



***** 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 '08-' 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

April 7, 2008 4:30 P.M.

INVOCATION: Rev. Tim Diebel
First Christian Church
2500 University Avenue

[08-538](#) 1. **ROLL CALL: Present: Coleman, Hensley, Kiernan, Mahaffey, Meyer and Vlassis. Absent: Cownie.**

[08-539](#) 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Vlassis to adopt. Motion Carried 6-1.**

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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.**

[08-540](#) 3. **APPROVING CONSENT AGENDA – items 3 through 47: Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 6-1.**

LICENSES AND PERMITS

08-541

4. Approving Alcoholic Beverage License Applications for the following: **Moved by Vlassis to adopt. Motion Carried 6-1.**

NEW APPLICATIONS

(A)	DAVIS CONCESSIONS	2601 HUBBELL AVE	B Beer
(B)	FAST MART	1401 BUCHANAN ST	E Liquor
(C)	JETHROS	3102 FOREST AVE	C Liquor
(D)	MARINOS ITALIAN REST.	4940 FRANKLIN AVE	C Beer/Wine
(E)	OKEY DOKEY CAFE	1700 E 27TH ST	C Liquor
(F)	SHOP N SAVE #3	1829 6TH AVE	E Liquor
(G)	TEDESCO STEAKHOUSE	5418 DOUGLAS AVE	C Liquor
(H)	WIDE SPREAD CATERING	75 E LOCUST Simon Estes	B Beer

RENEWAL APPLICATIONS

(I)	ALPINE TAP ROOM	2720 INGERSOLL AVE	C Liquor
(J)	BASIL PROSPERI	407 E 5TH ST	B Wine
(K)	CAPITAL CITY BREW PUB	5800 FLEUR DR	C Liquor
(L)	GATEWAY MARKET	2002 WOODLAND AVE	C Beer/Wine
(M)	GIT N GO STORE #1	3735 HUBBELL AVE	C Beer
(N)	GREENWOOD LOUNGE	3707 INGERSOLL AVE	C Liquor
(O)	HAWKEYE ELKS LODGE #160	1401 WALKER ST	C Liquor
(P)	KUM & GO #120	101 ARMY POST RD	C Beer
(Q)	KUM & GO #194	4001 SW 9TH ST	C Beer
(R)	LA HACIENDA	900 E ARMY POST RD	C Liquor
(S)	MANNINGS	2102 INDIANOLA AVE	C Liquor
(T)	QUIKTRIP #515	1421 INGERSOLL AVE	C Beer
(U)	SCORNOVACCAS PIZZA	1930 SE 14TH ST	C Liquor
(V)	SELECT SERVICE PARTNER	5800 FLEUR DR	C Liquor
(W)	STRANDED BY THE TRACKS	1922 HUBBELL AVE	C Liquor
(X)	ZEN RESTAURANT	400 WALNUT ST	C Liquor

TRANSFER TO NEW LOCATION

- (Y) CAMPBELLS CONCESSIONS 3000 E GRAND AVE B Beer
Temporary transfer to Cattle Barn Café from April 18, 2008 to April 22, 2008 for a special event.

OUTDOOR SERVICE APPLICATIONS

- (Z) COURT AVENUE BREWING 309 COURT AVE C Liquor
Temporary outdoor service area in conjunction with Drake Relays Celebration on April 25, 2008. Pending approval of Building, Electrical, Zoning and Fire Departments.

- (AA) DOGHOUSE SPORTS BAR 2222 FOREST AVE C Liquor
Temporary outdoor service area for Drake Relays effective April 24, 2008 through April 26, 2008. Pending approval of Building, Electrical, Zoning and Fire Departments.
- (BB) DOGHOUSE SPORTS BAR 2222 FOREST AVE C Liquor
Temporary outdoor service area for Drake Relays effective April 17, 2008 through April 19, 2008. Pending approval of Building, Electrical, Zoning and Fire Departments.
- (CC) DUBLIN 2307 UNIVERSITY AVE C Liquor
Temporary outdoor service area for Drake Relays effective April 21, 2008 through April 27, 2008. Pending approval of Building, Zoning and Fire Departments.
- (DD) JOESEPPES (LOWER LEVEL) 1930 SE 14TH ST C Liquor
Adding permanent outdoor service area.
- (EE) KELLEYS ON BEAVER 3606 BEAVER AVE C Liquor
Adding permanent outdoor service area.
- (FF) MARGARETS 3020 FOREST AVENUE C Liquor
Temporary outdoor service area for Drake Relays effective April 23, 2008 through April 28, 2008. Pending approval of Building and Fire Departments.
- (GG) UNIVERSITY LIBRARY CAFE 3506 UNIVERSITY AVE C Liquor
Temporary outdoor service area for Drake Relays effective April 23, 2008 through April 27, 2008. Pending approval of Building and Fire Departments.
- (HH) UNIVERSITY LIBRARY CAFE 3506 UNIVERSITY AVE C Liquor
Temporary outdoor service area for Drake Relays effective April 19, 2008. Pending approval of Building and Fire Departments.

SPECIAL EVENTS APPLICATIONS

- (II) CAMPBELLS CONCESSION 3000 E GRAND AVE Five (5) Day License
Special Class C Beer/Wine License for Farner Bocken Food Show Party at the 4-H Building on April 19, 2008.
- (JJ) DRAKE UNIVERSITY - ALUMNI TENT 2830 FOREST AVE B Beer
Five day license for Drake Relays Alumni Tent effective April 21, 2008 through April 25, 2008. Pending approval of Building, Electrical, Vice, Zoning and Fire Departments.
- (KK) DRAKE UNIVERSITY-OLD MAIN 2507 UNIVERSITY C Beer/Wine
Five day license for Drake Relays at Levitt Hall effective April 14, 2008 through April 18, 2008. Pending approval of Building, Electrical, Vice, Zoning and Fire Departments.

(LL) DRAKE UNIVERSITY-OLD MAIN 2507 UNIVERSITY C Beer/Wine
Five day license for Drake Relays at Levitt Hall effective April 22, 2008 through
April 26, 2008. Pending approval of Building, Electrical, Vice, Zoning and Fire
Departments

(MM) ST ANTHONY CATHOLIC CHURCH 15 INDIANOLA RD C Beer/Wine
Five day license for special event on April 19, 2008. Pending approval of Building,
Electrical, Vice, Zoning and Fire Departments.

- [08-542](#) 5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-543](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 6-1.**

PUBLIC IMPROVEMENTS

7. Ordering construction of the following:

- [08-544](#) (A) [American](#) Discovery Trail – Segment 4 – Receiving of bids, (4-15-08), and Setting date of hearing, (5-5-08). (Construction Estimate - \$715,000). ([Council Communication No. 08-191](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-545](#) (B) [Ingersoll](#) Avenue Streetscape Enhancements – 28th to 31st Street – Receiving of bids, (4-22-08), and Setting date of hearing, (5-5-08). (Construction Estimate - \$292,772). ([Council Communication No. 08-193](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-546](#) (C) [21st](#) Street and Carpenter Avenue Storm Sewer Improvements – Receiving of bids, (4-22-08), and Setting date of hearing, (5-5-08). (Construction Estimate - \$1,463,388.50). ([Council Communication No. 08-194](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-547](#) (D) [2007-2008](#) Paving Program – Receiving of bids, (4-22-08), and setting date of hearing, (5-5-08). (Construction Estimate - \$267,000). ([Council Communication No. 08-192](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-548](#) 8. [Approving](#) of Iowa Department of Transportation (IDOT) Agreement for 42nd Street and Kingman Boulevard Intersection Improvements, and authorization to proceed with acquisition of the necessary right-of-way and easements. ([Council Communication No. 08-186](#)) **Moved by Colman to adopt; refer to the City Manager to review bidding options for high quality landscaping and lights in the area. Motion Carried 5-1-1. Nays: Vlassis. Absent: Cownie.**
- [08-549](#) 9. [Approving](#) Professional Services Agreement with Snyder & Associates for design and construction phase services for the 10th Street Streetscape, not to exceed \$45,500. ([Council Communication No. 08-190](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-550](#) 10. [Approving](#) Supplemental Agreement No. 3 to the Southeast Connector Professional Services Agreement with Kirkham Michael & Associates to provide construction phase services for the Southeast Connector-Des Moines River Bridge with levee, sanitary sewer, and water main relocation not to exceed \$757,948. ([Council Communication No. 08-189](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-551](#) 11. [Approving](#) Supplemental Agreement No. 2 to the Southeast Connector Professional Services Agreement with Kirkham Michael & Associates to provide services necessary to complete required archaeological studies and additional engineering design required for stormwater drainage between the Des Moines River and SE 14th Street, not to exceed \$375,300. ([Council Communication No. 08-188](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-552](#) 12. [Accepting](#) completed construction and approving final payment for SE Connector – Elm Street Pavement Removals and Levee Reconstruction, Cramer and Associates, Inc. **Moved by Vlassis to adopt. Motion Carried 6-1.**

SPECIAL ASSESSMENTS

- [08-553](#) 13. [Approving](#) deletion of NAC – Emergency Assessment at 1039 19th Street. **Moved by Vlassis to adopt. Motion Carried 6-1.**

LAND/PROPERTY TRANSACTIONS

- [08-554](#) 14. [Accepting](#) deeds for realigned Third Street. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-555](#) (A) [Setting](#) date of hearing on conveyance of air rights over realigned Third Street, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-556](#) 15. [Approving](#) issuance of a Curative Quit Claim Deed to the State of Iowa for vacated E. 13th Street Court Right-of-Way. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-557](#) 16. [Approving](#) final subdivision plat entitled Haye’s Addition to Capitol Heights No. 2 located at 4353 NE Aurora Avenue in unincorporated Polk County (located within the 2- mile jurisdiction). ([Council Communication No. 08-181](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-558](#) 17. [Approving](#) final plat for Eastern Mounds Plat 1 in vicinity of 4100 Indianapolis Avenue subject to conditions. ([Council Communication No. 08-180](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-559](#) 18. [Authorization](#) to proceed with acquisition of necessary right-of-way and easements for 2008 Storm Sewer Repair Project. ([Council Communication No. 08-200](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-560](#) 19. [Approving](#) right-of-way acquisition settlement agreement and accepting real estate documents from Principal Life Insurance Company for the High Street Realignment – 10th Street to 14th Street Project, \$1,814,250. ([Council Communication No. 08-202](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-561](#) 20. [Approving](#) Revised Lease Agreement with Central Iowa Mechanical Company for use of adjoining excess city-owned property in vicinity of SW 2nd Street and Martin Luther King, Jr. Parkway. ([Council Communication No. 08-203](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

Council considered Hearing Items 53 thru 58 next

- [08-562](#) 21. [Approving](#) Farm Lease Agreement for approximately 166 acres of city-owned property in the Des Moines Agrimergent Technology Park at SE 43rd Street and Vandalia Road to David Marshall, \$54,365. ([Council Communication No. 08-201](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

SETTING DATE OF HEARINGS

- [08-563](#) 22. [On](#) application from Peter Kuel, Bentiu Limousines, for Certificate of Public Convenience and Necessity to operate Limousine Services, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-564](#) 23. [On](#) vacation of a portion of Court Avenue right-of-way adjoining Dos Rios Restaurant, 316 Court Avenue and approval of proposed Sidewalk Café Lease, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-565](#) 24. [On](#) vacation and conveyance of various segments of right-of-way in vicinity of 3001 Logan Avenue to the State of Iowa, \$13,280, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-566](#) 25. [On](#) vacation and conveyance of north/south alley right-of-way, north of University Avenue and east of 30th Street to Drake University, \$1 and other valuable consideration, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-567](#) 26. [On](#) request from Drake University to rezone property at 1428 29th Street and 2901 Forest Avenue from “R1-60” (One-Family Low-Density Residential) to Limited “C-1” (Neighborhood Retail Commercial) to allow use of property for expansion of freestanding off-street parking, subject to conditions, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-568](#) 27. **On** approval of proposed lease of city-owned property in vicinity of 600 Holcomb Avenue to Consolidated Supply Company of Des Moines, \$250, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-569](#) 28. **On** South Air Cargo Building Lease with UPS Cartage Services, Inc. for property at Des Moines International Airport, (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
29. Items regarding General Obligation Bond Proposals:
- [08-570](#) (A) **Resolution** electing classifications and procedures for proposed bond projects. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-571](#) (B) **Setting** date of hearing on \$20,740,000 General Obligation Bonds (Essential Corporate Purposes), (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-572](#) (C) **Setting** date of hearing on \$6,425,000 General Obligation Bonds (Urban Renewal Purposes), (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-573](#) (D) **Setting** date of hearing on \$620,000 General Obligation Bonds (General Corporate Purposes), (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-574](#) (E) **Setting** date of hearing on \$475,000 General Obligation Bonds (General Corporate Purposes), (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-575](#) (F) **Setting** date of hearing on \$945,000 General Obligation Bonds (General Corporate Purposes), (4-21-08) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-576](#) (G) **Setting** date of hearing on \$800,000 General Obligation Bonds (General Corporate Purposes), (4-21-08). **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-577](#) (H) **Setting** date of hearing on \$975,000 General Obligation Bonds (General Corporate Purposes), (4-21-08) ([Council Communication No. 08-177](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [08-578](#) 30. **Approving** payment from Myers & Jenkins Law Firm for services related to the UAL Corporation, ATA Holdings Corp., Delta Air Lines, Inc., et al. (Comair, Inc.) and Northwest Airlines Corporation, et. al. bankruptcies. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-579](#) 31. **Approving** payment of \$52,144.50 to Gary Rebel and his attorney, David Lawyer for a workers' compensation claim. **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-580](#) 32. [Approving](#) payment of \$37,500 to Makayla L. Davis and her attorney, William G. Brewer for injuries as a result of a motor vehicle accident. **Moved by Vlassis to adopt. Motion Carried 6-1.**

CITY MANAGER COMMUNICATIONS

- [08-581](#) 33. [Submitting](#) training requests for Joseph Giudicessi, Chris Johansen, Scott Littell, William Lockard, and William Stowe. ([Council Communication No. 08-207](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

APPROVING

- [08-582](#) 34. [Grant](#) Agreements with the United States Department of Housing and Urban Development (HUD) for funding of the 2008 HUD Consolidated Plan. ([Council Communication No. 08-178](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-583](#) 35. [First](#) Amendment to Development Agreement and First Amendment to Offer to Buy Real Estate and acceptance with ST Investments L.L.C., a/k/a ST Development Co. for development at E. Fifth and Walnut Streets. ([Council Communication No. 08-185](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-584](#) 36. [Agreement](#) with the City of West Des Moines continuing joint ownership of fire fighter Candidate Physical Ability Test (CPAT) Equipment and authorizing three one-year renewals. ([Council Communication No. 08-179](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-585](#) 37. [Addendum](#) to agreement with Employee and Family Resources, Inc. (EAP) to extend for one year beginning May 1, 2008. ([Council Communication No. 08-174](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-586](#) 38. [Agreement](#) with Iowa Department of Natural Resources for reimbursement of cost for an educator as part of the Des Moines Park and Recreation Aquatic Education Programming. ([Council Communication No. 08-183](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

Council considered Items 48 thru 51 next

- [08-587](#) 39. [Amendment](#) No. 1 to the FY2006 Law Enforcement Terrorism Prevention Program (LETPP) Grant with Iowa Homeland Security and Emergency Management Division (HLSEM) to extend the performance period from 3-31-08 to 12-31-08. ([Council Communication No. 08-184](#)) **Moved by Vlassis to approve. Motion Carried 6-1.**

- [08-588](#) 40. [Intergovernmental](#) 28E Agreement with Iowa Department of Transportation (IDOT) for maintenance and repair of primary roads in municipalities and supplemental agreement for July 1, 2008 to June 30, 2009. **Moved by Vlassis to adopt. Motion Carried 6-1.**

- [08-589](#) 41. [Use](#) of various City Facilities as poll sites for precincts for the Primary Election to be held on Tuesday, June 3, 2008. **Moved by Vlassis to approve. City Clerk will notify the Parks Department, and the Municipal Housing Department to arrange access to the buildings. Motion Carried 6-1.**
42. Communications from Downtown Community Alliance for approval of banner designs on behalf of the following:
- [08-590](#) (A) [Greater](#) Des Moines Convention and Visitor's Bureau (USA Gymnastics) for 30 banners to be displayed in downtown on 5th Avenue and 8th Street. **Moved by Vlassis to receive, file and approve banner design. Motion Carried 6-1.**
- [08-591](#) (B) [Historic](#) East Village, Inc. for 40 banners to be displayed in downtown on East Locust Street. **Moved by Vlassis to receive, file and approve banner. Motion Carried 6-1.**
43. Bids for the following:
- [08-592](#) (A) [Various](#) vendors for an annual contract with two (2) additional one-year renewal options to furnish various pipe materials for storm and sanitary sewer maintenance for use by the Public Works Department for an annual estimated amount of \$80,000. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-593](#) (B) [Tri](#)-State Companies for replacement fairway mower per State of Iowa Department of Transportation (IDOT) Contract for use by the Fleet Maintenance Center, \$42,309. **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-594](#) (C) [United](#) Truck & Body for repair and updates to Aerial Ladder Truck #7 to be used by the Fire Department, \$40,820. ([Council Communication No. 08-175](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**
- [08-595](#) 44. [Receipt](#) of the Legislative Update for the 82nd Iowa General Assembly. **Moved by Vlassis to receive and file report. Motion Carried 6-1.**
- [08-596](#) 45. [Civil](#) Service Entrance Lists for Senior Public Safety Dispatcher, Air Service Development and Public Relations Manager, Employee Development Specialist and Promotional Lists for Senior Building Inspector, Senior Housing Case Manager, Accounting Specialist II, and Plant Field Worker. **Moved by Vlassis to receive and file. Motion Carried 6-1.**
- [08-597](#) 46. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of April 7 and April 14, 2008; to draw checks for bills of the [Des Moines Municipal Housing Agency](#) for the weeks of April 7 and April 14, 2008; and to draw checks for biweekly payroll due April 11, 2008. **Moved by Vlassis to adopt. Motion Carried 6-1.**

ORDINANCES – SECOND CONSIDERATION

[08-598](#) 47. Amending Chapter 74 of the Municipal Code regarding miniature golf fees. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 6-1.**

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

ORDINANCES – SECOND CONSIDERATION

[08-599](#) 48. Amending Chapter 42 of the Municipal Code regarding noise, as amended. (Council Communication No. 08-204) **Moved by Kiernan that this ordinance be considered and given second vote for passage. Motion Carried 6-1.**

[08-600](#) (A) Final consideration of ordinance above. **Moved by Kiernan 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, #14,752. Motion Carried 6-1.**

[08-601](#) (B) Amendment to the Schedule of Fees. **Moved by Kiernan to adopt. Motion Carried 6-1.**

ORDINANCES – FIRST CONSIDERATION

[08-602](#) 49. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: (Council Communication No. 08-187) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

(A) Parking Restriction – south side of Sunset Road, east of SW 28th Street.

(B) Parking Restrictions – west side of 24th Street between Carpenter and University.

(C) No Right Turn on Red – Northbound 6th Avenue to Eastbound Euclid Avenue.

(D) Removal of Two-Hour Parking Restriction – west side of E. 11th Street, north of Des Moines Street.

[08-603](#) 50. Amending Chapter 26 of the Municipal Code regarding electrical, mechanical and plumbing licensing. (Council Communication No. 08-206) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

- [08-604](#) 51. [Amending](#) Chapter 2 of the Municipal Code regarding powers and duties of the City Manager to execute real estate documents. ([Council Communication No. 08-199](#)) **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

Council considered Items 59 thru Board of Health next

INFORMAL HEARINGS (OPEN AT 5:00 P.M.) (ITEM 52)

- [08-605](#) 52. [On](#) application of Toyota of Des Moines to grant relief from temporary moratorium on creation or expansion of vehicle display lots. **Moved by Vlassis to adopt. Motion Carried 6-1.**

Council considered Item 29, 35 and 38 next

HEARINGS (OPEN AT 5:02 P.M.) (ITEMS 53 THRU 58)

- [08-606](#) 53. [On](#) appeal from Tim Bayles, 1101 Crocker, #626, regarding recommended denial of a Taxicab License. **Moved by Meyer to deny license. Motion Carried 6-1.**

- [08-607](#) 54. [On](#) request from Kenoyer and Associates to rezone property at 1721 Keosauqua Way from “R1-60” (One-Family Low-Density Residential) to “C-1” (Neighborhood Retail) to allow for development of property for mixed office and residential use, subject to conditions. **Moved by Vlassis to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 6-1.**

- [08-608](#) (A) [First](#) consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-1.**

- [08-609](#) 55. [On](#) Fleur Drive Bridge over the Raccoon River Rehabilitation: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Truesdell Corporation of Wisconsin, Inc., (Kurt L. Clink, President), \$1,424,424. ([Council Communication No. 08-198](#)) **Moved by Kiernan to adopt. Motion Carried 6-1.**

- [08-610](#) (A) [Approving](#) contract and bond and permission to sublet. **Moved by Kiernan to adopt. Motion Carried 6-1.**

- [08-611](#) 56. [On](#) Ingersoll Avenue Streetscape Improvements-29th to 31st Streets: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Jasper Construction Services, Inc., (Steve J. Rhoads, President), \$1,243,097. ([Council Communication No. 08-195](#)) **Moved by Kiernan to adopt. Motion Carried 6-1.**

- [08-612](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Kiernan to adopt. Motion Carried 6-1.**

- [08-613](#) 57. On Pennsylvania Avenue Widening-Buchanan Street to Filmore Street: Resolution approving plans, specifications, form of contract documents, Engineer's Estimate and designating lowest responsible bidder as Sternquist Construction, Inc., (Britt Sternquist, President), \$385,999. ([Council Communication No. 08-197](#)) **Moved by Mahaffey to adopt. Motion Carried 6-1.**
- [08-614](#) (A) Approving contract and bond, and permission to sublet. **Moved by Mahaffey to adopt. Motion Carried 6-1.**
- [08-615](#) 58. On Southeast Connector-Des Moines River Bridge with Levee Sanitary Sewer and Water Main Relocation: Resolution approving plans, specifications, form of contract documents, Engineer's Estimate and designating lowest responsible bidder as United Contractors, Inc. and Subsidiaries, (Gary B. Sandquist, President), \$12,256,914.02. ([Council Communication No. 08-196](#)) **Moved by Meyer to adopt. Motion Carried 6-1.**
- [08-616](#) (A) Approving contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 6-1.**

Council considered Informal Hearing Item 52 next

END HEARINGS AT 5:20 P.M.

APPROVING

- [08-617](#) 59. Third amendment to Lease Agreement with the Greater Des Moines Baseball Co. d/b/a Iowa Cubs, for Principal Park to allow construction of the Miracle League Baseball Field. ([Council Communication No. 08-182](#)) **Moved by Kiernan to adopt. Motion Carried 6-1.**
- [08-618](#) 60. Contract with RCC Consultants Incorporated, (2425 Millcreek Court, Tallahassee, Florida) for consulting services for an emergency radio interoperability plan associated with the 2005 Federal Community Oriented Policing Interoperability Grant. ([Council Communication No. 08-176](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

EXTRA ITEMS

These extra items are filed after 5:00 P.M. on the Wednesday preceding a Council meeting and have been included upon the Amended Agenda by the City Clerk, with sponsorship of the Mayor or a City Council Member who shall deem the item of sufficient urgency to warrant immediate Council action - said statement of urgency from the City Manager and/or appropriate Department Director shall be placed on file with the City Clerk.

- [08-619](#) 1. Setting date of hearing on proposed urban renewal development agreement with Wellmark, Inc., and vacation and conveyance of property in the three-block area bounded by High Street, Grand Avenue, 11th Street and 14th Street, \$1,586,000, (4-21-08). Sponsor: Hensley. **Moved by Vlassis to adopt. Motion Carried 6-1.**

BOARD OF HEALTH

[08-620](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1.**

AUTHORIZING:

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

[08-621](#) (A) [1322](#) 4th Street, Titleholders: Heirs of Decedent Dixie Stine. **Moved by Vlassis to adopt. Motion Carried 6-1.**

[08-622](#) (B) [1330](#) Jefferson Avenue, Titleholder: Isidro Alvarez Martinez, Mortgage Holder: Banco Popular North America, Inc. **Moved by Vlassis to adopt. Motion Carried 6-1.**

[08-623](#) 2. [Release](#) of demolition cost reserve being held by State Farm Insurance Cos. for the fire-damaged structure located at 1541 23rd Street. **Moved by Vlassis to adopt. Motion Carried 6-1.**

[08-624](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 5:39 P.M. Motion Carried 6-1.**

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All-America City
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