

# DES MOINES CITY COUNCIL MEETING

September 13, 2004 4:30 P.M.

## PROCLAMATIONS (4:00 P.M.)

Recognition of Ike “Big Daddy” Seymour

## SPECIAL PRESENTATIONS (4:00 P.M.)

Recognition of Des Moines Police Department’s P.U.S.H. Unit

Recognition of Charter Neighborhoods

Recognition of new Charter Neighborhoods:

Carpenter/Drake Park  
Highland Park  
Riverbend

Recognition of East High School’s 500th Football win

**INVOCATION:** Father Peter T. Cade  
Greek Orthodox Church of St. George

1. ROLL CALL:
2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED:

\* \* \* \* \*

**\*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.

3. APPROVING CONSENT AGENDA – items 3 through 57:

## LICENSES AND PERMITS

### 4. Approving Alcoholic Beverage Applications for the following:

#### NEW APPLICATIONS

|     |                         |                     |          |
|-----|-------------------------|---------------------|----------|
| (A) | AK OCONNORS             | 4050 URBAN DALE AVE | C Liquor |
| (B) | BUZZ                    | 214 3RD ST          | C Liquor |
| (C) | PHILLIPS 66 DOUGLAS AVE | 4402 DOUGLAS AVE    | C Beer   |
| (D) | PHILLIPS 66 GRAND AVE   | 6222 GRAND AVE      | C Beer   |

#### RENEWAL APPLICATIONS

|     |                            |                         |             |
|-----|----------------------------|-------------------------|-------------|
| (E) | CASEYS GENERAL STORE #44   | 4560 E 14TH STREET      | C Beer      |
| (F) | DES MOINES CLUB            | 666 GRAND AVE           | A Liquor    |
| (G) | DES MOINES IZAAK WALTON    | 4343 GEORGE FLAGG PKWY  | C Liquor    |
| (H) | DES MOINES MARRIOTT HOTEL  | 700 GRAND AVE           | E Liquor    |
| (I) | DES MOINES MARRIOTT HOTEL  | 700 GRAND AVE           | B Liquor    |
| (J) | EMBASSY CLUB               | 1011 LOCUST ST          | C Liquor    |
| (K) | EMBASSY SUITES HOTEL       | 101 E LOCUST ST         | B Liquor    |
| (L) | GODFATHERS PIZZA           | 4119 UNIVERSITY AVENUE  | B Beer      |
| (M) | INDIA STAR                 | 3620 BEAVER AVE         | C Beer/Wine |
| (N) | LOS PINOS                  | 3311 SE 14TH ST         | C Liquor    |
| (O) | MILINDO NAYARIT            | 1704 E GRAND AVE        | B Beer      |
| (P) | QUIKTRIP #560              | 2300 MARTIN LUTHER KING | C Beer      |
| (Q) | SPORTS PALACE & NIGHT CLUB | 4301 FLEUR DR           | C Liquor    |
| (R) | VICTORY LANE MOTOR SPORTS  | 3801 EASTON BLVD        | C Liquor    |
| (S) | WAL MART SUPERCENTER #1723 | 5101 SE 14TH ST         | E Liquor    |

#### OUTDOOR SERVICE APPLICATIONS

|     |              |                 |          |
|-----|--------------|-----------------|----------|
| (T) | CHRISTOPHERS | 2816 BEAVER AVE | C Liquor |
|-----|--------------|-----------------|----------|

Temporary outdoor service area in conjunction with Beaverville Fall Festival on September 17 and 18, 2004. Pending approval of the Fire Department.

|     |             |                |          |
|-----|-------------|----------------|----------|
| (U) | HESSEN HAUS | 101 4TH STREET | C Liquor |
|-----|-------------|----------------|----------|

Temporary outdoor service area in conjunction with Downtown Oktoberfest on September 24 and 25, 2004. Pending approval of the Building Department.

#### SPECIAL EVENT APPLICATIONS

|     |                       |               |             |
|-----|-----------------------|---------------|-------------|
| (V) | WINSTONS PUB & GRILLE | 800 WALNUT ST | C Beer/Wine |
|-----|-----------------------|---------------|-------------|

Five day license in conjunction with Dig Downtown on September 17, 2004. Pending approval of Building, Electrical, Fire and Zoning Departments.

5. City Clerk to issue Cigarette Licenses.
6. City Clerk to issue Coin Operated Machine Licenses.

## **PUBLIC IMPROVEMENTS**

7. Ordering construction of the following:
  - (A) Bill Riley Trail Drainage Improvements – Receiving of Bids (10-5-04), Setting date of hearing (10-11-04), (Construction estimate - \$30,000).
  - (B) Fire Station No. 3 Renovation – Receiving of Bids (10-5-04), Setting date of hearing (10-11-04), (Construction estimate - \$395,000).
8. Accepting completed construction and approving final payment for the following:
  - (A) Beaver Avenue and Hickman Road Traffic Signals, KWS, Inc.
  - (B) 42<sup>nd</sup> Street and University Avenue Traffic Signal Upgrade, KWS, Inc.
  - (C) Former Diller Battery Site Clean Up, Environmental Contractors of Illinois, Inc.
  - (D) 2004 Tennis Court Resurfacing Program, Blacktop Repair Service, Inc.
  - (E) Easter Lake Trash Rack on Yeader Creek, Herberger Construction Co., Inc.
  - (F) 2003 Sidewalk Replacement Program, M. Peterson Construction Co.
  - (G) Merle Hay Road and Aurora Avenue Traffic Signal Upgrade, Iowa Signal & Electric Co.
9. Approving completion and recommending acceptance of the following Private Construction contracts:
  - (A) McAninch Corporation and Hubbell Realty Company for Sanitary Sewer Improvements east of SW 7<sup>th</sup> Street and south of Murphy Street to service 501 SW 7<sup>th</sup>.

- (B) Sternquist Construction, Inc., and Brook Run L.C. for Paving Improvements in proposed subdivision Brook Run Village Plat 9, vicinity of Village Run Drive and East Douglas Avenue.
  - (C) McAninch Corporation and Brook Run L.C. for Sanitary Sewer Improvements in proposed subdivision Brook Run Village Plat 9, vicinity of Walnut Ridge Drive and East 52<sup>nd</sup> Street.
  - (D) McAninch Corporation and Brook Run L.C. for Storm Sewer Improvements in proposed subdivision Brook Run Village Plat 9, vicinity of Walnut Ridge Drive and East 52<sup>nd</sup> Street.
  - (E) Sternquist Construction, Inc., and Brook Run L.C. for Paving Improvements in proposed subdivision Brook Run Village Plat 10, vicinity of Village Run Drive and East Douglas Avenue.
  - (F) McAninch Corporation and Brook Run L.C. for Sanitary Sewer Improvements in proposed subdivision Brook Run Village Plat 10, vicinity of Brook View Drive and Stream Side Circle.
  - (G) McAninch Corporation and Brook Run L.C. for Storm Sewer Improvements in proposed subdivision Brook Run Village Plat 10, vicinity of Brook View Drive and Stream Side Circle.
10. Approving Private Construction Contracts for the following:
- (A) American Discovery Trail Electrical and Lighting Improvements from Principal Park to Gray's Lake between Baker Electric and Meredith Corporation Foundation.
  - (B) Bridge Improvements in Des Moines Union Railway Bridge between Lindner Painting, Inc. and Principal Life Insurance Company.
  - (C) Sanitary Sewer Improvements in Carman Estates Plat 4 between McAninch Corporation and Silver Oak, LLC.
  - (D) Storm Sewer Improvements in Carman Estates Plat 4 between McAninch Corporation and Silver Oak, LLC.
11. Rescinding previous Private Construction Contract and approving replacement Private Construction Contract between Eco-Tech Construction, L.L.C. and Dr. Jim Pollard for Street Paving Improvements in Easter Lake Estates Plat 7, Easter Lake Drive and SE 27<sup>th</sup> Street.
12. Approving Professional Services Agreements with the following:

- (A) Engineering Alliance, Inc. for E. 16<sup>th</sup> Street and E. Sheridan Avenue Stormwater Improvements Project for design services, not to exceed \$38,300.

[\(Council Communication No. 04-447\)](#)

- (B) Snyder and Associates, Inc. for Leetown Creekway Wooden Box Replacement Phase 3 design and construction phase services, not to exceed \$61,620.

[\(Council Communication No. 04-451\)](#)

### **SPECIAL ASSESSMENTS**

- 13. Approving Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Credits for August 2004.
- 14. Approving Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Fees for August 2004.
- 15. Levying assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development) for the following:
  - (A) Schedule No. 2004-10.
  - (B) Schedule No. 2004-30.
  - (C) Schedule No. 2004-57.
  - (D) Schedule No. 2004-79.
- 16. Approving deletion of NAC-Emergency Assessments at various locations.
- 17. Authorization to proceed with construction of Sidewalk Program/Request to Repair Driveway Petition and Waiver form executed by one property owner and Paving or Curb Replacement Program/Request to Repair Driveway Petition and Waiver forms by two property owners.

## LAND/PROPERTY TRANSACTIONS

18. Approving authorization to proceed with right-of-way acquisition for American Discovery Trail, Walnut Creek Trail Segment-Phases 1A and 1B.

[\(Council Communication No. 04-440\)](#)

19. Approving real estate documents for the following properties:
  - (A) 3006 and 3008 Beaver Avenue for Beaver and Adams Avenue Sanitary Sewer Relocation Project, \$2,545 plus closing costs.
  - (B) 5505 McKinley Avenue for Airport Runway 13R/31L Project, \$235,000 plus closing costs.
  - (C) 5171 Park Avenue for Park Avenue Widening Project, \$3 plus closing costs.
20. Approving tax abatement application that was timely filed, for additional value added by improvements made during 2003 for property at 2852 Druid Hill Drive.

[\(Council Communication No. 04-448\)](#)

21. Approving preliminary subdivision plat entitled HAWS SUBDIVISION 4 (located at 4480 NE 29<sup>th</sup> Street) in Polk County within the City's two-mile limit of jurisdiction.
22. Approving subdivision plat entitled WOODS ON THE RIVER PLAT 7 located in the vicinity east of SE 22<sup>nd</sup> Street, south and west of Hartford Avenue, north of E. King Avenue.

[\(Council Communication No. 04-450\)](#)

23. Approving subdivision plat entitled MARY ESTEL ACRES located in the vicinity of SE 33<sup>rd</sup> Street, west of SE 34<sup>th</sup> Street, and north of Scott Avenue.

[\(Council Communication No. 04-449\)](#)

24. Release of PUD Restoration Bond No. IAC 27295 from Merchants Bonding Company in amount of \$16,621 as security for completion of required improvements for EASTER LAKE ESTATES PLAT 6.
25. Approving reduction of Subdivision Bond No. IAC 31362 in amount of \$48,680 as security for partial completion of required sidewalks be reduced to \$12,170 for completion of a portion of said improvements for HILLSBORO PLAT 1.

26. Approving reduction of Subdivision Bond No. IAC 27294 in amount of \$98,758 as security for partial completion of required sidewalks be reduced to \$24,690 for completion of a portion of said improvements for EASTER LAKE ESTATES PLAT 6.

## **BOARDS/COMMISSIONS/NEIGHBORHOODS**

27. Recommendation of Mayor Cownie to appoint the following to the Historic Preservation Commission as follows:
  - (A) Sinda Sue Berry to Seat 1 for a three-year term commencing March 28, 2004 to expire March 28, 2007.
  - (B) York Alan Taenzer to Seat 3 for a three-year term commencing October 18, 2003 to expire October 18, 2006.
28. Recommendation of Council Member Archie Brooks to appoint Scotney John Fenton to the Historic Preservation Commission (Seat 10) for a three-year term commencing October 18, 2002 and expiring on October 18, 2005.
29. Recommendation of Council Member Robert Mahaffey to appoint Teresa Leigh Schneider to the Historic Preservation Commission (Seat 8) to fill the unexpired term of Phyllis Fitzpatrick and to a three-year term commencing October 18, 2004 to expire October 18, 2007.
30. Recommendation of Neighborhood Revitalization Board regarding charter status of the following:
  - (A) Existing Charter Neighborhoods.  

[\(Council Communication No. 04-437\)](#)
  - (B) Carpenter/Drake Park, Highland Park and River Bend Neighborhoods.

## **COMMUNICATIONS FROM PLANNING AND ZONING**

31. Regarding request from Stanbrough/Walters Land Development, LC for amendment to the approved subdivision plat for "Shoreline at Easter Lake" for property at 5636 SE 36<sup>th</sup> Street to allow 99 single family residential lots and relocation of street intersection for SE 34<sup>th</sup> Street and Easter Lake Drive, subject to conditions.

32. Regarding request from Splish Splash Laundromat, Inc. for vacation and conveyance of the north 15 feet of East Army Post Rd. right-of-way 250' east of SE 4<sup>th</sup> Street, subject to conditions.
33. Regarding request from 2300 University Avenue, LLC for vacation and conveyance of the east/west alley between University Avenue and Drake Park Avenue from the north/south alley to 24<sup>th</sup> Street, subject to conditions.

#### **SETTING DATE OF HEARINGS**

34. On vacation of Third Street from University Avenue to Laurel Avenue to Mercy Medical Center, \$180,000, (9-27-04).
35. On vacation and conveyance of portion of right-of-way in vicinity of Evergreen Avenue, S.E. 24<sup>th</sup> Street and E. Watrous Avenue to Robert Carter, Margaret Richey and Duane A. Richey, \$1, (9-27-04).
36. On vacation and conveyance of north/south and east/west alleys in vicinity of East Vine Street, East Market Street, SE 7<sup>th</sup> Street and SE 8<sup>th</sup> Street to Hawkeye Land Company, \$21,300, (9-27-04).
37. On vacation and conveyance of east/west segment of alley between Clark Street and College Avenue from 9<sup>th</sup> Street west to north/south alley to Ralph B. Henderson, \$50, (9-27-04).
38. On request from Forget Properties LLC to rezone property at 4411 SE 14<sup>th</sup> Street from "C-2" (General Retail and Highway-Oriented Commercial) and "R1-70" (One-Family Low-Density Residential) to "PUD" (Planned Unit Development) to allow for 48 units of multi-family residential, car wash, 8 single-family residential lots and an 8,000 square foot retail commercial building, subject to conditions, (9-27-04).

#### **LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS**

39. Approving payment of \$2,217.16 to Spiegel & McDiarmid Law Firm for services in conjunction with Brownfields Showcase Community, federal funding, Riverpoint West Redevelopment and related matters.
40. Approving payment of \$55,053.99 to Ahlers & Cooney, P.C. for Bond Counsel services related to Series 2004A, 2004B, 2004C, 2004D, and 2004E General Obligation Refunding Bonds.
41. Approving payment of \$2,776.40 to Ahlers & Cooney, P.C. for services related to Supplement No. 14 of Master Lease Program.



## **CITY MANAGER COMMUNICATIONS**

42. Submitting various traffic regulation changes as follows:
- (A) Corner Clearance-East Side of East 43<sup>rd</sup> Court, South of Douglas.
  - (B) Corner Clearance-West Side of 21<sup>st</sup> Street, North of Meek Avenue and West Side of 21<sup>st</sup> Street, South of Mondamin Avenue.
  - (C) Corner Clearance-South Side of Meek Avenue, East of 21<sup>st</sup> Street.
  - (D) Removal of Commercial Loading Zone-West Side of 8<sup>th</sup> Street, North of Walnut Street.
  - (E) Loading Zones Established-30<sup>th</sup> Street between University Avenue and Forest Avenue.  
[\(Council Communication No. 04-446\)](#)
43. Submitting out-of-state travel requests for T.M. Franklin Cownie, Douglas Philip, John Leporte, Dani Stookey, and Larry Gilmore.  
[\(Council Communication No. 04-434\)](#)

## **APPROVING**

44. Continuum of Care Grantee Closeout Certifications for the Fiscal Year 2000 Supportive Housing Program (SHP) Grant.
45. Operational Agreement with Drake University Head Start Program for use of top floor of city-owned property at Fifth and Watson Powell, Jr. Way parking garage.  
[\(Council Communication No. 04-452\)](#)
46. Space allocation agreements between the Community Development Department and the Park and Recreation Department from July 1, 2004 through June 30, 2007, for the following:
- (A) Pioneer-Columbus Community Center, 2100 SE 5<sup>th</sup> Street.
  - (B) Robert L. Scott Four Mile Community Center, 3711 Easton Blvd.
  - (C) Logan Community Center, 1740 E. Garfield Avenue.

47. Recommendation of the Landmark Review Board, to issue a Certificate of Appropriateness for improvements to the Denman Fountain in Woodland Cemetery.

[\(Council Communication No. 04-443\)](#)

48. Agreement with Rebuilding Together to provide for the donation and installation of playground equipment in M. L. King Jr. Park.
49. Receipt of Iowa Department of Natural Resources Enhancement and Protection Grant to fund a portion of Rain Garden Project, \$20,925.
50. Assignment of Tax Sale Certificates for the following:
  - (A) 736 27<sup>th</sup> Street to S & G Real Estate Investments, Inc.
  - (B) 830 25<sup>th</sup> Street to Conlin Properties, Inc.

[\(Council Communication No. 04-442\)](#)

51. Conversion of electric distribution system from overhead to underground on Water Street between Court Avenue and Elm Street with MidAmerican Energy Company at a cost of \$176,000.

[\(Council Communication No. 04-444\)](#)

52. Authorization to submit 2004 Local Law Enforcement Block Grant Application to Bureau of Justice Assistance.

[\(Council Communication No. 04-435\)](#)

- (A) Advisory Board appointment, Advisory Board charge, and schedule of events.
53. Communication from Downtown Community Alliance requesting approval of banner design on behalf of Meredith Corporation to display 7 banners on 7 poles in downtown on Locust Street starting in September.
54. Civil Service Entrance Lists for Housing Services Housing Inspector, Senior Budget Analyst, Departmental Systems Coordinator and Identification Technician and Promotional List for Fleet Services Section Chief.
55. Bid from Neenah Foundry Company for manhole castings to be used by the Sewer Operations Division of Public Works, \$38,400. (Six bids mailed, four received).

56. Finance Director to draw checks for the check registers of September 16 and 23, 2004; the bills of the Des Moines Municipal Housing Agency for the weeks of September 13 and 20, 2004; and draw checks for biweekly payroll due September 17, 2004.

**ORDINANCES - FINAL CONSIDERATION**

57. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows:
- (A) Parking Restrictions to include newly-constructed areas of Sweetwater Drive.
  - (B) Parking Restriction – east side of SW 38<sup>th</sup> Place from Park Avenue, north to and including the cul-de-sac.

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

**ORDINANCES - FIRST CONSIDERATION**

58. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows:
- (A) Parking Restrictions to facilitate garbage collection-Area of SE 14<sup>th</sup> Court and East Vine Street; Carpenter Avenue from the 3817 Carpenter Avenue to the Dead End; and Hunter Avenue from 3811 Hunter Avenue to the Dead End.
  - (B) Additional Metered Parking-South Side of Des Moines Street from E. 5<sup>th</sup> Street to E. 6<sup>th</sup> Street.
  - (C) Corner Clearance-North Side of East Sheridan Avenue, East of E. 42<sup>nd</sup> Street.
  - (D) Speed Limit Change from 30 mph to 25 mph-Kingman Boulevard from 25<sup>th</sup> Street to Polk Boulevard and Cottage Grove Avenue from 25<sup>th</sup> Street to 42<sup>nd</sup> Street.
  - (E) Four-Way Stop for 9<sup>th</sup> Street and Clark Street and Parking Restrictions for 11<sup>th</sup> Street and Clark Street.

59. Amending Chapter 114 of the Municipal Code regarding traffic regulation change for parking restriction modifications due to new construction on 2<sup>nd</sup> Avenue between Court Avenue and Vine Street.

### **COUNCIL REQUESTS**

60. From Council Member Chris Hensley, requesting City's support for an insert into the Water Works bills for the CCI Home Buyer's Seminar in March 2005.
61. From Council Member Michael Kiernan, to discuss process for sale of City-owned lots.
62. From Council Member Archie Brooks, to discuss rezoning of property in the vicinity of E. 19<sup>th</sup> and Des Moines Street.

### **COMMUNICATIONS/REPORTS**

63. From Robert Mickle, 1711 Woodland, to speak regarding establishing a waiver of permit fees for banners and special events signs upon the request of recognized neighborhood associations.

### **HEARINGS (OPEN AT \_\_\_\_\_ P.M.) (ITEMS 64 THRU 79)**

64. Affirming decision of the Historic Preservation Commission denying a Certificate of Appropriateness for alterations to 818-15<sup>th</sup> Street, or;

(A) ALTERNATE RESOLUTION: Reversing the decision.

[\(Council Communication No. 04-441\)](#)

65. On sale of City owned vacated alley right of way at 1111 McKinley Avenue to S & G Investment, Inc., \$50.
66. On conveyance of portion of alley in the vicinity of 260 E. 17<sup>th</sup> Street to James Theisen, \$400.
67. On conveyance of 1521 University Avenue to Elbert B. Jimmerson, \$1.

68. On request from Rottlund Homes of Iowa, Inc. to rezone 818 and 840 Polk Boulevard from R1-80 (One Family Residential) to Limited PUD (Planned Unit Development), for 17 single-family dwellings.
- (A) First consideration of ordinance above
  - (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes.
69. On items regarding application from Denny Murray Cars, Inc. to rezone property in vicinity of 2501 E. University Avenue from “C-1” (Neighborhood Retail Commercial) to “C-2” (General Retail and Highway Oriented Commercial) to permit expansion of existing used car sales lot.
- (A) Communication from Fairground Neighborhood Association.
  - (B) Resolution closing hearing and adopting recommendation of Plan and Zoning Commission to DENY rezoning, or;
  - (C) ALTERNATE RESOLUTION: Closing hearing and APPROVING proposed rezoning.
  - (D) First consideration of rezoning ordinance.
  - (E) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes.
70. On Voluntary Annexation of territory at 3930 SE 72<sup>nd</sup> Avenue, (approximately 217 acres).
- (A) Approving Agreement for extension of sewer service to the SE Annexation Area.
71. On request from Eastgate Plaza LLC to amend the existing PUD Conceptual Plan for 1546 E. Euclid Avenue to define proposed retail center, bank and drive-thru restaurant.
72. On Urban Renewal Agreement for Lease of Land for Private Redevelopment to Nelson Development L.L.C., to develop Disposition Parcel No. 01-5 in Metro Center Urban Renewal Project, (101 SW 4<sup>th</sup>).

[\(Council Communication No. 04-438\)](#)

- (A) Evidence of Financing and Conceptual Development Plan, for parking garage construction.

73. On Bridge Funding for Principal Park Stadium Seating, not to exceed \$1,000,000.
- (A) Approving Agreement with Greater Des Moines Baseball Co. for funding Principal Park Stadium seating.
74. On Beaver and Adams Avenue Sanitary Sewer Relocation: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Van Hauen & Associates, Inc. (Mark Van Hauen, Vice President/CEO), \$56,000.
- (A) Approving contract and bond, and permission to sublet.
75. On Blank Park Zoo Entrance Modifications: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Castle Concrete Services Inc. (Anthony Castellano, President), \$48,071.50.
- (A) Approving contract and bond, and permission to sublet.
76. On Easter Lake Retention Basins – Basin 9: Resolution approving plans, specifications, form of contract documents and Engineer's estimate.
77. On Easter Lake Retention Basins Wetland Mitigation: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Spring Lake Construction (Dean Quirk, Owner), \$268,742.50.
- (A) Approving contract and bond, and permission to sublet.
78. On Four Mile Trunk Replacement Sewer: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Van Hauen & Associates, Inc. (Mark Van Hauen, Vice President/CEO), \$144,000.
- (A) Approving contract and bond, and permission to sublet.
79. On Glendale Cemetery Water Service: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Advanced Underground Construction (Bill Ward, President), \$16,798.20.
- (A) Approving contract and bond, and permission to sublet.

\*\*\*END HEARINGS AT \_\_\_\_\_ P.M.\*\*\*

## APPROVING

80. Programmatic Agreement with U.S. Army Corps of Engineers, Iowa State Historic Preservation Office, Des Moines Metropolitan Wastewater Reclamation Authority, and MidAmerican Energy Company regarding Des Moines River Outfall and Overflow, Principal Riverwalk and Transmission/Distribution Line Projects.

[\(Council Communication No. 04-445\)](#)

(A) Appointment of members to Riverfront Development Authority.

81. Amendment to agreement with Wellmark Blue Cross and Blue Shield of Iowa regarding change of retail prescription network from Blue Rx to Blue Rx Preferred, and administrative changes to retail prescription limits, hospice care limits and the reimbursement procedure for mental health services performed by licensed social workers.

[\(Council Communication No. 04-453\)](#)

82. Selection of Advanced Data Processing, Inc. (Miami, Florida) to provide ambulance service billing for three-year period beginning October 1, 2004 with the option of two one-year renewals.

[\(Council Communication No. 04-436\)](#)

83. Proposed Ten-Year Parking Lease with Wellmark for 1,000 spaces in City Parking Garages.

[\(Council Communication No. 04-454\)](#)

84. Competitive Bid Process, minimum requirements and competitive criteria for sale and redevelopment of Disposition Parcel 99A-1 in the Metro Center Urban Renewal Project Area and receiving a preliminary proposal from Court Avenue Partners II, L.P.

[\(Council Communication No. 04-439\)](#)

## **BOARD OF HEALTH**

### **MOTION TO CONVENE.**

### **AUTHORIZING**

1. Court authority to abate the public nuisance at the following locations:
  - (A) 1011 E. 8<sup>th</sup> Street, Titleholder: Barbara Jean Gourd.
  - (B) 1314 8<sup>th</sup> Street, Titleholders: Garnett M. Lewis, Dexann Lewis and Larry Lamont Lewis.
  - (C) 1450 8<sup>th</sup> Street, Titleholder: ABN-AMRO Mortgage Group, Inc.
  - (D) 1234 11<sup>th</sup> Street, Titleholder: Z Fin 35.
  - (E) 1104 26<sup>th</sup> Street, Titleholder: Michael Schumacher d/b/a SSW, LLC, Contract Buyer: Pat Andrews d/b/a Big Horn Properties, Mortgage Holder: Commercial Federal Bank.
  - (F) 1147 27<sup>th</sup> Street, Titleholder: Michael Schumacher d/b/a SSW, LLC, Contract Buyer: J & C Properties, Mortgage Holder: Commercial Federal Bank, FSB.
2. The Engineering Department to remove the structure located at 1442 8<sup>th</sup> Street, Titleholder: The Estate of William Rumley.

### **COMMUNICATION**

3. Regarding demolition cost reserve being held by American Modern Home Insurance Company for the fire-damaged house located at 2238 Elizabeth Avenue.

MOTION TO ADJOURN AT \_\_\_\_\_ P.M.

All-America City  
1949 1976 1981 2003