

***** DES MOINES CITY COUNCIL MEETING REPORT *****

The City Council took the following action on items listed in the attached meeting agenda summary. Copies of ordinances, resolutions and other Council action may be obtained from the City Clerk's Office (515) 283-4209. The six-digit number beginning with '07-' 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

January 22, 2007

**Reception for Brian Meyer, Council Member Ward IV - 3:00 P.M. – 4:00 P.M.
Great Hall, 400 Robert D Ray Dr.
Oath of Office Ceremony - 4:00 P.M.**

**Municipal Housing Governing Board - 4:15 P.M.
Regular Meeting - 4:30 P.M.**

INVOCATION: Pastor Craig Robertson
Grant Park Christian Church

[07-097](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey, Meyer and Vlassis.**

[07-098](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 7-0.**

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***Note: These are routine items and will be enacted by one roll call vote without separate discussion unless someone, Council or public, requests an item be removed to be considered separately.**

[07-099](#) 3. APPROVING CONSENT AGENDA – items 3 through 35: **Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS

[07-100](#)

4. [Approving](#) Alcoholic Beverage License applications for the following: **Moved by Me to adopt. Motion Carried 7-0.**

NEW APPLICATIONS

- (A) ~~BAN THAI RESTAURANT~~ ~~215 E WALNUT ST~~ ~~C Beer/Wine~~
(B) WANNA B'S 1820 E ARMY POST RD C Liquor

RENEWAL APPLICATIONS

- (C) ALLIED INSURANCE 1100 LOCUST ST C Liquor
(D) CAFE DI SCALA 644 18TH ST C Liquor
(E) CASEYS GENERAL STORE #2244 2150 E ARMY POST RD C Beer
(F) COONEYS TAVERN 3708 BEAVER AVE C Liquor
(G) CYCLES WALNUT TAP 2401 E WALNUT ST C Liquor
(H) DES MOINES ASIAN FOOD 1623 6TH AVE C Beer
(I) EL AGUILA REAL AUTHENTIC 3600 BEAVER AVE C Liquor
(J) EL DORADO MEXICAN REST 4345 MERLE HAY RD C Liquor
(K) FLYING MANGO 4345 HICKMAN RD C Liquor
(L) HOPPERS 2515 WEDGEWOOD C Liquor
(M) KUM & GO #440 821 E EUCLID AVE C Beer
(N) LA CRUZ #3 3900 E 14TH ST C Beer
(O) LIFT 222 4TH STREET C Liquor
(P) MACCABEES DELI & JUDAICA 1150 POLK BLVD B Wine
(Q) MANNINGS 2102 INDIANOLA AVE C Liquor
(R) NAT FOOD MART 1443 2ND AVENUE C Beer
(S) OLD WORLD PUB & PIZZERIA 4138 FLEUR DR C Liquor
(T) PALMERS DELI & MARKET 2843 INGERSOLL AVE C Liquor
(U) PAPILON 2718 DOUGLAS AVE C Beer/Wine
(V) PLAZA MEXICO MEXICAN REST 3841 E 14TH ST C Liquor
(W) SAMBETTIS 1430 2ND AVE C Liquor
(X) SCOOTER & BABS SPORTS BAR 918 E EUCLID AVE C Liquor

TRANSFER TO NEW LOCATION

- (Y) DEPOT 3000 E GRAND AVE B Beer
Temporary transfer to Cattle Barn from February 12-18, 2007 for the Beef Expo.

SPECIAL EVENT APPLICATIONS

- (Z) SENIOM SED 555 WALNUT ST B Beer
Skywalk Golf Open, February 3, 2007 at Kaleidoscope at the Hub.

- [07-101](#) 5. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Vlassis to adopt Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

- [07-102](#) 6. [Approving](#) completion and recommending acceptance of private construction contract paving improvements in Sawyer's Landing Phase 1, between Eco-Tech Construction, L and Savannah Homes. **Moved by Vlassis to adopt. Motion Carried 7-0.**

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

- [07-103](#) (A) [Legacy](#) Construction Associates, Inc. – Prospect Park Playground Improvements. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- [07-104](#) (B) [Grimes](#) Asphalt & Paving Corp. – 2006 Parks HMA Improvements. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- [07-105](#) (C) [Des](#) Moines Asphalt & Paving Co. – 2006 Expanded Street Resurfacing Program Residential. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- [07-106](#) (D) [Elder](#) Corporation – Westchester Park Improvements – Phase 3. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- [07-107](#) (E) [Rocky](#) Hurst Construction – Restroom Enclosure at Ewing and Easttown Park. **Moved by Vlassis to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [07-108](#) 8. [Approving](#) deletion of NAC-Emergency Assessments at various locations. **Moved by Vlassis to adopt. Motion Carried 7-0.**

9. Approving the following:

- [07-109](#) (A) [Delinquent](#) Sewer Rental and/or Solid Waste/Stormwater Utility Fees for December 2006. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- [07-110](#) (B) [Delinquent](#) Sewer Rental and/or Solid Waste/Stormwater Utility Credits for December 2006. **Moved by Vlassis to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [07-111](#) 10. Real estate documents for property at 4687 SW 56th Street from David R., Peter C. and J. Woltz for the Airport Runway 13R/31L Project, \$1,357,180, plus closing costs. ([Council Communication No. 07-033](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-112](#) 11. Establishing fair market value and authorizing acquisition of multiple properties for the 235 Deans Lake Storm Sewer Outlet Project – Phase II, \$64,200. ([Council Communication No. 07-032](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-113](#) 12. Approving Tax Abatement Application for additional value added by improvements completed in 2004 for 3004 Deep Woods Court. ([Council Communication No. 07-031](#)) **Moved by Vlassis to adopt, and to request that the Polk County Assessor apply the abatement retroactively commencing with the taxes payable in FY2006/07 as if application had been timely processed by the City. Motion Carried 7-0.**
- [07-114](#) 13. Acceptance of a permanent easement for sanitary sewer located on the property at 222nd Street from Ryan O'Mara for an existing sanitary sewer, \$1, plus closing costs. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-115](#) 14. Resolution initiating rezoning of 1703 and 1707 E. Madison Avenue to “R1-60” (Family Low-Density Residential) and imposing a temporary moratorium on development inconsistent with the rezoning. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [07-116](#) 15. Recommendation from Council Member Brian Meyer to appoint James Robert Martin to Seat 15 on the Plan and Zoning Commission to fill an unexpired term commencing July 1, 2003 to expire July 1, 2008. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-117](#) 16. Confirming Mayor Frank Cownie's recommendation for Council Member Chris Collier to serve as the City's representative on the Blank Park Zoo Foundation Board, pursuant to the Intergovernmental 28E Agreement. **Moved by Vlassis to approve. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [07-118](#) 17. On appeal by Bernie Van Til, Preservation Properties, L.L.C., of Historic Preservation Commissions' decision regarding a Certificate of Appropriateness for demolition of Kingsway Cathedral at 901 19th Street in Sherman Hill Historic District, (2-26-07). **Moved by Hensley to set the date of hearing for February 26, 2007 at 5:00 P.M., and provide information at the hearing regarding: 1.) Who has legal ownership of the building; 2.) Documentation of who Mr. Van Til is representing. Motion Carried 7-0.**
- [07-119](#) (A) Communication from Historic Preservation Commission. **Moved by Hensley to receive and file, and to defer any action until after the hearing on the appeal of Preservation Properties from the Commission's decision to deny a Certificate of Appropriateness for the demolition of the Kingsway Cathedral. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [07-120](#) 18. Approving payment of \$728 to Ahlers & Cooney, P.C. for legal services on various issues regarding the Des Moines International Airport. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-121](#) 19. Approving payment of \$1,560 to Ahlers & Cooney, P.C. for representation regarding general matters. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-122](#) 20. Approving payment of \$1,815.43 to Ahlers & Cooney, P.C. for bond counsel services. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-123](#) 21. Approving payment of \$9,437.45 to Hall & Associates for services related to the Combined Sewer System and Combined Sewer Overflows related to the NPDES Permit. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-124](#) 22. Approving increasing authorized amount for employment of Hall & Associates to provide professional consultation and legal representation services related to the combined sewer overflow and NPDES Permit for the Wastewater Reclamation Facility by \$25,000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [07-125](#) 23. [Submitting](#) out-of-state travel requests for Brent Harris, Douglas Harvey, Bert Drost, Lundy, Vincent Valdez, Robert Kraft and Michael Berry. ([Council Communication No. 07-034](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-126](#) 23-I [Regarding](#) land use plans for area bounded by Interstate 235 on the north, Crocker Street on the south, 18th Street on the east and the two-way pair of M.L. King Parkway on the west and recommending a process for consideration of future development in the area. ([Council Communication No. 07-035](#)) **Moved by Hensley to refer to the City Manager to incorporate the Visual Park aspect, bring the stake holders together and come back with an amendment for the plan including extending the area to the east and to include the Edmonds area. Motion Carried 7-0.**

APPROVING

- [07-127](#) 24. [CDBG](#) Housing Program, Nonprofit Contract for home ownership, and Commitment Contracts for execution by Community Development Department. ([Council Communication No. 07-026](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
25. Amendment One to the PY 2006 Central Iowa Shelter & Services (fka Churches Uniting in Christ Shelter) for the following:
- [07-128](#) (A) [Transit](#) Shuttle Service Project. ([Council Communication No. 07-027](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-129](#) (B) [Emergency](#) Homeless Shelter Project. ([Council Communication No. 07-028](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-130](#) 26. [City](#) Manager to negotiate a contract with Greater Des Moines Habitat for Humanity regarding implementation of the Thrivent Builds Neighborhoods Planning Grant Program to provide funding to develop and implement neighborhood action plan for King Irving Mondamin Presidential Neighborhoods. ([Council Communication No. 07-031](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-131](#) 27. [Subordination](#) Agreement in favor of Community Business Lender, L.C. for renovation of 216 Court Avenue. ([Council Communication No. 07-045](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-132](#) 28. [Acceptance](#) of proposal for credit and debit card services from U.S. Bank, N.A. Agreement with U.S. Bank, N.A. and Nova Information Systems, Inc. for Credit Card and Debit Card transactions. ([Council Communication No. 07-029](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

29. Requests from Downtown Community Alliance for approval of banner designs for following:

[07-133](#)

(A) [Civic](#) Center of Greater Des Moines for 20 banners on 10 poles in downtown Des Moines in February for promotion of The Phantom of the Opera. **Moved by Vlassis to receive, file and approve banner. Motion Carried 7-0.**

[07-134](#)

(B) [State](#) Historical Society of Iowa for 20 banners on 10 poles in downtown Des Moines in February. **Moved by Vlassis to receive, file and approve banner. Motion Carried 7-0.**

[07-135](#)

30. [Receipt](#) of Quarterly Treasurer's Report as of December 31, 2006. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

31. Bids from the following:

[07-136](#)

(A) [Air-Con](#) Mechanical Corporation for two (2) additional one-year renewal options to furnish plumbing and HVAC (heating, ventilating and air conditioning) services. Estimated cost \$285,000. (Nine bids mailed, four received.) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-137](#)

(B) [Charles](#) Gabus Ford \$513,757.15, Bob Brown Chevrolet \$39,240.62, and Stivers Ford \$40,416 for various replacement vehicles, total cost \$593,413.77. **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-138](#)

(C) [Zylstra](#) Harley Davidson & Buell for six (6) motorcycles and accessories to be used by the Patrol Division of the Police Department, \$126,883.20. (Ten bids mailed, four received.) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-139](#)

32. [Receipt](#) of Legislative Update of the 82nd General Assembly. **Moved by Vlassis to receive and file the report. Motion Carried 7-0.**

[07-140](#)

33. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of January 22 and January 29, 2007; to draw the checks for the bills of the [Des Moines Municipal House of Representatives](#) Agency for the weeks of January 22 and January 29, 2007; and to draw checks for weekly payroll due February 2, 2007. **Moved by Vlassis to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

07-141

- 34. Amending Chapter 10 of the Municipal Code to extend the hours which minors 16 years and older may be present in a licensed or permitted establishment which has qualified as a designated music venue. **Moved by Vlassis that this ordinance do now pass, #14,62 Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

07-142

- 35. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: **Moved by Vlassis that this ordinance be considered and given second vote passage. Motion Carried 7-0.**
 - (A) Removal of Parking Restriction due to I-235 Construction – north side of Crook Street, west of 31st.
 - (B) Provisions for Bus Loading at St. Anthony’s School, 15 Indianola Avenue.
 - (C) Parking Restriction – west side of Knob Hill Drive from Timber Lane to the dead end south.
 - (D) Parking Restriction – east side of 31st Street from the cul-de-sac to south of Carpenter Avenue.
 - (E) Request for Stop Signs, E. Jefferson Avenue at E. 22nd Street.
 - (F) Parking Restriction – both sides of Grandview Avenue from the dead end east of 42nd Street.
 - (G) Parking Restriction – north side of Gannett Avenue from SW 28th Street, west to Dead End.
 - (H) Parking Meters in the 9th and Locust Parking Garage – change in hours of operation.
 - (I) Loading Zone and Installation of Parking Meters – south side of E. Grand Avenue west of E. 4th Street.

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

Council considered Items 36 and 37 next

COMMUNICATIONS/REPORTS

- [07-143](#) 36. **From** Highland Park SSMID Board regarding recommended budget and levy for Highland Park Self-Supported Municipal Improvement District for Fiscal Year commencing July 1, 2007. **Moved by Mahaffey to receive and file and refer communication to the Engineering Department to review concerns regarding the pole at the southeast corner of the intersection of 6th Avenue and Euclid Avenue. Motion Carried 7-0.**
- [07-144](#) 37. **From** William J. Lillis, representing Merle Hay Mall and Bankers Trust, regarding a TIF Increment Financing (TIF) District in the Merle Hay and Douglas Avenue area. **Moved by Vlassis to receive and file comments and refer to the City Manager for review and recommendation. Motion Carried 7-0.**

Council considered Hearing Items 38 through 46 next

HEARINGS (OPEN AT 5:18 P.M.) (ITEMS 38 THRU 46)

- [07-145](#) 38. **On** Urban Renewal Agreement for sale of land for private redevelopment with Vision First Des Moines, L.L.C. ([Council Communication No. 07-044](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [07-146](#) 39. **On** Supplement No. B8 to the Governmental Lease-Purchase Master Agreement with Bank of America Leasing & Capital LLC, to acquire various vehicles and items of equipment for the Police Department, \$700,000. ([Council Communication No. 07-030](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-147](#) 39. (A) **Authorization** for additional action. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-148](#) (B) **Authorization** for execution and delivery. **Moved by Vlassis to adopt. Motion Carried 7-0.**
40. On appeal from Edward Muelhaupt III, of the decision of the Historic Preservation Commission regarding restrictions of fencing at 649-18th Street, (**continued from January 8, 2007**).

ALTERNATE RESOLUTIONS:

- [07-149](#) (A) **Affirming** the decision of the Historic Preservation Commission. **Moved by Henry to adopt and affirm the decision of the Historic Preservation Commission and conditionally approve the Certificate of Appropriateness. Motion Carried 7-0.**

WITHDRAWN

- [07-150](#) (B) ~~**Amending** the decision of the Historic Preservation Commission.~~

41. Items regarding property in the 2200 block of E. Pine Avenue, Jerry's Homes:

[07-151](#)

- (A) [To](#) amend the Des Moines 2020 Community Character Land Use Plan future land designation from Public/Semi-Public, Park/Open Space – Public and Low/Medium Density Residential to Medium Density; and from Low Density Residential to Low/Medium Density Residential; and for Removal of the Neighborhood Activity Node at the SE corner, to be used for future development of single-family detached, single-family semi-detached, single-family townhome and multi-family condominium uses, (65.31 acres). **Moved by Meyer to continue to February 26, 2007 at 5:00 P.M.; refer to the City Manager to arrange a meeting with the neighbors and the Developer. Motion Carried 7-0.**

[07-152](#)

- (B) [Hearing](#) on rezoning of the property from “R1-80” (One Family Residential), to “R-3” (Multiple-Family Residential), Ltd. “R-3”, Ltd. “R1-60” (One-Family Low-Density Residential) and Ltd. “R1-80” (One-Family Residential). **Moved by Meyer to continue to February 26, 2007 at 5:00 P.M.; refer to the City Manager to arrange a meeting with the neighbors and the Developer. Motion Carried 7-0.**

WITHDRAWN

[07-153](#)

- (C) [First](#) consideration of ordinance above, ~~(6 affirmative votes required to approve rezoning due to sufficient protest by adjoining land owners).~~

WITHDRAWN

[07-154](#)

- (D) [Final](#) consideration of ordinance above, ~~(waiver requested by applicant).~~

[07-155](#)

- (E) [Communication](#) from area property owners. **Moved by Meyer to receive and file. Motion Carried 7-0.**

42. Items regarding property at 1351 Grandview Avenue, Grand View College:

[07-156](#)

- (A) [To](#) amend the Des Moines 2020 Community Character Land Use Plan future land designation from Low Density Residential to Public Semi-Public, to be used for future campus development. **Moved by Vlassis to approve the proposed amendment. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**

[07-157](#)

- (B) [Hearing](#) on rezoning of the property from “R1-60” (One Family Low Density Residential) to “PUD” (Planned Unit Development). **Moved by Vlassis to approve and approve the rezoning and Conceptual Plan, subject to final passage of rezoning ordinance. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**

[07-158](#)

- (C) [First](#) consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**

Member Mahaffey declares a conflict of interest and abstains from voting.

- [07-159](#) 42. (D) **Final** consideration of ordinance above, (waiver requested by applicant), require votes. **Moved by Vlassis that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,624. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**
- [07-160](#) 43. **On** request from Northern Warren Fire and Emergency Response Agency to rezone property at 6304 SW 7th Street from “R1-60” (One-Family Low Density Residential) to Limited “C-2” (General Retail and Highway Oriented Commercial), subject to conditions. **Moved by Hensley to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [07-161](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [07-162](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), require votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,625. Motion Carried 7-0.**
- [07-163](#) 44. **On** request from Stockbridge, L.P. to rezone property at 1815 High Street from “C-2” (General Retail and Highway Oriented Commercial) to Limited “NPC” (Neighborhood Pedestrian Commercial) to allow for development of pedestrian scale three-story 42-unit multiple-family residential apartment building, subject to conditions. **Moved by Hensley to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [07-164](#) (A) **First** consideration of ordinance. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [07-165](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), require votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,626. Motion Carried 7-0.**
- [07-166](#) 45. **On** request from David Paladino to rezone property at 2700 Oxford Street from “R1-60” (One-Family Low Density Residential) to a Limited “M-1” (Light Industrial) to allow for redevelopment of property for mini-warehouse and storage, subject to conditions. **Motion Carried 7-0.**

by Mahaffey to deny the request to rezone the property. Motion Carried 7-0.

46. Items regarding approximately 217 acres of property at 3930 SE 72nd Avenue, M America Group, and to continue both items to February 12, 2007 at 5:00 P.M.:

[07-167](#)

- (A) [Hearing](#) on request for Voluntary Annexation. Moved by Coleman to continue public hearing on the annexation until February 12, 2007, at 5:00 P.M., in Council Chambers. Motion Carried 7-0.

[07-168](#)

- (B) [Hearing](#) on request to rezone property from "A-1" (Agricultural) to "PUD" (Plan Unit Development). Moved by Coleman to continue the public hearing on proposed rezoning until February 12, 2007, at 5:00 P.M., in the Council Chambers. Motion Carried 7-0.

END HEARINGS AT 6:49 P.M.

APPROVING

[07-169](#)

47. [Intergovernmental](#) 28E Agreement with City of Johnston, Polk County and Polk County Conservation Board for construction and maintenance of Trestle-to-Trestle Multi-Use Recreational Trail. ([Council Communication No. 07-043](#)) Moved by Coleman to approve. Motion Carried 7-0.

WITHDRAWN

[07-170](#)

48. ~~Urban Renewal Development Agreement with High Land Co., L.C. for Ingersoll Square residential condominium project, east of M.L. King Parkway between Ingersoll Avenue and High Street and Proposed Conceptual Development Plan. (Council Communication No. 07-042)~~

BOARD OF HEALTH

[07-171](#)

MOTION TO CONVENE. Moved by Vlassis that the City Council adjourn and convene a meeting of the Board of Health. Motion Carried 7-0.

AUTHORIZING

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

[07-172](#)

- (A) [3103](#) Forest Avenue, Titleholder: Drake University. Moved by Coleman to authorize. Motion Carried 7-0.

[07-173](#)

(B) [1111](#) Martin Luther King Jr. Parkway (garage), Titleholder: Inhtong Thiravongkham
Moved by Coleman to adopt. Motion Carried 7-0.

[07-174](#)

(C) [1917](#) 11th Street, Titleholder: Kathleen A. Mitchell; Mortgage Holder: Midway
Heritage Bank, FSB, HyVee Branch. **Moved by Coleman to adopt. Motion Carried
7-0.**

[07-175](#)

MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 6:55 P.M. Motion Carried 7-0.**

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