

SUMMARY OF DES MOINES CITY COUNCIL MEETING

July 23, 2001 4:30 P.M.

SPECIAL PRESENTATION - 4:15 P.M.:

(a) Meritorious Service Award to Mark Hurley, Park and Recreation Aquatics Coordinator

INVOCATION: Rev. Cheryl Thomas, Calvary Baptist Church

01-2186 1. ROLL CALL: **Present: Brooks, Coleman, Flagg, Hensley, McPherson, and Vlassis. Absent: Daniels.**

****Council considered Items 110, 100, 101, 102, 104, 105, 85 and 86 next****

****Council Member McPherson left the meeting at 4:52 P.M.****

01-2187 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 6-1.**

01-2188 3. APPROVING CONSENT AGENDA - items 3 through 85: **Moved by Vlassis to adopt the balance of the Consent Agenda. Motion Carried 5-2.**

LICENSES AND PERMITS:

Approving

01-2189 4. Communication from Legal Department regarding July 23, 2001 License and Permit Agenda. **Moved by Vlassis to receive and file. Motion Carried 5-2. Absent: Daniels and McPherson.**

Class "B" Beer Licenses

01-2190 5. Amana Colonies State Fair Company L.C., Carl Oehl, Owner dba Amanas On The Hill, 3000 East Grand-Fairgrounds; Renewal - Expires 7-31-01 (With Sunday Sales and Outdoor Service) - Application submitted 7-3-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

WITHDRAWN01-2191 6. Los Laureles Inc., Eufracia Mayorga, Owner dba Los Laureles, 1518 East Grand; Renewal - Expires 7-29-01 (With Sunday Sales) - Application submitted 7-2-01.

01-2192 7. Benoit Distributing Company, Jack Benoit, President dba Master Jack's, 3000 East Grand-Fairgrounds; Renewal - Expires 8-5-01 (With Sunday Sales and Outdoor Service) - Application submitted 7-3-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent:**

Daniels and McPherson.

01-2193 8. Fair Beverage, Inc., Dan J. Hanian, President dba Old West Barbeque, 3000 East Grand-Fairgrounds; Renewal - Expires 8-7-01 (With Sunday Sales and Outdoor Service) - Application submitted 6-28-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2194 9. Shie Concession Co., Inc., Shie W. Foudree, President dba Shie Concession-Miller Tent, 3000 East Grand-Fairgrounds; New Application (With Sunday Sales and Outdoor Service) - Application submitted 7-9-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2195 10. Diversified Management Associates Ltd., Lyle Kreps, President dba Stockman's Inn, 3000 East Grand-Fairgrounds; Renewal-Expires 8-7-01 (With Sunday Sales and Outdoor Service) - Application submitted 6-22-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

Class "C" Beer Licenses

01-2196 11. Dell Oil, Ltd., William D. Sawdey, President dba Dell Oil, 5800 SW 9th Street; Renewal - Expires 7-26-01 (With Sunday Sales) - Application submitted 6-20-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2197 12. Git N Go Convenience Stores, Inc., Dennis Flora, President dba Git N Go Store #26, 2140 East Park Avenue; Renewal - Expires 8-10-01 (With Sunday Sales) - Application submitted 6-11-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2198 13. Kwik Shop, Inc., Henry R. Waguespack, President dba Kwik Shop #554, 2919 East 14th Street; Renewal - Expires 7-28-01 (With Sunday Sales) - Application submitted 6-11-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

Class "B" Liquor Licenses

01-2199 14. Fleur De Lis Motor Inns, Inc., Larry Scott, President dba Airport Holiday Inn, 6111 Fleur Drive; Renewal - Expires 7-30-01 (With Sunday Sales) - Application submitted 6-27-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

Class "C" Liquor Licenses

01-2200 15. Apple Corps L.P., Darrel L. Rolph, President dba Applebee's, 6301 Southeast 14th Street; Renewal - Expires 8-2-01 (With Sunday Sales) - Application submitted 7-2-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2201 16. Apple Corps L.P., Darrel L. Rolph, President dba Applebee's, 3900 Merle Hay Road; Renewal - Expires 8-2-01 (With Sunday Sales) - Application submitted 7-2-01. **Moved by**

Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.

01-2202 17. City of Des Moines dba Blank Park Zoo, 7401 Southwest 9th Street; Renewal - Expires 7-31-01 (With Sunday Sales and Outdoor Service) - Application submitted 6-29-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2203 18. Saltwater Inc., Craig Kelso, Owner dba Coral Reef Cafe and Cantina, 2615 Ingersoll; Renewal - Expires 7-31-01 - Application submitted 7-3-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2204 19. D C Holding Co. Inc., Dave Crimmins, Owner dba Crimmins Cattle Co., 4901 Fleur Drive; Renewal - Expires 7-27-01 (With Sunday Sales) - Application submitted 6-26-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2205 20. Sodexo America, LLC, Michel Marie Landel, President dba Drake University Rathskeller/Olmsted Upper Level, 29th & Carpenter; Renewal - Expires 8-8-01 (With Sunday Sales & Outdoor Service) - Application submitted 7-2-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2206 21. Brook L. Smith dba El Patio Mexican Restaurant, 611 - 37th Street; Renewal - Expires 8-6-01 (With Sunday Sales and Outdoor Service) - Application submitted 7-9-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2207 22. Five T Inc., Robert J. Tursi, President dba Latin King Restaurant, 2200 Hubbell; Renewal - Expires 8-1-01 (With Outdoor Service) - Application submitted 6-27-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels.**

01-2208 23. R. M. Baier Investments, Inc., Richard Michael Baier, Owner dba Michael's Restaurant and Lounge, 4041 Urbandale; Renewal - Expires 7-31-01. (With Sunday Sales) - Application submitted 6-25-01. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2209 24. Raul's Taco House, Ltd., Raul F. Hernandez, President dba Raul's Mexican Food, 1541 East Grand; Renewal - Expires 8-3-01 (With Outdoor Service) - Application submitted 6-28-01. **Moved by Vlassis to adopt. Motion Carried 4-1-2. Pass: Flagg. Absent: Daniels and McPherson.**

01-2210 25. Toad Holler, Inc., Lou McCormick, President dba Toad Holler, 1820 Army Post Road; Renewal - Expires 8-7-01 (With Sunday Sales) - Application submitted 7-6-01. **Moved by Vlassis to continue consideration to August 6, 2001 Council Meeting. Motion Carried 5-2. Absent: Daniels and McPherson.**

Special Event Licenses

01-2211 26. Society of Italian Americans, Inc., Peter Leonetti, President dba Society of Italian Americans, Inc., 1801 Southwest McKinley; New 5 day application for Class "B" Beer License

for festival on August 3, 4, & 5, 2001 (With Sunday Sales and Outdoor Service. Application submitted 4-30-01. Subject to acceptable fire inspections. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

Transfers

01-2212 27. Permanent Transfer of Class "C" Beer Permit for Mora, Inc., Maria Mora, President dba La Tapatia from 1700 East Grand to 1440 Des Moines Street. Application submitted 7-16-01 - Subject to submission of acceptable building, electrical, zoning, and fire inspections. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

Authorizing

01-2213 28. City Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2214 29. City Treasurer to issue refunds. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

PUBLIC IMPROVEMENTS

01-2215 30. Approving Supplemental Agreement No. 1 with Camp Dresser and McKee, Inc., Tom Furman, CEO, Kansas City, MO, to upgrade existing stormwater utility billing system database, not to exceed \$16,200. ([Council Communication No. 01-396](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2216 31. Approving Professional Services Agreement with Camp Dresser and McKee, Inc., Tom Furman, CEO, Kansas City, MO, for a cost of services study for stormwater utility, not to exceed \$40,390. ([Council Communication No. 01-397](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2217 32. Approving Agreement with Iowa Department of Transportation to allow use of University Avenue and Merle Hay Road as a temporary detour route during pavement restoration work on 63rd Street (Iowa 28) between University Avenue and Hickman Road. ([Council Communication No. 01-386](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2218 33. Approving Supplemental Agreement No. 1 with Snyder and Associates, Inc., Stephen P. Rowe, President, Ankeny, for construction services of 7th Ward Ditch Wooden Box Replacement-Phase 2, not to exceed \$51,000. ([Council Communication No. 01-383](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

WITHDRAWN 01-2219 34. Approving Professional Services Agreement with Black & Veach Corporation, a Delaware Corporation, Leonard C. Rodman, CEO, Kansas City, MO, for Phase 1 design services of the WRA Hauled Waste Receiving Station, not to exceed \$50,000. ([Council](#)

[Communication No. 01-392](#)).

01-2220 35. Approving Professional Services Agreement with Veenstra & Kimm, Inc. (H.R. Veenstra, Jr., President, WDM) for I-235 Project Management of Sewer Related Design Services - for entire I-235 Corridor - \$509,157. ([Council Communication No. 01-393](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2221 36. Approving Professional Services Agreement with Stanley Consultants, Inc. (Michael D. Flatter, Vice President, DM) for design and property acquisition of Interstate 235, Group 2 Design Services-Sanitary Sewer Relocations along I-235, near E. 21st Street, \$64,860. ([Council Communication No. 01-394](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2222 37. Approving Professional Services Agreement with Howard R. Green Company (Dan Lovett, Chief Operating Officer, DM) for design and property acquisition of Interstate 235 Group 1 Design Services-Sanitary Sewer Relocations along I-235, near Thompson Avenue, \$169,613. ([Council Communication No. 01-395](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

38. Resolution Ordering Construction of the following:

01-2223 (A) E. University Avenue at E. 29th Street Intersection Modifications, Receiving of Bids, (8-7-01), and Setting Date of Hearing, (8-20-01), (Construction Estimate - \$59,976). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2224 (B) Northeast Four Mile Trunk Sanitary Sewer, Receiving of Bids, (8-7-01), and Setting Date of Hearing, (8-20-01), (Construction Estimate - \$1,493,725). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2225 (C) College Avenue Storm Sewer Improvements-Arlington Avenue to 7th Street, Receiving of Bids, (8-7-01), and Setting Date of Hearing, (8-20-01), (Construction Estimate - \$593,743). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2226 (D) Blank Park Zoo Gift Shop Addition and Remodeling, Receiving of Bids, (8-7-01), and Setting Date of Hearing, (8-20-01), (Construction Estimate - \$275,000). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2227 39. Recommendation from the City Manager on proposed construction of Milton Avenue Paving E. 21st Street to 320' East. **Moved by Vlassis to approve, receive and file and accept the recommendation of the City Manager. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2228 (A) Preliminary resolution for construction. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2229 (B) Resolution fixing values of lots. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2230 (C) Resolution adopting preliminary plat and schedule estimate of costs. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2231 (D) Proposed resolution of necessity and notice to property owners of hearing (8-20-01). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2232 (E) Resolution ordering construction, receiving of bids August 7, 2001, and setting date of hearing August 20, 2001. Construction estimate \$75,432. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2233 40. Approving request from Channell Construction Company (Mike Channell, President, Clive), for M.L. King Jr. Park Shelter and Water Playground-Phase One, for extension of time to August 24, 2001 for a substantial completion date and a final completion date of August 31, 2001. **Moved by Hensley to adopt. Motion Carried 4-1-2. Nays: Coleman. Absent: Daniels and McPherson.**

41. Report of Chief Civil Engineer showing construction progress, amounts due and funding availability of the following:

01-2234 (A) 2000 City-Wide PCC Pavement Restoration Program, \$6,364.86 is now due and \$10,313.49 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2235 (B) Tennis and Basketball Court Resurfacing, \$285 is now due and \$2,795 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2236 41. (C) Stone Park Lighting Improvements, \$535.91 is now due and \$807.59 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2237 (D) E. 20th Street Trunk Sanitary Sewer Televising - E. Hull Avenue to Dean Avenue, \$16,864.40 is now due and \$4,867.60 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2238 (E) 2000 Sidewalk Replacement Program-Designated Neighborhoods, \$848.59 is now due and \$5,171.76 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2239 (F) Demolition Contract No. 169, B.H.N.A.C., \$3,405.75 is now due and \$3,619.65 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2240 (G) Martin Luther King, Jr. Parkway Demolition, Contract 7-North/South Segment, \$902.50 is now due and \$2,327.10 remaining balance payable at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2241 42. Approving partial payments on seven public improvement projects. (Call City Clerk's Office for list). **Moved by Vlassis to adopt. Motion Carried 5-2.**

01-2242 43. Approving petition and waiver forms for sidewalk program/request to repair driveway executed by owners of four (4) properties and authorizing the City Manager to proceed with said construction. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

SPECIAL ASSESSMENTS

01-2243 44. Approving Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Fees for the month of June, 2001 for certification to Polk County; Schedule 2001-26. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

45. Authorizing Engineering Department to levy the following NAC Emergency Order Assessment Schedules:

01-2244 (A) 2001-53. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2245 (B) 2001-31. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2246 (C) 2001-11. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2247 46. Authorizing Engineering Department to correct Delinquent Solid Waste/Stormwater Utility and/or Sewer Rental charges for the month of June, 2001. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2248 47. Authorizing Engineering Department to correct NAC-Emergency Order Assessment on Schedule No. 2001-10, Certificate No. 00-07266-00 in the amount of \$195 against property at 1534 Arlington Avenue - assessment paid in full. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

LAND/PROPERTY TRANSACTIONS

01-2249 48. Resolution to approve and accept right-of-way documents from Stewart G. Hansen and Lenore J. Hansen for conveyance of property at 2103 Ingersoll Avenue for the Martin Luther King Jr. Parkway project - North/South Segment, \$1,400,000 plus closing costs. **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2250 (A) Setting Date of Hearing on request from Stewart G. and Lenore J. Hansen to convey a portion of 2103 Ingersoll Avenue (8' by 40'), (8-6-01). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2251 49. Approve and Accept Two Offers to Purchase Real Estate and Acceptance and Two Warranty Deeds from various property owners (GeVerna Lamar at 2003 Leyner Street, and Kenneth C. Paulding and Marilyn Paulding, 1936 Crocker Street) for Martin Luther King, Jr. Parkway Project-North/South Segment - \$87,200 plus closing costs. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2252 50. Approve negotiated administrative settlement and to approve and accept an Offer to Purchase Real Estate and Acceptance and form of Warranty Deed from Rebecca K. Orr for portion of property located at 4111 SW 34th Street in connection with the expansion of Iowa Air National Guard Leasehold-\$19,000 plus closing costs. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2253 51. Establishing Fair Market Value and accepting Purchase Offer for one property (4213 Leonard Place) in conjunction with the 1998 FEMA Flood Hazard Mitigation Program. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2254 52. Approve and accept right-of-way documents from James and Pamela I. Jackson and Christopher and Stella Jackson (2400-2408 E. 35th) for 2001 Intermediate Paving Program, East 35th Street, Arthur Avenue to East Hull Avenue, \$10,590 plus closing costs. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2255 53. Approve and accept Right-of-Way documents from the American National Red Cross for property located at 2116 Grand Avenue for the Martin Luther King, Jr. Parkway Project - North/South Segment - \$80,050 plus closing costs. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2256 54. Approve and accept Purchase Agreement and Warranty Deed from Neighborhood Improvement Corporation for 425 East Grand Avenue for the Eastern Gateway Project - \$1.00 plus closing costs. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2257 55. Approve conveyance of Electric Transmission Line Easement to MidAmerican Energy Company in conjunction with the East/West Segment of the Martin Luther King, Jr. Parkway Project, \$6,604. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2258 56. Approving Temporary Easement allowing Qwest Corporation to temporarily retain underground communication facilities located within vacated 11th Street south of Cherry Street. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

57. NUMBER NOT USED.

01-2259 58. Recommendation of Mayor Preston Daniels to reappoint Connie Boesen to Seat No. 1 on the Library Board of Trustees for a six-year term commencing July 1, 2001 to expire July 1, 2007. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2260 59. Recommendation of Gateway Steering Committee to appoint Jerry Hadenfeldt, Director of Government Relations at Meredith Corporation, to the Gateway Planning Commission to fill seat vacated by Leo Armatis. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2261 60. Recommendation of Christine Hensley to reappoint William Dikis to Seat No. 6 on the Urban Renewal Board for a three-year term commencing January 18, 2000 to expire January 18, 2003. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

STREET CLOSURES

01-2262 61. Recommendation of Street Use Team to approve exception regarding length of time request from Randy Catron, representing Des Moines Cycle Club, to close E. 3rd from E. Court and E. Walnut; E. Court from E. 3rd to E. 7th; E. 7th from E. Court to E. Walnut and E. Walnut from E. 7th to E. 3rd Street, on Sunday, August 26, 2001 from 6:00 A.M. until 6:00 P.M. for the Iowa Cycling Championship. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2263 62. Approving recommendation of Street Use Team (SUT) to close the following street: **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

1. Timothy Stoll, 3627 Williams, requesting permission to close Williams Street from E. Douglas Avenue to E. Euclid Avenue on Saturday, July 28, 2001 from 2:00 P.M. to 8:00 P.M. for a neighborhood block party.
2. Jesse A. Macro, Jr., representing Waveland Woods Neighborhood Association, 5711 Kingman, requesting permission to close Cummins Parkway (east side only), just south of Cottage Drive to just north of Dagle Drive on Saturday, August 4, 2001 from 7:00 A.M. to 12:00 Noon for a neighborhood SCRUB Day.
3. Mark McMahon, 2906 47th Street, requesting permission to close 47th Street from Urbandale Avenue to New York Avenue on Saturday, August 11, 2001 from 5:00 P.M. to 11:00 P.M. for a neighborhood block party.
4. Barbara Parker, 5616 Washington, requesting permission to close Washington Avenue from 57th Street to 56th Street on Saturday, August 18, 2001 from 2:30 P.M. to 8:30 P.M. for a neighborhood block party.
5. Terry Olson, 4029 Morton Avenue, requesting permission to close E. 41st Street at Boyd Avenue and Morton Avenue at E. 40th Street on Saturday, August 25, 2001 (Raindate of

September 1, 2001) from 5:00 P.M. to 8:00 P.M. for a neighborhood block party.

6. Request from Jim Kelley, 1306 46th Street, requesting permission to close 46th Street from Carpenter to Forest, Saturday, August 4, from 4:00 to 10:00 P.M. for a neighborhood party.

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

01-2264 63. Approving payment of \$35,000 to Benjamin Carrillo and his Attorney Thomas Berg for bodily injury as a result of an accident on June 10, 2000. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2265 64. Approving payment of \$5,276.25 to Ron O'Neal for payment of workers' compensation benefits for permanent injury. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2266 65. Approving payment of \$14,347.87 to Gaudineer & Comito, L.L.P. for representation of Lonny Namanny in case Charmaine Hunter and Charles Franks, Jr. v. Lonny Namanny. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2267 66. Approving payment of \$746.81 to Gaudineer & Comito, L.L.P. for representation of Brian Danner in case of Elmer Pace and Linda Pace v. Brian Danner. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2268 67. Approving payment of \$3,626.38 to William Jenkins of Myers & Jenkins for outside counsel to represent City in the Trans World Airlines, Inc. bankruptcy. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2269 68. Approving payment of \$495.55 to Jack Phillips of Phillips, Goldman & Spence, P.A. as local counsel to represent City in the Trans World Airlines, Inc. bankruptcy. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2270 69. Approving payment of \$9,964.94 to Duncan, Green, Brown, Langeness & Eckley for representation of City in matters relating to the airport parking garages. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

CITY MANAGER COMMUNICATIONS

01-2271 70. Submitting out-of-state travel requests for Susan Low, Floyd Bentz, Michael Armstrong (2), Donald Hansen, Greg Cloe, and Eric Anderson. ([Council Communication No. 01-376](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

APPROVING

01-2272 71. Approving use of various City Facilities as poll sites for Precincts 31, 36, 60, 64, 82, and 83 for School Election to be held Tuesday, September 11, 2001. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2273 72. Receipt of proposed Airport Board Regulation No. 01-29 regarding parking charges at the Des Moines International Airport effective October 1, 2001. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2274 73. Investment Agreement with United Way of Central Iowa for the Community Development Department's Outreach Program from July 1, 2001 to June 30, 2002 - \$16,635. **Moved by Vlassis to adopt. Motion Carried 4-2. Council Member Coleman declares a conflict of interest and abstains from voting. Absent: Daniels and McPherson.**

01-2275 74. Grant Application from the Fire Department to the Department of Justice for funding of training equipment purchases to enhance response capability during acts of terrorism. ([Council Communication No. 01-374](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2276 75. Acceptance of 2001 Local Law Enforcement Block Grant Award, City Council to establish and appoint the membership of the Advisory Board, and accept the Advisory Board charge; approve proposed schedule of Advisory Board Events. ([Council Communication No. 01-375](#)). **Moved by Brooks to adopt. Neighborhood hearings and a Council hearing on use of funds were recommended. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2277 76. Renewal of participation in 28E Agreement with counties of Polk, Madison , Jasper, Boone, Dallas, Warren and Story to continue Central Iowa Employment and Training Consortium (CIETC) through June 30, 2005. ([Council Communication No. 01-380](#)). **Moved by Vlassis to adopt. Motion Carried 4-1-2. Pass: Coleman. Absent: Daniels and McPherson.**

01-2278 77. Request from MTA to provide free parking on two Friday evenings and on weekends in the 7th and Center Park and Ride for shuttle service during the 2001 Iowa State Fair. ([Council Communication No. 01-387](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

78. Bids for the following:

01-2279 (A) Pomeroy Computer Resources, (4459-121st Street, Dave Pomeroy, President), ICN State of Iowa Contract No. 00-100B, (Municipal Code Section 2-725(c)) for extended maintenance agreement for network infrastructure computer equipment to be used by the Information Technology Department, \$90,356. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2280 (B) Motorola Inc., (Schaumburg, IL), State of Iowa Contract No. CT1199MV, (Municipal Code Section 2-725 (c)) for portable radios and accessories to be used by the Police Department, \$92,982.84. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2281 (C) Holmes GMC Truck, (Max Holmes, President, Clive) for one four-wheel drive one-ton truck with service body and dump box to be used by the Public Works Department - \$41,990. (Seven bids mailed-four received). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent:**

Daniels and McPherson.

01-2282 79. Submission of Civil Service Entrance Lists for Horticulture Technician, Housing Services Program Coordinator, Radio Technician, WRF Administrative Coordinator, Housing Services Accounting Analyst, Civil Engineer, and Promotional List for Accounting Specialist II. **Moved by Vlassis to receive and file. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2283 80. Approving Quarterly Treasurer's Report for the twelve months ended June 30, 2001. **Moved by Vlassis to receive and file. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2284 81. Authorizing Acting Finance Director to draw checks on registers of July 27, 2001 and August 3, 2001; and for the bills of the Des Moines Municipal Housing Agency for the weeks of July 23, 2001 and July 30, 2001; and for biweekly payroll due on July 27, 2001. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

ORDINANCES - FINAL CONSIDERATION

01-2285 82. Amending Chapter 2 of the Municipal Code regarding salaries and reimbursement of expenses for Mayor and Council Members. **Moved by Vlassis that this ordinance do now pass, [#13,969](#). Motion Carried 4-1-2. Nays: Hensley. Absent: Daniels and McPherson.**

01-2286 83. Amending the boundaries of the Skywalk District to expand south of Locust Street to 16th Street. **Moved by Vlassis that this ordinance do now pass, [#13,970](#). Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2287 (A) Adopting new Skywalk System Plan Map to identify additional planned skywalk corridors and skywalk bridges within the area south of Locust between 8th and 12th. **Moved by Vlassis that this ordinance do now pass, [#13,971](#). Motion Carried 5-2. Absent: Daniels and McPherson.**

ORDINANCES - SECOND CONSIDERATION

01-2288 84. Amending Chapter 18 of the Municipal Code regarding the seizure, impoundment and disposition of dangerous animals. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2289 85. Amending Chapter 114 of the Municipal Code regarding the following traffic regulation changes: **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 6-1. Absent: Daniels.**

(1) No Parking Restriction--Francis Avenue between 30th Street and 32nd Street (Monroe Elementary School).

(2) One-Way Street Operation--Loomis Avenue between SW 9th Street and Glover Avenue (Lincoln High School).

(3) Two-Sided Parking Restriction and Three-Lane Restriping--Lower Beaver Road from Douglas Avenue to Valdez Drive (west leg).

(4) Stop Sign Installation--SE 3rd Street and Burnham Avenue.

(5) Proposed Parking Meter Installations--Vicinity of 6th Avenue and 8th Street between Market and Mulberry.

01-2290 (A) Final consideration of ordinance above. **Moved by Hensley that this ordinance do now pass, [#13,972](#). Motion Carried 6-1. Absent: Daniels.**

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

ORDINANCES - FIRST CONSIDERATION

01-2291 86. Amending Chapter 114 of the Municipal Code regarding the following traffic regulation changes: **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

(1) Parking Restriction Modifications Adjacent to Gateway West Area.

(2) One-Sided Parking Restrictions--Park Place Estates Plat I.

(3) One-Sided Parking Restrictions--Easter Lake Estates Plats I, II, III, IV, V and VI; Easter Lake South Plat I; and Easter Lake Point Plats I and II.

(4) Corner Clearance Parking Restriction--East Side of 37th Street North of Hickman Road.

(5) Parking Restriction Adjacent to Entrance to Underground Parking Area for 801 Grand Avenue.

(6) No Stopping or Standing Restriction--West Side of 56th Street North of Robertson Drive.

(7) Corner Clearance Parking Restriction--East Side of SE 4th Street South of East Edison Avenue.

(8) Stop Sign Installation--32nd Street at Francis Avenue.

01-2292 (A) Final consideration of ordinance above. **Moved by Coleman 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, [#13,973](#).**

Motion Carried 6-1. Absent: Daniels.

COUNCIL REQUESTS

01-2293 87. Request from Mayor Preston Daniels to discuss clean-up and maintenance of Walnut Street Transit Mall. **Moved by Hensley to discuss, and refer to City Manager and Public Works. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2294 88. Communication from Council Member George E. Flagg regarding designation of Pleasant Drive as a snow route. **Moved by Hensley to receive, file and discuss; refer to City Manager and Legal for review and recommendation. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2295 89. Communication from Council Member Chris Coleman regarding the formation of a Steering Committee to review and make recommendations on the process of revising the zoning ordinance and to assist in coordination and preparation of the revised zoning ordinance. **Moved by Coleman to receive, file, and approve the formation and membership of the Steering Committee as proposed; and appoint Hensley, Vlassis and Coleman as members of this committee. Motion Carried 4-1-2. Nays: Brooks.**

01-2296 (A) City Council discussion regarding granting of zoning variances as part of the zoning process and impact of local and state law. **Moved by Hensley to receive, file and refer to Legislative Sub-Committee to address the State Law. Motion Carried 5-2. Absent: Daniels and McPherson.**

****Council considered Hearing Items next at 5:31 P.M.****

COMMUNICATIONS/REPORTS

90. NUMBER NOT USED.

91. NUMBER NOT USED.

01-2297 92. From Otis Killings, 1300 - 12th Street, requesting permission to speak regarding his property. **Moved by Coleman to receive, file, and grant request to speak. Mr. Killings is to follow up with Community Development. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2298 93. Paving Petition Form from residents in favor of paving at Pleasantview Drive from S.W. 5th Street east to dead end. **Moved by Brooks to receive, file, and refer to City Manager and City Engineer for review and recommendation. Motion Carried 4-3. Absent: Daniels, McPherson and Vlassis.**

****Council considered Item 111 thru end of agenda next****

HEARINGS (Opened at 5:31 P.M.) (Items 94 thru 109)

01-2299 94. On vicious animal appeal of William Boswell and Verna Johnson of 1422 Martin Luther King Jr. Pkwy. for their dog. **Moved by Hensley to uphold declaration. Motion Carried 4-3. Absent: Daniels, Coleman and McPherson.**

01-2300 95. On resolution to approve purchase agreement and sale of property of 1309 Ninth Street to Community Development Housing Corporation for residential redevelopment, \$500. ([Council Communication No. 01-390](#)). **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2301 (A) Approving Urban Renewal Purchase Agreement and sale of property to Community Development Housing Corporation to redevelop portions of Disposition Parcel No. 97-A in the Metro Center Urban Renewal Project Area, 1300 and 1322 Seventh Street, \$1500. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2302 96. On approval of Supplemental Agreement No. 8 to add additional land to the Iowa Air National Guard Lease Agreement and extending the Lease Agreement for ten (10) additional years. ([Council Communication No. 01-398](#)). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2303 97. On determination of Building Official to declare a public nuisance for structures located at 401 SE 6th Street. ([Council Communication No. 01-379](#)). **Moved by Brooks to declare the property a public nuisance, close the hearing, and delay demolition until Council receives a report from the City Manager. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2304 (A) Communication from Council Member George E. Flagg regarding the above property. **Moved by Brooks to receive, file and discuss. Motion Carried 5-2.**

01-2305 98. On conveyance of 1130 10th Street to Ben's Keystone Construction (Ankeny) for \$2700. **Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2306 99. On proposed Des Moines City Code amendment adding and enacting the Northeast Four Mile Area Trunk Sanitary Sewer System Benefited District and imposing a connection fee on all properties within said district whose owners hereafter apply to make connection to said sewer. **Moved by Flagg to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2307 (A) First consideration of ordinance above. **Moved by Flagg that this ordinance be considered and given first vote for passage. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2308 100. On vacation and conveyance of property approximately the south 45 feet of East

Vine Street between East 6th Street and East 7th Street to VanVleet, Inc. (Teresa VanVleet Danos, President, Rowat Cut Stone & Marble Company, 110 SE 7th Street) in exchange for property at SE 11th and SE 12th Street, north of Elm Street. ([Council Communication No. 01-384](#)). **Moved by Brooks to approve. Motion Carried 6-1. Absent: Daniels.**

01-2309 (A) First consideration of ordinance vacating any previously unvacated right-of-way in the vicinity of East Vine Street between East 6th Street and East 7th Street. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Daniels.**

01-2310 (B) Final consideration of ordinance above, waiver requested by VanVleet Inc., requires six votes. **Moved by Brooks 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, #13,974. Motion Carried 6-1. Absent: Daniels.**

01-2311 101. On request from National Housing & Neighborhood Development Corporation, represented by Jack Hatch, to rezone property at 1500 Woodland Avenue, from "RHD" (Residential Historic District) to "NPC" (Neighborhood Pedestrian Commercial District) to allow redevelopment of the site as 51 rental units and 7,668 square feet of commercial/office space. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Daniels.**

01-2312 (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Daniels.**

WITHDRAWN 01-2313 (B) Final consideration of ordinance above, requested by applicant, requires six votes.

01-2314 (C) Request from applicant to vacate and convey a segment of the east/west alleyway between Woodland Avenue and High Street extending 328.6' west from 15th Street, subject to conditions. **Moved by Hensley to adopt and refer to the City Manager and Legal Department to implement. Motion Carried 6-1. Absent: Daniels.**

01-2315 102. On request from Banker's Trust Company (Owner), represented by Paul Erickson (Officer), to rezone property at 655 East Army Post Road, from "C-4" (Shopping Center District) to "C-2" (General Retail and Highway Oriented Commercial) to allow for development of the site independent of the Southridge Mall Complex with conditions. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Daniels.**

01-2316 (A) First consideration of ordinance above. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Daniels.**

01-2317 (B) Final consideration of ordinance above, requested by applicant, requires six votes. **Moved by Brooks 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, [#13,975](#). Motion Carried 6-1. Absent: Daniels.

01-2318 103. On request from Plymouth Congregational Church (Owner), represented by Paul Johnson, to rezone property at 4126 Ingersoll Avenue, from "R-3" (Multiple Family Residential District) to "PUD" (Planned Unit Development District) and to approve the "Plymouth Congregational Church" concept plan to allow for future addition of an educational wing, fellowship hall and parking structure with conditions. **Moved by Hensley to adopt. Motion Carried 4-1-2. Pass: Vlassis. Absent: Daniels and McPherson.**

01-2319 (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 4-1-2. Pass: Vlassis. Absent: Daniels and McPherson.**

WITHDRAWN01-2320 (B) Final consideration of ordinance above, requested by applicant, requires six votes.

01-2321 104. Continued on application from Eddie Wilson, Sr., (owner) to rezone property at 4152 E. Jefferson, from "U-1" (Floodplain District), to "R1-60" (One Family, Low Density Residential District), to allow construction of a new single-family home. **Moved by Vlassis to continue the public hearing until August 6, 2001, at 5:30 P.M. Motion Carried 6-1. Absent: Daniels.**

01-2322 105. Report from Community Development Director on the rationale and basis for the amendments to the plans for the Airport Commerce Park Urban Renewal Project and the City-wide Urban Revitalization Area to amend the boundaries of each (continued from 7-9-01). **Moved by Hensley to receive and file. Motion Carried 6-1. Absent: Daniels.**

01-2323 (A) Report and recommendation from City Plan and Zoning Commission on proposed amendments. **Moved by Hensley to receive and file. Motion Carried 6-1. Absent: Daniels.**

01-2324 (B) Resolution accepting Declaration of Covenants from Airport Commerce Park, L.C., and Hurd Real Estate Services Inc., limiting tax abatement within the expanded project area to 3-year 100% and to improvements intended for uses permitted in the "PBP" (Planned Business Park District) other than support commercial uses. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Daniels.**

01-2325 (C) Resolution of necessity finding the amended project area for the Airport Commerce Park South Urban Renewal Project constitutes an economic development area appropriate for commercial and industrial enterprises. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Daniels.**

01-2326 (D) Resolution closing hearing on the 1st Amendment to the Urban Renewal Plan for the Airport Commerce Park South Urban Renewal Project and approving same to amend the boundaries of the project area. ([Council Communication No. 01-389](#)). **Moved by Hensley to**

adopt. Motion Carried 6-1. Absent: Daniels.

01-2327 (E) First consideration of ordinance designating the amended project area for the Airport Commerce Park South Urban Renewal Project as TIF District under Iowa Code 403.19. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Daniels.**

01-2328 (F) Final consideration of ordinance above, (waiver requested by Jerry Neugent for Airport Commerce Park, L.C. **Moved by Hensley 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, [#13,976](#). Motion Carried 6-1. Absent: Daniels.**

01-2329 (G) Resolution closing hearing on the 10th Amendment to the Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area and adopting same to amend the boundaries of the Airport Commerce Park sub-area wherein qualifying commercial and industrial improvements may qualify for tax abatement. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Daniels.**

01-2330 106. On Martin Luther King Jr. Parkway Demolition No. 6 E/W: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Metro Wrecking & Excavating, Inc. (Kurt Pagliai, President, DM), \$72,500. **Moved by Coleman to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2331 (A) Approving contract and bond and permission to sublet. **Moved by Coleman to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2332 107. On E. 14th Street Sanitary Sewer Repair - 3400 Block: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Van Hauen & Associates, Inc., (Mark Van Hauen, VP/CEO, Clive), \$34,750. **Moved by Flagg to adopt. Motion Carried 4-3. Absent: Daniels, McPherson and Vlassis.**

01-2333 (A) Approving contract and bond and permission to sublet. **Moved by Flagg to adopt. Motion Carried 4-3. Absent: Daniels, McPherson and Vlassis.**

01-2334 108. On 4th and Grand Parking Garage Renovation: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Western Waterproofing Co., Inc. (William L. Bishop, CEO, WDM), \$634,465.65. **Moved by Hensley to adopt. Motion Carried 4-3. Absent: Daniels, McPherson and Vlassis.**

01-2335 (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 4-3. Absent: Daniels, McPherson and Vlassis.**

01-2336 109. Approving further continuance of hearing on request from R. Meyer Traviss, to rezone property at 4931 Douglas Avenue from "C-1" to Limited "C-2" (8-6-01). **Moved by Coleman to continue the public hearing until August 6, 2001, at 5:30 P.M.; or to any special meeting called in the interim. Motion Carried 5-2. Absent: Daniels and McPherson.**

* * END HEARINGS at 6:01 P.M. * *

****Council considered Item 92 and 93 next****

APPROVING

01-2337 110. Southwest Fairmont Park Neighborhood Enhancement Program for residential properties in neighborhood bounded by Guthrie Avenue to north, Easton Boulevard to south, Delaware Avenue to west, and I-235 to east and administered by Neighborhood Conservation Services Division of Community Development Department in partnership with Neighborhood Finance Corporation. ([Council Communication No. 01-378](#)). **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Daniels.**

01-2338 111. Preliminary approval of a \$10,000 economic development forgivable loan from City to Hicklin Engineering, L.C., to consolidate workforce at 4060 Dixon. ([Council Communication No. 01-391](#)). **Moved by Coleman to adopt. Motion Carried 4-3. Absent: Daniels, McPherson and Vlassis.**

01-2339 112. Agreement for professional services with William Anderson Architecture, LLC for phases one and two of the Western Gateway Implementation Plan. **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2340 113. Development Agreement with 301 Grand, L.C. (Kent Mauck, Developer) for redevelopment of the Kenyon Building, 301 Grand Avenue. ([Council Communication No. 01-377](#)). **Moved by Hensley to approve and adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2341 (A) City Council discussion regarding the need to develop a committee process for the preservation of older building in the City, specifically south of Walnut, the Court Avenue Area and Gateway East. **Moved by Hensley to refer this issue to the City Manager to develop and recommend a committee plan and process. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2342 114. City staff to convene a committee, which includes the Planning and Design Committee, to review the Gray's Lake Master Plan, after April 2, 2002. ([Council Communication No. 01-385](#)). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.**

01-2343 115. Memorandum of Understanding between City of Des Moines, Des Moines Waterworks Board, Ruan Center Corporation and Greater Des Moines Community Foundation regarding Mayor's Streetscape Committee. ([Council Communication No. 01-388](#)) **Moved by**

Coleman to adopt. Motion Carried 4-2. Absent: Daniels and McPherson. Council Member Brooks declares a conflict of interest, and abstains from voting.

*** * * * ***

A G E N D A

BOARD OF HEALTH

July 23, 2001

01-2344 MOTION TO CONVENE. Moved by Vlassis that the City Council Adjourn and Convene as a Board of Health. Motion Carried 5-2. Absent: Daniels and McPherson.

AUTHORIZING

01-2345 1. Court authority to abate the public nuisance at 1218 21st Street, (vacant), Titleholder: Forest Avenue Gospel Temple, Attn: Reverend Aaron B. Carter, Jr., President. Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.

01-2346 2. Release of the lien entered against 1552 28th Street to allow Habitat for Humanity to transfer title to the real estate. Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.

01-2347 3. Engineering Department to remove the warehouse structure located at 327 E. Edison. Moved by Vlassis to adopt. Motion Carried 5-2. Absent: Daniels and McPherson.

01-2348 MOTION TO ADJOURN. Moved by Vlassis to adjourn at 6:14 P.M. Motion Carried 5-2. Absent: Daniels and McPherson.

DES MOINES-CITY OF SKYWALKS