERS 520 WALNUT ST  Five (5) Day License
Class C Liquor License for Welcome Back To Walnut on June 21 – 22, 2013. Pending approval of Building and Electrical Departments.

(W) CAPITAL PUB 401 SE 5TH ST  Five (5) Day License

(X) CHEFS KITCHEN 601 LOCUST ST  Five (5) Day License
Class C Liquor License for a wedding reception on June 22, 2013. Pending approval of Building and Fire Departments.

(Y) DM ARTS FESTIVAL 1203 LOCUST ST  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(Z) DM ARTS FESTIVAL 1418 LOCUST AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(AA) DM ARTS FESTIVAL 1501 LOCUST AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(BB) DM ARTS FESTIVAL 1426 GRAND AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(CC) DM ARTS FESTIVAL 1310 GRAND AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(DD) DM ARTS FESTIVAL 1443 GRAND AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(EE) DM ARTS FESTIVAL 1198 GRAND AVE  Five (5) Day License
Special Class C (Beer/Wine) Liquor License for event on June 28 – 30, 2013.

(FF) EMBASSY CLUB – WFP 100 LOCUST ST  Five (5) Day License
Class C Liquor License for Ahlers & Cooney Client event on June 13, 2013. Pending approval of Building Department.
(GG) HEROES                                        2201 GEORGE FLAGG      Five (5) Day License
Special Class C (Beer/Wine) Liquor License for Golden Circle Games on June 14, 2013. Pending approval of Building, Electrical, Fire and Zoning Departments.

(HH) OCCASIONS                                        4025 TONAWANDA      Five (5) Day License
Special Class C (Beer/Wine) Liquor License for Shakespeare on the Lawn on June 20 and 23, 2013. Pending approval of Electrical and Zoning Departments.

(II) PARKS AREA                                        3012 6TH AVE      Five (5) Day License
Class B Beer License for Rendezvous on Riverview event on June 21, 2013.

(JJ) PARKS AREA                                        3012 6TH AVE      Five (5) Day License
Class B Beer License for Rendezvous on Riverview event on June 28, 2013.

(KK) WAT LAO BUDDHAVAS                                1804 E PARK AVE      Five (5) Day License
Special Class C (Beer/Wine) Liquor License for festival on June 28 – 30, 2013.

(LL) ZOMBIE BURGER                                     25 E LOCUST ST      Five (5) Day License
Class B Beer License for Iowa Craft Brew Festival on June 22, 2013.

13-0874  5. City Clerk to issue Cigarette Licenses. Moved by Hensley to adopt. Motion Carried 5-2. Nays: Cownie and Moore.

13-0875  6. City Clerk to issue Coin Operated Machine Licenses. Moved by Hensley to adopt. Motion Carried 7-0.

PUBLIC IMPROVEMENTS

7. Ordering construction of the following:

13-0876  (A) 2013 Sidewalk Replacement Program: Receiving of bids, (7-2-13), Setting date of hearing, (7-15-13), Construction estimate, $400,000. (Council Communication No. 13-275) Moved by Hensley to adopt. Motion Carried 7-0.

13-0877  (B) 2013 Sewer Repair – Contract 1: Receiving of bids, (7-2-13), Setting date of hearing, (7-15-13), Construction estimate, $325,000. (Council Communication No. 13-274) Moved by Hensley to adopt. Motion Carried 7-0.

13-0878  (C) 2013 Expanded Street Resurfacing Program – Contract 1: Receiving of bids, (7-2-13), Setting date of hearing, (7-15-13), Construction estimate $950,000. (Council Communication No. 13-272) Moved by Hensley to adopt. Motion Carried 7-0.

13-0879  (D) Indianola Avenue Widening – Phase 3: Receiving of bids, (6-18-13), Setting date of hearing, (7-15-13), Construction estimate $3,899,973. (Council Communication No. 13-279) Moved by Hensley to adopt. Motion Carried 7-0.
13-0880  (E)  E. 37th Street Sanitary Sewer – E. Euclid Avenue to Hubbell Avenue: Receiving of bids, (7-2-13), Setting date of hearing, (7-15-13), Construction estimate $163,000.  (Council Communication No. 13-277) Moved by Hensley to adopt. Motion Carried 7-0.

13-0881  8.  Approving Change Order No. 5 with Jenco Construction, Inc. for additional work on the Grand Avenue Bridge Project, not to exceed $34,656.  (Council Communication No. 13-271) Moved by Hensley to adopt. Motion Carried 7-0.

13-0882  9.  Private Construction Contract between McAninch Corporation and Brownstones on 7th, LLC for sanitary sewer improvements in Brownstones on 7th, $22,680.  Moved by Hensley to adopt. Motion Carried 7-0.

13-0883  10. Communication from contractors requesting permission to sublet certain items on public improvement projects.  Moved by Hensley to adopt. Motion Carried 7-0.

11. Accepting completed construction and approving final payment for the following:

13-0884  (A) 2011 ADA Sidewalk Ramp Program – Contract 1, T K Concrete Inc.  Moved by Hensley to adopt. Motion Carried 7-0.

13-0885  (B) Public Works Salt Storage Facility, Joiner Construction Co., Inc.  Moved by Hensley to adopt. Motion Carried 7-0.

13-0886  (C) Crawford Creek Watershed Improvements – E. Gray Street to SE 9th Street, Jenco Construction Inc.  Moved by Hensley to adopt. Motion Carried 7-0.

SPECIAL ASSESSMENTS

13-0887  12. Levying assessments for fees, fines, penalties, costs and interest imposed in the enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2013-06.  Moved by Hensley to adopt. Motion Carried 7-0.

LAND/PROPERTY TRANSACTIONS

13-0888  13. Accepting permanent easement for public sidewalk at 512 9th Street and 508 10th Street from Principal Life Insurance Company.  Moved by Hensley to adopt. Motion Carried 7-0.

13-0889  14. Authorization to proceed with acquisition of necessary right-of-way and easements for the 2013-2014 Sidewalk Program.  (Council Communication No. 13-285) Moved by Hensley to adopt. Motion Carried 7-0.
15. Communication from Alecia Kates, advising of her resignation from the Neighborhood Revitalization Board, Seat 14, and from the Housing Services Board, Seat 8, effective immediately. Moved by Hensley to receive, file and accept resignation with appreciation for her service. Motion Carried 7-0.

15-I Recommendation from Council Member Bob Mahaffey to appoint Carolyn Rogers to the Park and Recreation Board, Seat 9, for a four-year term commencing June 10, 2010 to expire June 10, 2014. Moved by Hensley to adopt. Motion Carried 7-0.

16. On conveyance of property in the vicinity of US Highway 65 and the Skunk River to Polk County Conservation Board, $75,000, (6-24-13). Moved by Hensley to adopt. Motion Carried 7-0.

17. On conveyance of 1220 Creston Avenue to Third LLC, subject to conditions $200, (6-24-13). Moved by Hensley to adopt. Motion Carried 7-0.

18. On vacation and conveyance of a portion of north/south and east/west alley right-of-way adjoining 501 Grand Avenue to Polk County, $1, (6-24-13). Moved by Coleman to adopt: refer to the City Manager to work with Polk County and the YMCA on a process for the City to receive some value from the transaction, and to consider including a reversion clause in the deed. Motion Carried 7-0.

19. On vacation and lease of public right-of-way for a sidewalk café at 400 Walnut Street, (6-24-13). Moved by Hensley to adopt. Motion Carried 7-0.

20. On request from Rich Eychaner to rezone 3629 59th Street from “R-3” (Multiple Residential) to Ltd. “C-2” (General Retail and Highway Oriented Commercial) to incorporate off-street parking area developed as part of the commercial center that was approved as an extension into the residentially-zoned property, subject to conditions, (6-24-13). Moved by Hensley to adopt. Motion Carried 7-0.

21. Approving payment to Ahlers & Cooney, PC for legal services related to environmental issues, $446.50. Moved by Hensley to adopt. Motion Carried 7-0.

22. Approving workers’ compensation payment to Vincent Nicolino, $17,692.20. Moved by Hensley to adopt. Motion Carried 7-0.
23. **Approving** payments to Iowa District Court, $35,821.55 and Team Two, Inc., $5,621.50 from verdict in Team Two, Inc. v. City of Des Moines. **Moved by Hensley to adopt.** Motion Carried 7-0.

24. **Approving** payment to Progressive Insurance, $32 and Angela Reschly, $4,468 for a claim as a result of an auto accident. **Moved by Hensley to adopt.** Motion Carried 7-0.

25. **Approving** payment to USAA Insurance, $8,716.92 and Tray and Sheryl King, $1,611 for a claim as a result of a sewer backup. **Moved by Hensley to adopt.** Motion Carried 7-0.

### CITY MANAGER COMMUNICATIONS

26. **Submitting** travel and training requests for T.M. Franklin Cownie (2), Erin Olson-Douglas and Rodrigo Santizo. ([Council Communication No. 13-298](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

### APPROVING

27. **HOME** loan for rehabilitation of 1428 Capitol Avenue with Stewart Park Townhomes, LLLP and execution of documents, $125,000. ([Council Communication No. 13-292](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

28. **Assignment** of tax sale certificates to Greater Des Moines Habitat for Humanity, Inc. and NFC Properties LLC for the development of owner-occupied housing. ([Council Communication No. 13-297](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

29. **Application** to the Des Moines Enterprise Zone Commission and the Iowa Economic Development Authority (IEDA) for Enterprise Zone benefits for the Home Opportunities Made Easy (HOME) Inc. for the construction of six housing units, five at 13th Street and Clark and one at 1441 9th Street in the Enterprise Community Enterprise Zone. ([Council Communication No. 13-288](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

30. **Urban** Renewal Development Agreement with Ballyard Lofts LLC for renovation of 350 SW 2nd Street and approving proposed Conceptual Development Plan. ([Council Communication No. 13-295](#)) **Moved by Hensley to adopt.** Motion Carried 7-0.

31. **Business** application to Iowa Economic Development Authority (IEDA) for the Helena Industries expansion at 3525 Vandalia Road. ([Council Communication No. 13-296](#)) **Moved by Hensley to approve.** Motion Carried 7-0.

(A) **Setting** date of hearing on request from Helena Industries, Inc. to rezone 3525 Vandalia Road from “PUD” (Planned Unit Development) to “M-2” (Heavy Industrial), (6-24-13). **Moved by Hensley to adopt.** Motion Carried 7-0.
32. Des Moines Metropolitan Planning Organization (MPO) Fiscal Year 2014 Unified Planning Work Program and Budget and authorizing payment of Fiscal Year 2014 Assessment, $203,433. (Council Communication No. 13-293) Moved by Hensley to adopt. Motion Carried 7-0.

33. Extension to agreement for Management Services of the municipal parking facilities with ABM Parking Services for an additional three months. Moved by Hensley to adopt. Motion Carried 7-0.

34. One year extension with Hutchinson Salt Co. (Larry Bingham, President) for rock salt for 2013/2014 Snow and Ice Control Operations, $870,450. (Council Communication No. 13-286) Moved by Hensley to adopt. Motion Carried 7-0.

35. Exception to the procurement ordinance competitive RFP process for good cause and accepting proposal of Holland & Knight LLP to provide Federal Legislative Consulting Services and approval of contract. (Council Communication No. 13-299) Moved by Hensley to approve. Motion Carried 7-0.

36. Application from the Des Moines Arts Festival requesting banners across the streets on the entrances at 12th & Grand, 12th & Locust, 12th & Walnut, and 16th & Locust for the Des Moines Arts Festival from June 28-30, 2013. Moved by Hensley to receive, file and approve banner design. Motion Carried 7-0.

37. Civil Service Entrance Lists and Promotional Lists for the following:

38. Authorizing Finance Director to draw checks on registers for weeks of June 10 and June 17, 2013; to draw checks for the bills of the Des Moines Municipal Housing Agency for weeks of June 10 and June 17, 2013; and to draw checks for biweekly payroll due June 14, 2013. Moved by Hensley to adopt. Motion Carried 7-0.
ORDINANCES - FINAL CONSIDERATION

13-0917  39. **Amending** Chapter 42 of the Municipal Code regarding nuisances, nuisance abatement, notices and hearings. Moved by Hensley that this ordinance do now pass, #15,191. Motion Carried 7-0.

ORDINANCES - SECOND CONSIDERATION

13-0918  40. **On** rezoning of 3911 and 3915 SW 9th Street from “R1-60” (One-Family Low-Density Residential) to Ltd. “C-1” (Neighborhood Retail Commercial), subject to conditions. (Council Communication No. 13-287) Moved by Meyer that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

13-0919  (A) **Final** consideration of ordinance above (waiver requested by applicant), requires six votes. Moved by Meyer that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,192. Motion Carried 7-0.

13-0920  41. **On** rezoning of 1135 Army Post Road from “R1-60” (One-Family Low-Density Residential) to “C-2” (General Retail and Highway Oriented Commercial). Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

13-0921  (A) Final consideration of ordinance above (waiver requested by Community Development), requires six 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, #15,193. Motion Carried 7-0.

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

ORDINANCES - FIRST CONSIDERATION

13-0922  42. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: (Council Communication No. 13-291) Moved by Griess that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

   (A) Beaver and Aurora traffic signals.

   (B) 44th Street parking restriction revisions – north of College Avenue.

   (C) SW 5th and Virginia – Reversal of stop signs.
COMMUNICATIONS/REPORTS

13-0923  43. From Rita Moylan, 1310 7th Street, to speak regarding a house for boarding of Des Moines homeless. Moved by Griess to receive and file comments. Motion Carried 6-1. Absent: Meyer.

HEARINGS (OPEN AT 5:00 P.M.) (ITEMS 44 THRU 54)

13-0924  44. On vacation of three segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street Crossings. (Council Communication No. 13-300) Moved by Coleman to adopt. Motion Carried 5-2. Nays: Meyer and Moore.

13-0925  (A) First consideration of ordinance above. Moved by Coleman that this ordinance be considered and given first vote for passage, and that this ordinance be submitted for second consideration at the City Council meeting scheduled for August 12, 2013. Motion Carried 5-2. Nays: Meyer and Moore.

13-0926  45. On vacation of segments of street right-of-way adjoining SW 17th Street between Amos Avenue and Havens Avenue. Moved by Hensley to adopt. Motion Carried 7-0.

13-0927  (A) First consideration of ordinance above. Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

13-0928  (B) Final consideration of ordinance above (waiver requested by City Engineer), requires six 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, #15,194. Motion Carried 7-0.

13-0929  46. On conveyance of the vacated north/south 17th Street right-of-way adjoining 1702 Keosauqua Way to Spectrum Resource Program, $2,165. (Council Communication No. 13-281) Moved by Hensley to adopt. Motion Carried 7-0.
47. On vacation of portions of Walnut, 7th and 8th Streets right-of-way adjoining the Younkers Building at 713 Walnut Street and the conveyance of an easement upon such vacated rights-of-way to legalize existing building encroachments. (Council Communication No. 13-282) Moved by Coleman to continue the public hearing until June 24, 2013 at 5:00 PM. Motion Carried 7-0.

WITHDRAWN 13-0931

(A) First consideration of ordinance above.

WITHDRAWN 13-0932

(B) Final consideration of ordinance above (waiver requested by the applicant), requires six votes.

WITHDRAWN 13-0933

(C) Approving First Amendment to the Urban Renewal Development Agreement with The Alexander Company for the $36,000,000 historic renovation of the former Younkers Building. (Council Communication No. 13-294)

48. On vacation and conveyance of easement for use of air space over a segment of 8th Street between Park Street and Pleasant Street to Principal Life Insurance Company, $6,550. (Council Communication No. 13-283) Moved by Hensley to adopt. Motion Carried 7-0.

13-0935

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

13-0936

(B) Final consideration of ordinance above (waiver requested by the applicant), requires six 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, #15,195. Motion Carried 7-0.

13-0937

49. On vacation and conveyance of a portion of Scott Avenue right-of-way to Kemin Holdings, LC, $10,587. (Council Communication No. 13-289) Moved by Meyer to adopt. Motion Carried 7-0.

13-0938

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

13-0939

(B) Final consideration of ordinance above (waiver requested by applicant), requires six votes. Moved by Meyer that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,196. Motion Carried 7-0.
50. Items regarding property at 3500 Kingman Blvd., Scott Harstook and Dennis Groenenboom, (purchasers) and Parker Street Foundation and Harold Wells (owners):

**13-0940**

(A) **Amending** the Des Moines 2020 Community Character Plan to revise the existing future land use designation from Low-Density Residential to Commercial, Pedestrian-Oriented, Neighborhood Node. **Moved by Hensley to continue to the June 24, 2013 Council Meeting. Motion Carried 7-0.**

**13-0941**

(B) **Hearing** to rezone the property from “R1-60” (One-Family Low-Density Residential) to Ltd. “NPC” (Neighborhood Pedestrian Commercial). **Moved by Hensley to continue to the June 24, 2013 Council Meeting at 5:00 PM; refer to the City Manager to work with the applicant and neighbors regarding the conditions for use of the property. Motion Carried 7-0.**

WITHDRAWN 13-0942

(C) **First** consideration of ordinance above. WITHDRAWN

**13-0943**

(D) **Final** consideration of ordinance above (waiver requested by applicant), requires six votes.

**13-0944**

51. **On** Downtown Bicycle Plan Implementation – Phase 1: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as Quality Striping, Inc. d/b/a DPLM, Inc., (Jamie Jirak, President), $279,902.60. ( Council Communication No. 13-276) **Moved by Hensley to adopt. Motion Carried 7-0.**

**13-0945**

(A) **Approving** contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

**13-0946**

52. **On** Greenwood Pond Detention Basin Repairs: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as J & K Contracting, LLC, (Jeremy Feldmann, President), $314,397.80. ( Council Communication No. 13-278) **Moved by Hensley to adopt. Motion Carried 7-0.**

**13-0947**

(A) **Approving** contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**
On SE Connector Paving – SE 15th Street to SE 30th Street: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as C. J. Moyna & Sons, Inc., (John P. Moyna, President), $31,166,419.37. (Council Communication No. 13-280) Moved by Meyer to adopt. Motion Carried 7-0.

(A) Approving contract and bond, and permission to sublet. Moved by Meyer to adopt. Motion Carried 7-0.

(B) Approving Supplemental Agreement No. 1 to the Professional Services Agreement with Kirkham Michael & Associates, Inc. to provide construction phase services for Southeast Connector Paving – SE 15th Street to SE 30th Street, not to exceed $2,574,335. (Council Communication No. 13-290) Moved by Meyer to adopt. Motion Carried 7-0.

On 2013 Park ADA Parking Lot Improvements: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as T K Concrete, Inc., (Tony J. Ver Meer, President), $416,669. (Council Communication No. 13-273) Moved by Coleman to adopt. Motion Carried 6-1. Nays: Moore.

(A) Approving contract and bond, and permission to sublet. Moved by Coleman to adopt. Motion Carried 6-1. Nays: Moore.

*** END OF HEARINGS AT 7:40 PM ***

APPROVING

Administrative Services Only Agreement with Delta Dental of Iowa (Jeff Russell, President and CEO) to provide administration of the employee and retiree dental insurance plan for July 1, 2013 through June 30, 2015 with a one-year renewal option, subject to conditions. (Council Communication No. 13-284) Moved by Hensley to adopt. Motion Carried 6-1. Absent: Meyer.

EXTRA ITEMS

Recommendation from Mayor Frank Cownie to appoint Joann Muldoon to the DART Commission representing District VI. Moved by Hensley to adopt. Motion Carried 6-1. Absent: Meyer.
BOARD OF HEALTH

13-0955  MOTION TO CONVENE.  Moved by Griess that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1.  Absent: Meyer.

13-0956  1.  Authorizing the Legal Department to proceed with court action seeking authority to abate the public nuisance at 4146 E. 30th Street, fire-damaged main structure and garage structure, Titleholder: Ann Henrichs; Mortgage Holder: Mortgage Electronic Registration Systems, Inc.  Moved by Mahaffey to adopt.  Motion Carried 7-0.

13-0957  MOTION TO ADJOURN.  Moved by Mahaffey to adjourn at 7:40 PM.  Motion Carried 7-0.