

SUMMARY OF DES MOINES CITY COUNCIL MEETING

June 18, 2001

4:30 P.M.

INVOCATION: Pastor Paul Bawden, Westchester Evangelical Free Church

01-1780 1. ROLL CALL: **Present: Daniels, Brooks, Coleman, Flagg, Hensley, McPherson, and Vlassis.**

01-1781 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by McPherson to adopt. Motion Carried 7-0.**

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

01-1782 3. APPROVING CONSENT AGENDA - items 3 through 99: **Moved by McPherson to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS:

Approving

01-1783 4. Communication from Legal Department regarding June 18, 2001 License and Permit Agenda. **Moved by McPherson to receive and file. Motion Carried 7-0.**

Class "C" Beer Licenses

01-1784 5. Easttown Standard, Inc., James Krueger, Owner dba Easttown Amoco, 2850 East Euclid; Renewal - Expires 6-21-01 (With Sunday Sales) - Application submitted 6-1-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1785 6. Git N Go Convenience Stores, Inc., Dennis Flora, President dba Git N Go Store #11, 3940 East 29th Street; Renewal - Expires 6-26-01 (With Sunday Sales) - Application submitted 5-3-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1786 6-I Git N Go Convenience Stores, Inc., Dennis Flora, President dba Git N Go Store #32, 2911 Douglas Avenue; Renewal (With Sunday Sales). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1787 7. Kwik Shop Inc., Henry R. Waguespack, President dba Kwik Shop #508, 3733 Easton Blvd; Renewal - Expires 7-11-01 (With Sunday Sales) - Application submitted 5-30-01. **Moved**

by McPherson to adopt. Motion Carried 7-0.

01-1788 8. Southside Tobacco, Inc., Hilda Bartlett, Owner dba Southside Tobacco, 2432 Southwest 9th Street; Renewal - Expires 6-30-01 - Application submitted 5-24-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

Class "C" Beer/"B" Wine Licenses

01-1789 9. Foods Inc., Ronald C. Bartos, President dba Dahl's Food Markets, 6200 Southeast 14th Street; Renewal - Expires 6-30-01 (With Sunday Sales) - Application submitted 5-31-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1790 10. Foods Inc., Ronald C. Bartos, President dba Dahl's Food Markets, 4121 Fleur Drive; Renewal - Expires 6-30-01 (With Sunday Sales) - Application submitted 5-31-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1791 11. Fareway Stores, Inc., Robert L. Cramer, President dba Fareway Store #975, 3000 Southeast 22nd Street; Renewal - Expires 7-7-01 - Application submitted 5-23-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1792 12. Quik Trip Corporation, Chester E. Cadieux, President dba Quik Trip #535, 1501 East Grand; Renewal - Expires 6-26-01 (With Sunday Sales) - Application submitted 5-7-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1793 13. Quik Trip Corporation, Chester E. Cadieux, President dba Quik Trip #534, 2945 East University; Renewal - Expires 7-14-01 (With Sunday Sales) - Application submitted 5-21-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1794 14. Quik Trip Corporation, Chester E. Cadieux, President dba Quik Trip #530, 2300 East 14th Street; Renewal - Expires 7-17-01 (With Sunday Sales) - Application submitted 5-25-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1795 15. Hy Vee, Inc., Ronald D. Pearson, President dba Hy Vee Store #4, 4707 Fleur Drive; Renewal - Expires 7-10-01 (With Sunday Sales) - Application submitted 5-30-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

Class "C" Beer/"B" Wine/"E" Liquor Licenses

01-1796 16. Hy Vee, Inc., Ronald D. Pearson, President dba Drugtown/Regal Liquor, 4100 University; Renewal - Expires 7-9-01 (With Sunday Sales) - Application submitted 5-18-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

Class "C" Beer/Wine Licenses

01-1797 17. Los Olivos, Inc., Carlotta Echeverry, V-President dba La Casita Taco, 2327 Euclid; Renewal - Expires 6-26-01 (With Sunday Sales) - Application submitted 6-7-01. **Moved by**

McPherson to adopt. Motion Carried 7-0.

01-1798 18. 205 Corporation, Charles J. Celsi, President dba Tavern South Pizza & Pasta Grill, 1106 Army Post Road; Renewal - Expires 6-30-01 (With Sunday Sales) - Application submitted 5-17-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

Class "B" Liquor Licenses

01-1799 19. Celebrations, Inc., Tim Annett, President dba Celebrations, 6221 Army Post Road; Renewal - Expires 6-25-01 - Application submitted 5-7-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1800 20. Principiant Hotel Company LC, E. Jeffrey Hunter, President dba Hotel Fort Des Moines, 1000 Walnut Street; Renewal - Expires 6-30-01 (With Sunday Sales) - Application submitted 5-18-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

Class "C" Liquor Licenses

01-1801 21. Saddlery Restaurants, Inc., Lloyd D. Linn, President dba Court Avenue Brewing Company, 309 Court Avenue; New Application (With Sunday Sales and Outdoor Service) - Application submitted 4-20-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1802 22. Gladco Enterprises, Inc., Sayed Ali, President dba Creative Croissants, 5800 Fleur Drive; Renewal - Expires 6-30-01 (With Sunday Sales) - Application submitted 5-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Pass: Flagg.**

01-1803 23. Des Moines Community Playhouse, John Viars, Director dba Des Moines Community Playhouse, 831 42nd Street; Renewal - Expires 6-28-01 (With Sunday Sales) - Application submitted 6-5-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1804 24. Gen Corporation, Larry Smithson, President dba Generations, 319 Court; Renewal - Expires 7-8-01 (With Sunday Sales and Outdoor Service) - Application submitted 06-06-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1805 25. Hilltop Lounge & Restaurant, Inc., Alex Tollari, President dba Hilltop Lounge & Restaurant, 2820 Hubbell; Renewal - Expires 6-29-01 - Application submitted 5-25-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1806 26. House of Bricks LLC, Joel C. Wilson, President dba House of Bricks, 3839 Merle Hay Road; Renewal - Expires 6-26-01 (With Sunday Sales) - Application submitted 5-30-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1807 27. Kelley's Ltd., Kelley Manning, Owner dba Kelley's On Beaver, 3606 Beaver; Renewal - Expires 7-2-01 (With Sunday Sales) - Application submitted 5-31-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1808 28. Racing Corner, Inc., James A. Kirk, President dba Racing Corner; 2956 East Grand; Renewal - Expires 7-5-01 (With Sunday Sales) - Application submitted 5-10-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1809 29. Gerleman Management, Inc., Bruce Gerleman, President dba Splash Seafood Bar & Grill, 303 Locust - Suite 100; Renewal - Expires 7-13-01 (With Sunday Sales) - Application submitted 6-1-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1810 30. Polk County Government, F. Michael Grimaldi, Manager dba Veterans Memorial Auditorium, 833 - 5th Street; Renewal - Expires 6-30-01 (With Sunday Sales and Outdoor Service) - Application submitted 5-31-01. **Moved by McPherson to adopt. Motion Carried 7-0.**

Special Event Licenses

01-1811 31. Chuck's Restaurant, Inc., Linda Bisignano, President dba Chuck's Restaurant, 3610 6th Avenue; New 5 day application for event on July 14, 2001 (Second Annual Sweet Corn Feed) - Application submitted 6-7-01. Subject to submission of acceptable building, electrical, and fire inspections. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1812 32. Chuck's Restaurant, Inc., Linda Bisignano, President dba Chuck's Restaurant, 3610 6th Avenue; New 5 day application for event on August 4, 2001 (Annual Highland Park Street Party) - Application submitted 6-7-01. Subject to submission of acceptable building, electrical, and fire inspections. **Moved by McPherson to adopt. Motion Carried 7-0.**

Transfers

01-1813 33. Club Two Inc., Craig Haugh, President dba Club 2000, 2000 Southeast 1st Street; requesting permanent transfer of Class "C" Liquor License to 422 Indianola Road. Application submitted 6-8-01. Subject to submission of acceptable building and fire inspections. **Moved by McPherson to adopt. Motion Carried 7-0.**

34. NUMBER NOT USED.

Name Change

01-1814 35. Communication from Kurt Just dba South Beach, 900 East Army Post Road requesting dba name change to Party Cove. **Moved by McPherson to adopt. Motion Carried 7-0.**

Gamerrooms

01-1815 36. U.S. Amusements, Inc., Bill Hiskey, President dba Stars Arcade, 4100 Merle Hay Road; New Application submitted 4-29-01. **RECOMMENDATION OF VICE TO DENY.** Deferred from June 12, 2001 Council Meeting. **Moved by Vlassis to deny the gameroom**

license due to lack of good moral character, pursuant to section 14-38(b) of the Des Moines Municipal Code. Motion Carried 6-1. Nays: Coleman.

Authorizing

01-1816 37. City Clerk to issue Cigarette Licenses. **Moved by McPherson to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

38. Resolution Ordering Construction of the following:

01-1817 (A) Court Avenue Bridge over Des Moines River Railing Repairs, Receiving of Bids, (7-3-01), and Setting Date of Hearing, (7-9-01), (Construction Estimate - \$180,000). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1818 (B) Fire Station No. 4 Reroofing, Receiving of Bids, (7-3-01), and Setting Date of Hearing, (7-9-01), (Construction Estimate - \$75,000). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1819 (C) 7th Ward Ditch Wooden Box Replacement Phase 2: Garfield Avenue to Cleveland Avenue, Receiving of Bids, (7-3-01), and Setting Date of Hearing, (7-9-01), (Construction Estimate - \$1,197,530). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1820 (D) 4th & Grand Parking Garage Renovation, Receiving of Bids, (7-10-01), and Setting Date of Hearing, (7-23-01), (Construction Estimate - \$910,500). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1821 (E) 2001 Sidewalk Replacement Program - Designated Neighborhoods, Receiving of Bids, (7-3-01), and Setting Date of Hearing, (7-9-01), (Construction Estimate - \$373,848). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1822 (F) 2001 Sidewalk Replacement Program - Public Works, Receiving of Bids, (7-3-01), and Setting Date of Hearing, (7-9-01), (Construction Estimate - \$207,800). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1823 39. Approving agreement with Union Pacific Railroad Company for construction and maintenance of automatic flashing light signals with gate arms at railroad crossing on SE 18th Street. ([Council Communication No. 01-334](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1824 40. Approving receipt of bids for the M.L. King Jr. Parkway Paving-SW 16th Street to SW 7th Street, IDOT Project. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1825 41. MidAmerican Energy Company Agreement for preliminary design and cost estimates, to relocate existing aerial high-voltage lines underground, generally along M.L. King

Jr. Parkway and Market Street from SW 1st to SW 5th. ([Council Communication No. 01-337](#)).
Moved by McPherson to adopt. Motion Carried 7-0.

01-1826 42. Approving petition and waiver forms for sidewalk program/request to repair driveway by owner of one property (Patrick J. DeCarlo) and paving or curb replacement program/request to repair driveway by owner of two properties, (Michael D. Dullard and Richard L. Poston and Denise A. Gilbert). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1827 43. Approving partial payments on (8) eight public improvement projects. (Call City Clerk's Office for list). **Moved by McPherson to adopt. Motion Carried 7-0.**

44. Approving Private Construction Contracts for Brook Run Village Plats, E. 53rd Street and Brook View Avenue, McAninch Corporation, (Emery L. Sanford, V.P., Contractor), and Brook Run LC, (Tom Gratias, Owner):

01-1828 (A) Plat 5, Storm Sewer. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1829 (B) Plat 5, Sanitary Sewer. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1830 (C) Plat 6, Storm Sewer. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1831 (D) Plat 6, Sanitary Sewer. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1832 (E) Plat 7, Storm Sewer. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1833 (F) Plat 7, Sanitary Sewer. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1834 45. Approving Private Construction Contract for Storm Sewer Improvements for Stoney Pointe PUD, SE 14th between SE Diehl and SE Hart, Eco Tech Construction, (Contractor), and D.W. Home Inc., Dave Walters, President, (Owner). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1835 46. Approving Private Construction Contract for Paving Improvements for the proposed Three Lakes Subdivision Plat 4, vicinity of Sweetwater Drive and SE 27th Street, Sternquist Construction Inc., Britt Sternquist, President, (Contractor) and Erickson Development, Inc., Tim Erickson, President, (Owner). **Moved by McPherson to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

01-1836 47. Approving Delinquent Sewer Rental and/or Solid Waste Stormwater Utility Fees for the month of May 2001 for certification to Polk County; Schedule 2001-25. **Moved by McPherson to adopt. Motion Carried 7-0.**

48. Authorizing Engineering Department to correct the following NAC Emergency Order Assessment Schedules:

01-1837 (A) Schedule No. 2001-26 in the amount of \$175 for property at 905 E. 24th Court - assessment paid in full. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1838 (B) Schedule No. 2001-29 in the amount of \$145 for property at 1052 - 18th Street - assessment paid in full. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1839 (C) Schedule No. 2001-29 in the amount of \$80 for property at 3106 E. University Avenue - assessment paid in full. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1840 (D) Schedule No. 2001-29 in the amount of \$145 for property at 904 - 28th Street - assessment paid in full. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1841 (E) Schedule No. 2001-09 in the amount of \$195 for property at 1143 - 21st Street - assessment paid in full. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1842 (F) Schedule No. 2001-04 in the amount of \$142.50 for property at District/Parcel 110/00017-000-000 - entry error, wrong property assessed. **Moved by McPherson to adopt. Motion Carried 7-0.**

49. Authorizing Engineering Department to correct the following Sidewalk Repair, Replace and Reconstruct Assessment Schedule:

01-1843 (A) Schedule No. 2001-34 in the amount of \$400.00 for property at 4001-51st Street - assessment paid in full. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1844 (B) Schedule No. 2001-34 to reduce the assessment for the property at 410 - 56th Street (\$946.90 to \$806.90). **Moved by McPherson to adopt. Motion Carried 7-0.**

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

01-1845 (A) Schedule No. 2001-10. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1846 (B) Schedule No. 2001-30. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1847 51. Approving Deficiency Assessments Schedule No. 2001-36 levying and spreading deficit balances, Certificate No. 19-00219 in amount of \$965.91 at 346 E. Edison Avenue. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1848 52. Authorizing Engineering Department to correct Delinquent Solid Waste/Stormwater Utility and/or Sewer Rental Credits Schedule for May 2001. **Moved by McPherson to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

01-1849 53. Approve and Accept a form of Offer to Purchase Real Estate and acceptance and a

form of Warranty Deed for the Airport Expansion Project from George A. Houston and Rose R. Houston, 6411 SW 30th Street - \$206,000. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1850 54. Approve and accept offer to purchase real estate and acceptance in conjunction with Guthrie Avenue Urban Renewal area (Guthrie Avenue Business Park) from Burrell Rubenstein for vacant land, \$35,000; NW Corner of vacated E. Jefferson and Dixon. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1851 55. Approve and accept Right-Of-Way documents on various properties in conjunction with the Douglas Avenue Widening At Beaver Avenue Project, \$44,781 plus closing costs. (Call City Clerk's Office for list). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1852 56. Approving Curative Quit Claim Deed to Sherri Kay Cummings for vacated alley adjoining 2827 High Street. **Moved by McPherson to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

01-1853 57. Recommendation of Council Member Christine Hensley to appoint Kenneth M. Ballard to vacant New Seat No. 20 on the Citizen Odor Board for a three-year term commencing April 2, 2001 to expire April 5, 2004. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1854 58. Recommendation of Council Member Mike McPherson to appoint Robert E. Jeppesen to Vacant New Seat No. 13 on the Access Advisory Board for a four-year term to expire June 15, 2003. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1855 59. Recommendation of Council Member Tom Vlassis to appoint G. Alan Peterson to Seat No. 4 on the Zoning Board of Adjustment for a five-year term commencing April 1, 2001 to expire April 3, 2006. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1856 60. Recommendation of Council Member Tom Vlassis to reappoint James Favors to Seat No. 4 on the Housing Appeals Board for a three-year term commencing March 16, 2001 to expire March 16, 2004. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1857 61. Recommendation of Council Member Tom Vlassis to appoint Robert L. Saf to Seat No. 4 on the Traffic Safety Committee for a three-year term commencing December 31, 2000 to expire December 31, 2003. **Moved by McPherson to adopt. Motion Carried 7-0.**

STREET CLOSINGS

01-1858 62. Approving recommendation of Street Use Team (SUT) to close the following streets. **Moved by McPherson to adopt. Motion Carried 7-0.**

(1) Phil Halverson, 2522 39th Street, requesting permission to close 39th Street from Holcomb

Avenue to the intersection of 39th and 40th Streets on Sunday, July 1, 2001 from 2:00 P.M. to 7:00 P.M. for a neighborhood block party.

(2) Beverly West, 2505 33rd Street, requesting permission to close 33rd Street from Hickman Road to Sheridan Avenue on Wednesday, July 4, 2001 from 9:45 A.M. to 12:00 Noon for a neighborhood parade.

(3) Mazelle D. Carlsen, 1303 48th Street, requesting permission to close Carpenter Avenue from 47th Street to 48th Street on Saturday, July 7, 2001 from 5:00 P.M. to 8:48 P.M. for a neighborhood block party.

(4) Bill Wheeler, 3613 6th Avenue, representing Highland & Oak Park Neighborhood Assoc. & The Parks Area Foundation, requesting permission to close 6th Avenue from Euclid Avenue to Douglas Avenue on Saturday, July 14, 2001 from 4:00 P.M. to 8:00 P.M. for the Second Annual Sweet Corn Feed.

(5) Robert Dahlberg, representing Central Presbyterian Church, 39th and Grand, requesting permission to close 39th Street from Ingersoll to Grand on Monday, July 2, 2001 from 5:00 P.M. to 8:30 P.M. for Jazz in July.

63. Approving recommendation of Street Use Team for exception regarding length of time request for the following street closings:

01-1859 (A) D'Ann Cord, representing Des Moines Symphony, 221 Walnut Street, requesting a street closure on Grand Avenue Bridge, from 1st Street to E. 1st Street from 9:00 A.M. until 11:30 P.M. and Locust Avenue Bridge from 1st Street to E. 1st Street from 9:45 P.M. to 10:30 P.M. on Tuesday, July 3, 2001 (Raindate of July 4, 2001) for a fireworks display. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1860 (B) Kelly Egenberger, representing Downtown Community Alliance and East Village, 400 Locust Street, requesting a street closure on E. 5th Street, from Walnut Street to Locust Street on Tuesday, July 3, 2001 from 3:30 P.M. until 12:00 Midnight (Raindate of July 4, 2001) for vendors and entertainment. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1861 (C) Sherry Chapman, 2907 Maple Street, requesting a street closure on Maple Street, from E. 30th Street to E. 29th Street on Wednesday, July 4, 2001 from 12:00 P.M. until 12:00 A.M. for a neighborhood block party. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1862 (D) Connie Osborne, 3019 Garden Avenue, requesting a street closure on Garden Avenue, from 30th Street to Lawnwoods Drive on Wednesday, July 4, 2001 from 3:00 P.M. until 11:00 P.M. for a neighborhood block party. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1863 (E) Marie Calderon, 1246 11th Street, requesting a street closure on Carpenter Avenue, from 11th Street to 12th Street on Wednesday, July 4, 2001 from 10:00 A.M. until 7:00 P.M. for

a family reunion. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1864 (F) Mary Kay Dial, representing Trinity United Methodist Church, 8th and College Avenue, requesting a street closure on College Avenue, from 8th Street to 9th Street on Thursday, July 12, 2001 from 11:00 A.M. until 8:00 P.M. for a health fair. **Moved by McPherson to adopt. Motion Carried 7-0.**

CITY PLAN COMMISSION RECOMMENDATIONS

01-1865 64. Regarding request from City Engineer to vacate a segment of E. 35th Street, from Arthur to a point 586.7 feet north of Arthur, and to vacate a segment of Arthur Avenue between E. 35th and E. 36th, subject to conditions. **Moved by McPherson to adopt and refer to the City Manager and Legal Department to implement. Motion Carried 7-0.**

01-1866 65. Regarding request from McDonald's Corporation to vacate and convey a strip of 62nd Street right-of-way between Grand Avenue and Walnut Hill Drive, subject to conditions. **Moved by McPherson to adopt and refer to the City Manager and Legal Department to implement. Motion Carried 6-1. Pass: Flag.**

66. NUMBER NOT USED.

SETTING DATE OF HEARINGS

01-1867 67. On request from R. Meyer Traviss, to rezone property at 4931 Douglas, from "C-1" (Neighborhood Retail Commercial) to Ltd. "C-2" (General Retail and Highway Oriented Commercial) to allow for increased signage allowances, subject to conditions, (7-9-01). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1868 68. On request from Erickson Corporation, (Janice Beal, Officer), to rezone property at 2527 Easton Blvd., from "R1-60" (One Family, Low Density Residential) to "C-1" (Neighborhood Retail Commercial) to allow development of a pharmacy, (7-9-01). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1869 69. On request from Eddie Wilson Sr., to rezone property at 4152 E. Jefferson, from "U-1" (Floodplain) to "R1-60" (One Family, Low Density Residential) to allow construction of a new single-family dwelling, (7-9-01). **Moved by McPherson to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

01-1870 70. Approving request from David Phillips for extension of time, to December 31, 2001, to comply with the City's residency requirement. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1871 71. Approving payment of \$38,355.43 plus mediator expenses to Kathryn Blom for settlement and a full and complete release and covenant not to sue. **Moved by McPherson to**

adopt. Motion Carried 7-0.

01-1872 72. Approving payment of \$7,637.23 to Frederico and Maria Ortega for settlement of a bodily injury claim as a result of an auto accident on March 13, 2001. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1873 73. Approving payment of \$11,417.30 to Gaudineer & Comito, LLP for representation of Lonnie Namanny in Charmaine Hunter and Charles Franks Jr. v. Lonny Namanny. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1874 74. Approving payment of \$18,500 to Kristi Bailey and her attorney Kevin Hobbs on a claim for an injury sustained on City property (Polk County District Court, Case No. CL83130). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1875 75. Approving payment of \$1,147.30 to Jane McAllister of Ahlers Law Firm for representation of the City in resolution of environmental matters in conjunction with development of the Kiwanis Nature Island at Riverview Park. **Moved by McPherson to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

01-1876 76. Submitting out-of-state travel requests for Bruce Bergman, Lawrence McDowell, and Eric Anderson. ([Council Communication No. 01-319](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1877 76-I Approving Des Moines' participation in the International Resources Cities Program with the city of Amman, Jordan, in conjunction with the International City/County Management Association's (ICMA) establishment of an international partnership program. ([Council Communication No. 01-340](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1878 77. Submitting various traffic regulation changes as follows, ([Council Communication No. 01-335](#)). **Moved by McPherson to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 7-0.**

(1) Four-Way Stop--9th Street and Madison Avenue.

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

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

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

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

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

APPROVING

01-1879 78. Authorizing redemption of outstanding General Obligation Hotel and Motel Tax Bonds, Series 1992A. **Moved by McPherson to adopt. Motion Carried 7-0.**

79. Authorizing redemption of outstanding General Obligation Bonds, for the following:

01-1880 (A) Series 1992C, dated June 1, 1992. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Brooks.**

01-1881 (B) Series 1992G, dated November 1, 1992. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Brooks.**

01-1882 80. Issuance of \$25,045,000 General Obligation Bonds, Series 2001A, and levying tax to pay. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Brooks.**

01-1883 81. Issuance of \$4,070,000 General Obligation Bonds, Series 2001B, and levying a tax to pay. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Brooks.**

01-1884 82. Issuance of \$4,235,000 General Obligation Bonds, Taxable Series 2001C, and levying a tax to pay. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Brooks.**

01-1885 83. Issuance of \$9,585,000 General Obligation Refunding Bonds, Series 2001D, and levying tax to pay. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Brooks.**

01-1886 84. Authorizing issuance of \$5,950,000 General Obligation Hotel and Motel Tax Refunding Bonds, Series 2001E and levying a tax to pay. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1887 84-I Minimum Assessment Agreement with Nationwide Mutual Insurance Company for new office building and structured parking facility at the Allied Gateway Campus. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1888 85. Submission of grant to HUD, for Elderly/Disabled Resident Services by Des Moines Municipal Housing Agency. ([Council Communication No. 01-326](#)). **Moved by McPherson to approve. Motion Carried 7-0.**

01-1889 86. Amendment One to 2001 Community Housing Development Corporation Home Ownership Program, increasing budget by \$160,100 of HOME funding and extending project to June 30, 2002. ([Council Communication No. 01-324](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1890 87. Reallocation of \$2,000 of unexpended 1998-99 Weed & Seed funding from the Executive Office for Weed and Seed (EOWS), to be used for the Grubb YMCA. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1891 88. Reallocation of \$5,915.68 of unexpended Emergency Shelter Grant Program funding from the Iowa Department of Economic Development for the Central City Drug and Alcohol Project. ([Council Communication No. 01-325](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1892 89. Community Service Block Grant (CSBG) COMMUNITY ACTION PLAN application for the 2001-02 CSBG Program Year, (\$486,432). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1893 90. Second Amendment to Lease Agreement with Principal Mutual Life Insurance Company for Employee Health Clinic located at 700 E. 4th Street. ([Council Communication No. 01-328](#)). **Moved by Hensley to adopt, as amended--Delays penalty for late payment for 10 days. Motion Carried 7-0.**

WITHDRAWN01-1894 91. Extension of fleet maintenance contract with SKE Support Services, Inc., formerly Baker Support Services through September 30, 2001. ([Council Communication No. 01-330](#))

01-1895 92. Annual renewal of City property and casualty insurance policies. ([Council Communication No. 01-333](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1896 93. Receipt of communication from Airport Board, notifying of proposed rate change for landing fees, effective July 1, 2001. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1897 94. Release of Good Faith Deposit for Disposition Parcel No.21/City View Plaza Urban Renewal Area, to Corinthian Gardens, Inc. **Moved by McPherson to adopt. Motion Carried 7-0.**

95. Bids for the following:

01-1898 (A) Mid-States Ford Truck Sales, (Marv Perry, Owner) for three (3) 39,000 GVW Single Axle Trucks to be used by the Parks Dept. - \$145,131. (Eleven bids mailed-four received). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1899 (B) Charles Gabus Ford, (Charles Gabus, Owner) for a 3/4 ton pick-up truck with snow plow attachment to be used by the Parks Dept. - \$27,847.10. (Nine bids mailed-three received). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1900 (C) Adams-Thompson Implement, (Bill Adams, Owner, Winterset) for an outfront rotary mower with snow plow and rotary brush attachments to be used by the Parks Dept. - \$26,270. (Eight bids mailed-five received). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1901 95. (D) O'Halloran International Inc., (James O'Halloran, Owner) for two 39,000 GVW Trucks to be used by the Public Works Dept. - \$98,738. (Seven bids mailed-three received).

Moved by McPherson to adopt. Motion Carried 7-0.

01-1902 (E) Quantum Technologies, (Pete Schmitz, Owner, Savage, MN) for a thermal imaging system to be used by the Wastewater Reclamation Facility - \$38,918. (Eight bids mailed-five received). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1903 (F) Great American Outdoor, (Don Van Houling, Owner) for a one skid-steer rubber tired loader to be used by the Parks Dept. - \$27,688.23. (Ten bids mailed-six received). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1904 (G) Trimble Navigation, (Jack Calvin, Sale Representative, Elgin, IL) for Dual Frequency GPS Total Station Equipment to be used by the Engineering Department for work in conjunction with City Automated Mapping/Facilities Management Project, (Municipal Code Section 2-725(a)(7) non-competitive purchase) - \$54,040.50. ([Council Communication No. 01-331](#)). **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1905 96. Civil Service entrance lists for Assistant Planner, Housing Conservation Inspector and Intermediate Clerk Typist and promotional lists for Motor Vehicle Program Clerk and Solid Waste Section Chief. **Moved by McPherson to receive and file. Motion Carried 7-0.**

01-1906 97. Authorizing Acting Finance Director to draw checks on registers of June 22, 2001, June 29, 2001, and July 6, 2001 and for the bills of the Des Moines Municipal Housing Agency for the weeks of June 18, 2001, June 25, 2001, and July 2, 2001; and to draw checks for biweekly payroll due on June 29, 2001. **Moved by McPherson to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

01-1907 98. Amending Chapter 114 of the Municipal Code regarding the following traffic regulation changes. **Moved by McPherson that this ordinance do now pass, [#13,957](#). Motion Carried 7-0.**

(1) One-Sided Parking Restrictions--Easter Lake Park Subdivision.

(2) One-Sided Parking Restrictions--Brook Run Village Subdivision.

(3) Corner Clearance--North Side of Garfield Avenue, West of East 30th Street.

ORDINANCES - SECOND CONSIDERATION

01-1908 99. On Connection Fee Ordinance for the Northwest and Southwest Airport Area Trunk Sewer System Benefitted Districts. **Moved by McPherson that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

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

Council considered Item 123 and Hearing 108-121 next*

ORDINANCES - FIRST CONSIDERATION

01-1909 100. 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 7-0. Council Member McPherson declares a conflict of interest and abstains from voting on item 100(2).**

(1) Installation of Loading Zone and Removal of Four Parking Meters-adjacent to Suites at 800 Locust.

(2) Parking Restriction Changes-Wright Elementary School, 5001 SW 14th Street.

(3) One-Sided Parking Restrictions-Woods on the River Plats I, II, III and IV.

(4) Corner Clearance-North Side of Northwest Drive, West of 41st Street.

01-1910 (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, [#13,958](#). Motion Carried 7-0. Council Member McPherson declares a conflict of interest and abstains from voting on item 100(2).**

01-1911 101. Amending the boundaries of the Skywalk District to expand south of Locust Street to 16th Street. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

01-1912 (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. ([Council Communication No. 01-339](#)). **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

COUNCIL REQUESTS

01-1913 102. Request from Council Member Chris Coleman, to discuss Mayor/Council compensation package. **Moved by Coleman to discuss. Motion Carried 7-0.**

01-1914 (A) First consideration of ordinance regarding salaries and reimbursement of expenses for Mayor and Council Members. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Nays: Hensley.**

01-1915 103. From Council Member George Flagg, regarding lighting at Birdland Ball Park. **Moved by Vlassis to receive, file and grant the request to speak. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

01-1916 104. From Tim Urban, President of Urban Development Corporation, regarding salvage of older buildings in Des Moines for adaptive re-use and evaluation of the AIB Investment Building, and requesting delay of demolition for 180 days. **Moved by Flagg to allow Mr. Urban and any other potential developers a maximum of ninety (90) days to present a redevelopment proposal for the AIB Building. Motion Carried 5-2 Nays: Daniels and Coleman.**

****Council Member Flagg left the meeting at 7:55 P.M.****

01-1917 105. From Nancy Harvey, 1800 61st Street, to speak regarding policy on branch pick-up. **Moved by Vlassis to receive, file and grant the request to speak. Motion Carried 6-1. Absent: Flagg.**

01-1918 106. From John Dingeman, 6216 Edwards Avenue, to speak regarding "Slipknot". **Moved by Vlassis to receive, file and grant the request to speak. Motion Carried 6-1. Absent: Flagg.**

01-1919 107. From Faisal Alsafar, 1810 21st Street, requesting to speak regarding the demolition of building at 1243 E. 26th Court. **Moved by Brooks to receive, file and grant the request to speak; direct staff to delay demolition and give Mr. Alsafar ninety (90) days to rehabilitate the property, after receiving a permit on July 9th. Motion Carried 6-1. Absent: Flagg.**

****Council considered Items 122 thru end of agenda next****

HEARINGS (Opened at 5:30 P.M.) (Items 108 thru 121)

01-1920 108. On appeal of Jason Wise, 1800 Watrous Avenue, regarding recommended denial of taxicab license. **Moved by Hensley to grant the license, with a six (6) month probation period. Any violations in the six month probation period will cause immediate revocation. Motion Carried 6-1. Absent: Coleman.**

01-1921 109. On request from Margaret A. Kotz, to rezone property at 1200 E. Bell Avenue from "R1-60" (One Family, Low Density Residential) to "C-1" (Neighborhood Retail Commercial), subject to conditions. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Coleman.**

01-1922 (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: Coleman.**

01-1923 (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6

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, [#13,959](#). Motion Carried 6-1. Absent: Coleman.**

01-1924 (C) Recommendation from City Plan Commission, regarding amendment to the Des Moines' 2020 Community Character Land Use Plan. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Coleman.**

01-1925 110. On request from Marshall Goodman, to rezone property at 2901 Hickman Road from "R1-60" (One Family, Low Density Residential) to "R-2" (One and Two Family Residential) to allow development of two duplex structures with a condition that garages be built within five years. **Moved by Vlassis to adopt. Motion Carried 7-0.**

01-1926 (A) First consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

01-1927 (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Vlassis 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, [#13,960](#). Motion Carried 7-0.**

01-1928 111. On Supplement No. 4 to Governmental Lease-purchase Agreement with Banc of America Leasing & Capital, LLC, not to exceed \$331,955 to purchase a self-propelled runway broom-blower for the Airport. **Moved by Hensley to adopt. Motion Carried 7-0.**

01-1929 (A) Resolution to take additional actions. **Moved by Hensley to adopt. Motion Carried 7-0.**

01-1930 (B) Authorizing execution and delivery of Supplement No. 4. **Moved by Hensley to adopt. Motion Carried 7-0.**

01-1931 112. On conveyance of property in the vicinity of 6th and Vine Streets, to MidAmerican Energy Company, for use as a site for a new electrical substation, \$508,000. ([Council Communication No. 01-329](#)) **Moved by Hensley to approve. Motion Carried 7-0.**

01-1932 (A) Approval of substation construction plans submitted by MidAmerican Energy. **Moved by Hensley to approve. Motion Carried 7-0.**

01-1933 (B) Setting Date of Hearing on proposed permanent storm sewer easement, (7-9-01). **Moved by Hensley to adopt. Motion Carried 7-0.**

01-1934 113. On proposed Zoning Ordinance text amendment to add a new "S-O" (Study Overlay) District, to restrict new development in areas where special environmental concerns need further study or remedial action. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1935 (A) First consideration of ordinance above. **Moved by McPherson that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

01-1936 (B) Final consideration of ordinance above, (waiver requested by Community Development Director), requires 6 votes. **Moved by McPherson 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, [#13,961](#). Motion Carried 7-0.**

01-1937 (C) Hearing on City Council-initiated request to rezone property in vicinity of the Four Mile Creek floodplain, between Hull and Easton, west of E. 38th Street, from "R1-60" (One Family, Low Density Residential and "C-1" (Neighborhood Retail Commercial) to the "S-O" (Study Overlay) district classification. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1938 (D) First consideration of ordinance above. **Moved by McPherson that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

01-1939 (E) Final consideration of ordinance above, (waiver requested by City Manager), requires 6 votes. **Moved by McPherson 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, [#13,962](#). Motion Carried 7-0.**

114. Items regarding Airport Commerce Park:

01-1940 (A) On 1st Amendment to the Urban Renewal Plan for the Airport Commerce Park South Urban Renewal, to amend the boundaries, and to continue to 7-9-01. **Moved by Hensley to continue the public hearing until July 9, 2001, at 5:30 P.M. Motion Carried 7-0.**

01-1941 (B) On 10th Amendment to the Restated Urban Revitalization Plan for City-wide Urban Revitalization Area and amending boundaries of the Airport Commerce Park sub-area where qualifying commercial and industrial improvement may qualify for tax abatement, and to continue to 7-9-01. **Moved by Hensley to continue the public hearing until July 9, 2001, at 5:30 P.M. Motion Carried 7-0.**

01-1942 115. On Park Avenue Widening at SW 42nd Street: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as M. Peterson Construction Co., (Merlin Peterson, President, 4000 Delaware, DM), \$276,911.50. **Moved by Hensley to adopt. Motion Carried 7-0.**

01-1943 (A) Approving contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

01-1944 116. On Durable Pavement Markings - 2001: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest

responsible bidder as Dennis Parking Lot Maintenance, Inc., (Lynn R. Dennis, President, DM), \$96,266.80. **Moved by Vlassis to adopt. Motion Carried 7-0.**

01-1945 (A) Approving contract and bond. **Moved by Vlassis to adopt. Motion Carried 7-0.**

01-1946 117. On University Avenue Restriping - 31st Street to 4800 Block: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Dennis Parking Lot Maintenance, Inc., (John M. Rasty, Supervisor, DM), \$64,895.65. ([Council Communication No. 01-336](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

01-1947 (A) Approving contract and bond, and permission to sublet. **Moved by Vlassis to adopt. Motion Carried 7-0.**

01-1948 118. On Gannett Avenue Sanitary Sewer Extension, 4100 Block: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as The Underground Company, Ltd., (Duane J. Burkhardt, President/CEO, 2407 SW 9th Street, DM), \$47,770.70. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1949 (A) Approving contract and bond, and permission to sublet. **Moved by McPherson to adopt. Motion Carried 7-0.**

01-1950 119. On Waveland Clubhouse Window and Door Replacement: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Bergstrom Construction Inc., (Tom Gorgas, President, 1719 Hull, DM), \$76,000. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-1951 (A) Approving contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-1952 120. On 2001 City-Wide PCC Pavement Restoration Program: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as P.G. Construction, Inc., (Keith Purdy, President, 34 SE Gray Street, DM), \$179,070. **Moved by Coleman to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-1953 (A) Approving contract and bond. **Moved by Coleman to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-1954 121. On 2001 East/West Traffic Signal Interconnect Conduit: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Touch America, (Michael J. Meldahl, President, Helena MT), \$124,550. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-1955 (A) Approving contract and bond, and permission to sublet. **Moved by Hensley to**

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

* * END HEARINGS at 6:20 P.M. * *

****Council considered Items 100 thru 107 next****

APPROVING

01-1956 122. Second consideration of ordinance rezoning 5405 E. Indianola Avenue, from "R1-80" (One Family Residential) and "R1-90" (Large Lot One Family Residential) to "PUD" (Planned Unit Development). **Moved by Brooks that this ordinance be considered and given second vote for passage, with amended provisions 1 through 11, and to adopt the portfolios of home plans submitted as the only home style that will be permitted in this development. Motion Carried 6-1. Absent: Flagg.**

(A) Final consideration of ordinance above. **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 with amended provisions 1 through 11, and that the ordinance do now pass, [#13,963](#). Motion Carried 6-1. Absent: Flagg.**

01-1958 123. Second consideration of ordinance amending Chapter 62 of the Municipal Code to add sexual orientation as a protected class to the Human Rights Ordinance. **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 5-2. Nays: Flagg and McPherson.**

["WORD" Version of Ordinance](#) *only available to Microsoft Word Users*
(Indicates changes to the ordinance in different colors)

[HTML Version of Ordinance](#)
(Includes changes to the ordinance, but changes are not indicated by different colors)

01-1959 124. Authorizing Staff to continue work toward completion of proposed Phase I Improvement for Gray's Lake, and to delay further review or modification of the Gray's Lake Master Plan until after April 2, 2002. ([Council Communication No. 01-327](#)). **Moved by Hensley to delay consideration to July 9th. Motion Carried 6-1. Absent: Flagg.**

01-1960 125. Agreement with Employers Mutual, for extension of time-to June 1, 2002, to complete Skywalk Corridor extending west to future Skywalk Bridge 7C-8C over 8th Street, to new Wells Fargo Building. ([Council Communication No. 01-338](#)). **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1961 (A) Professional Services Agreement with Herbert Lewis Kruse Blunck, (Kirk V. Blunck, President, 202 Fleming Building) for design and construction phase services in conjunction with Skywalk Bridge 8C-9C, not to exceed \$109,400. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1962 126. Third Amendment, extending contract to May 31, 2002, to agreement for professional services with Foresite RDG for project management services on the Gateway Project. ([Council Communication No. 01-321](#)). **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Flagg.**

WITHDRAWN01-1963 127. Purchase agreement for 425 E. Grand Avenue in the Eastern Gateway from Neighborhood Improvement Corporation.

128. NUMBER NOT USED.

129. NUMBER NOT USED.

01-1964 130. Approving PY 2002 RFPs and Scope of Services for the Third Action Year of the HUD Consolidated Plan as recommended by the Neighborhood Revitalization Board. ([Council Communication No. 01-323](#)). **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1965 131. State of Iowa Agreement for FY01/02 Funding of the Commercial Air Service Marketing Program. ([Council Communication No. 01-332](#)). **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1966 132. Approving emergency purchase of a new ambulance to replace a front line unit destroyed in an accident on May 31, 2001 - \$108,455. ([Council Communication No. 01-318](#)). **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Flagg.**

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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.

01-1967 1. Approving Facility Use Contract with the Civic Center of Greater Des Moines, for July 13, 2001, for a Salute to Korean War Veterans. SPONSOR: Mayor Daniels. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1968 2. Approving Private Construction contract for Street Improvements in the new development of Hillsboro Phase 1, Indianola Road and E. Southdale Drive, between Manatt's Inc., (Contractor) and Jerry's Homes (Owner). SPONSOR: Brooks. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Flagg.**

A G E N D A

BOARD OF HEALTH

June 18, 2001

01-1969 MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1. Absent: Flagg.**

AUTHORIZING

01-1970 1. Court authority to abate the public nuisance at 1325 Watrous Avenue (vacant), Titleholder: Bank of America National Trust and Savings Association, as Trustee for Vendee Mortgage Trust 199201, Attn: CT Corporation System, Registered Agent; and Contract Buyers: Brian and Suzanne Campbell. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1971 2. Transfer of title and Partial Release of the lien against the real estate located at 136 9th Street, West Des Moines, Iowa, to Des Moines Habitat for Humanity. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Flagg.**

01-1972 MOTION TO ADJOURN. **Moved by Coleman to adjourn at 8:25 P.M. Motion Carried 6-1. Absent: Flagg.**

DES MOINES-CITY OF SKYWALKS