

SUMMARY OF DES MOINES CITY COUNCIL MEETING

June 24, 1996 4:30 P.M.

INVOCATION: Pastor Robert Conners

Union Park Christian Church

96-2246 1. ROLL CALL: **Present: Davis, Daniels, Flagg, Hensley, McPherson, Phillips and Vlassis.**

96-2247 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2248 3. APPROVING CONSENT AGENDA - items 3 through 62: **Moved by McPherson to adopt the balance of the Consent Agenda.**

LICENSES AND PERMITS:

Approving

96-2249 4. Communication from Legal Department regarding June 24, 1996 License and Permit Agenda. **Moved by McPherson to receive and file. Motion Carried 7-0.**

Class "B" Beer Licenses

96-2250 5. Shie Concession Company, Shie W. Foudree, President dba Shie Concessions, Miller Tent, Space 112, Iowa State Fairgrounds, 3000 East Grand Avenue; New Application (With Sunday Sales and Beer Garden) - Application submitted 6-11-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

Class "C" Beer Licenses

96-2251 6. Toui Lo dba Des Moines Asian Foods, 1623 6th Avenue; Renewal - Expires 6-24-96 (With Sunday Sales) - Application submitted 6-5-96. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: Daniels.**

LICENSES AND PERMITS (continued):

Class "C" Beer Licenses

96-2252 7. Kwik Shop, Inc., Steve Mostrom, District Manager dba Kwik Shop #508, 3733 Easton Blvd; Renewal - Expires 7-16-96 (With Sunday Sales) - Application submitted 5-30-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2253 8. Phillips 66 Company, James J. Mulva, President dba Phillips 66 #26427, 4151 Merle Hay Road; Renewal - Expires 7-27-96 (With Sunday Sales) - Application submitted 5-31-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2254 9. William Tegeler, Inc., Robert F. Tegeler, President dba Tegeler's Amoco, 1760 Beaver Avenue; Renewal - Expires 7-21-96 (With Sunday Sales) - Application submitted 6-6-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

Class "E" Beer Licenses

96-2255 10. Git N Go Convenience Stores, Inc., Dennis Flora, President dba Git N Go Store #7, 1829 Sixth Avenue; Renewal - Expires 7-23-96 (With Sunday Sales) - Application submitted 6-3-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2256 11. Hy Vee, Inc., Ronald D. Pearson, President dba Hy Vee Food & Drugstore #5, 1111 Southeast Army Post Road; Renewal - Expires 7-10-96 (With Sunday Sales) - Application submitted 6-6-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2257 12. Hy-Vee, Inc., Ronald D. Pearson, President dba Hy Vee Food & Drugstore #4, 4707 Fleur Drive; Renewal - Expires 7-10-96 (With Sunday Sales) - Application submitted 6-6-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2258 13. Ivan Thede dba Lee Town Super Valu, 2930 East University; Renewal - Expires 7-30-96 (With Sunday Sales) - Application submitted 6-5-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2259 14. Sangha Inc., Kamaldip Sangha, President dba Sangha Super Mart, 800 19th Street; New Application (With Sunday Sales) - Application submitted 5-29-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

LICENSES AND PERMITS (continued):

Class "A" Liquor Licenses

96-2260 15. Des Moines Club Inc., Mary Kramer, President dba Des Moines Club, 666 Grand Avenue; Renewal - Expires 7-9-96 - Application submitted 6-6-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

Class "B" Liquor Licenses

96-2261 16. Sixth Avenue Hotel Partnership, Gene Caleb, Manager dba Holiday Inn Downtown, 1050 6th Avenue; Renewal - Expires 7-14-96 (With Sunday Sales) - Application submitted 6-6-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

Class "C" Liquor Licenses

96-2262 17. Hilltop Lounge Inc., Alex J. Tollari, President dba Hilltop Lounge and Restaurant, 2820 Hubbell; Renewal - Expires 6-29-96 - Application submitted 5-20-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2263 18. Lee & Lee, Ltd dba J & B Tap, 2841 East Euclid Avenue; Renewal - Expires 6-29-96 (With Sunday Sales) - Application submitted 5-28-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2264 19. Harold D Mason dba Mason's Lounge, 5114 Southwest 9th Street; Renewal - Expires 7-9-96 - Application submitted 6-6-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2265 20. Tony's Lounge, Inc., Janet Mortale, President dba Tony's Sports Bar & Grill, 918 East Euclid; Renewal - Expires 7-6-96 (With Beer Garden) - Application submitted 6-4-96. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2266 21. H & L Inc., Sam M. Heard, President dba Top of the Hill, 1226 6th Street; Renewal - Expired 6-20-96 - Application submitted 6-10-96. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2267 22. Polk County, John Mauro, Chairman dba Veterans Memorial Auditorium, 833 - 5th Street; New Application (With Sunday Sales and Beer Garden) - Application submitted 6-11-96. **Moved by Hensley to approve deviation from Council policy (application not submitted 30 days in advance) and adopt. Motion Carried 5-1-1. Nays: Daniels. Pass: Flagg.**

LICENSES AND PERMITS (continued):

Authorizing

96-2268 23. City Clerk to issue Cigarette Licenses. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2269 24. City Clerk to issue Coin-Operated Machine Licenses. **Moved by McPherson to adopt. Motion Carried 6-1. Nays: Daniels.**

Refunds

96-2270 25. City Treasurer to issue refunds. **Moved by McPherson to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

96-2271 26. Notification from Iowa Department of Transportation, regarding pavement marking project on I-235, July 9, 1996. **Moved by McPherson to receive and file. Motion Carried 7-0.**

96-2272 27. Revised Agreement with U.S. Department of Interior Geological Survey for joint funding to provide for water resources operations at the City's six gaging stations (See roll call for list) to provide additional funding. (Council Communication No. 96-272. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2273 28. Authorizing City Manager to acquire the necessary right-of-way and easements for construction of 1996 Sidewalk Replacement Program. **Moved by Hensley to adopt. Motion Carried 7-0.**

29. Approving the following Private Construction Contracts:

96-2274 (a) Parking Addition & Drop-off Lane at Hanawalt Elementary, 225 56th Street between Grimes Asphalt & Paving Corp., Contractors and Des Moines Public Schools, Owners. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2275 (b) Storm Sewer Improvement for proposed subdivision of Pine

WITHDRAWN Meadow at SW 26th and Emma between R.G. Elder & Son Company, Contractors, and Curnes Home Ltd., Owners.

96-2276 (c) Sanitary Sewer Improvement for proposed subdivision of

WITHDRAWN Pine Meadow at SW 26th and Emma between R.G. Elder & Son Company, Contractors, and Curnes Home Ltd., Owners.

96-2277 30. Approving partial payments on six public improvement projects, (see roll call for list). **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2278 31. Authorizing City Engineer to proceed with sidewalk construction, waivers signed by 8 property owners, (see roll call for list). **Moved by McPherson to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

96-2279 32. Authorizing Assessment Clerk to correct Board of Health Nuisance Abatement Contract (B.H.N.A.C.), Assessment Schedule 1994-46, in the amount of \$6,100.45 charged to 1701 9th Street after property was sold; continued from 6-17-96. (Council Communication No. 96-269). **Moved by Vlassis to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

96-2280 33. Warranty Deed, Affidavit Explanatory of Title and Quit Claim Deed, from George G. and Deborah M. Garvis, acquired by the Iowa Department of Transportation, in conjunction with Reconstruction of Douglas Avenue/Euclid Avenue. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2281 34. Approving Warranty Deed from Des Moines Cashway Co., acquired by the Iowa Department of Transportation in conjunction with the Reconstruction of Douglas Avenue/Euclid Avenue. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2282 35. Easement to Construct and Maintain Storm Sewer, from Douglas Terrace, Inc., acquired by the Iowa Department of Transportation, in conjunction with Reconstruction of Douglas Avenue/Euclid Avenue. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2283 36. Temporary Easement for Construction and Backslope and Property Adjustment Easement and Release, in conjunction with Iowa 6 (East Euclid Avenue) and Delaware Avenue Intersection Improvement, from Sutherland Building Products, Inc., 2200 East Euclid-\$551. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2284 37. Temporary Easement for Construction, in conjunction with East Hartford Avenue Paving-Southeast 14th Street to Southeast 22nd Street, from Landfill of Des Moines, Inc., property located in the vicinity of SE 22nd Street and Hartford Avenue-\$11,280. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2285 38. Temporary Easement for Construction, in conjunction with E. Euclid (U.S. 6)/Delaware Avenue Intersection Improvement, from Thomas H. and Velta E. Goodwin, Mary Ribert, Harold Olsen, Carole Olsen, Donald Olsen, Barbara Olsen, Elsie Johansen, Christian A. Johansen, Berger P. Olsen and Betty Lou Olsen-\$300, to be paid to Thomas H. and Velta E. Goodwin. **Moved by McPherson to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS (continued)

96-2286 39. Temporary Easement for Construction, in conjunction with East Side Interceptor Phase I - Reconstruction, from Lumbar Investment Company, property located on 1st Street between Reigert Street and Arthur Avenue-\$1, B and B Concrete, 107 Arthur Avenue-\$1. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2287 40. Temporary Easement for Construction, in conjunction with Storm Sewer-S.W. 8th Street and Thornton Avenue, from Ronald E. and Brigitte H. Crouse, 3624 SW 8th Street-\$1, Thomas W. and Beverly J. Jarshaw, 3620 SW 8th Street-\$1, Minnie Paterno, 3612 SW 8th Street-\$1. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2288 41. Easement for Street Right-of-Way and Backslope and Property Adjustment Easement and Release, in conjunction with Iowa 5 (Army Post Road) and South Union Intersection Improvement, from Ernest and Josephine Hoopes, 111 and 113 Army Post Road-\$3,355. **Moved by McPherson to adopt. Motion Carried 7-0.**

42. NUMBER NOT USED.

BOARDS/COMMISSIONS/NEIGHBORHOODS

96-2289 43. Recommendation from Council Member At-Large, George E. Flagg for reappointment of Ivan Eggers to the Building Code Board of Appeals for a two-year term to expire April 6, 1998. **Moved by McPherson to adopt. Motion Carried 6-0. Mayor Davis declares a conflict of interest, and abstains from voting.**

BLOCK PARTIES

96-2290 44. Approving deviation from Council policy regarding request from Joe M. Coppola, Court Avenue Association, request to close Court Avenue, from 3rd Street to 4th Street on Saturday, July 6, 1996, from 7:00 P.M. to 12:30 P.M., Sunday July 7, 1996 (Clean up until 2:00 A.M., July 7th) for the Barnstormers Party. **Moved by Hensley to adopt. All activities (including stage) are to be on Court Avenue between 3rd and 4th Street, with 3rd and 4th Street remaining open. Motion Carried 6-0. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-2291 45. Jennifer Schiltz, 2318 45th Street, requesting permission to close 45th Street, from Hickman Road to Holcomb Avenue, Saturday, July 13, 1996, from 3:00 P.M. to 9:00 P.M. Rain date: July 14, 1996, Sunday. **Moved by McPherson to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

96-2292 46. Authorizing Legal Department to serve an Offer to Confess Judgment in a condemnation appeal filed by Clarence Duke and Christopher Avery regarding property at the SW corner of Guthrie Avenue and East 18th Street in the Guthrie Avenue Business Park in amount of \$180,000 with costs. **Moved by Hensley to approve. Motion Carried 7-0.**

96-2293 47. Approving payment of \$20,000 to Gary Sturdivant and James J. Kane, his attorney, for bodily injuries arising out of an automobile collision. **Moved by Hensley to adopt. Motion Carried 7-0.**

WITHDRAWN 47I Approving settlement of worker's compensation claim of Richard Townsend.

CITY MANAGER COMMUNICATIONS

96-2294 48. Submitting out-of-state travel request for Marcy Cable, Floyd A. Jones and Harold E. Smith. (Council Communication No. 96-261). **Moved by McPherson to adopt. Motion Carried 7-0.**

APPROVING

96-2295 49. Proposal from Community Housing Development Corporation, for purchase and redevelopment of property at 1139 13th Street, setting sale price, and setting date of hearing on sale, (7-1-96). **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2296 50. Renewal of Lease Agreement with Ruan Center Corporation, for leasing of space of an antenna site, 10-year period, \$489.32 per month for six transmitters and \$62.40 for each additional transmitter. (Council Communication No. 96-267). **Moved by McPherson to adopt. Motion Carried 7-0.**

51. Three-year Lease Agreements for Sidewalk Cafes at the following:

96-2297 (a) 319 Court Avenue, Sheffields Restaurant, annual rental of \$638. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2298 (b) 302 Court Avenue, Johnny's Hall of Fame, annual rental of \$425. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2299 (c) 308 Court Avenue, Julio's, annual rental of \$223. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2300 52. Space Allocation Agreement with Polk County Elderly Services, for continuing operation of senior congregate meal sites at Scott Four Mile, Logan South East and Archie Brooks Community Centers. (Council Communication No. 96-265) **Moved by Phillips to adopt. Motion Carried 7-0.**

APPROVING (continued)

53. NUMBER NOT USED.

54. Bids for the following:

96-2301 (a) Thrasher Service Corporation, (3012 E. 14th Street), for plumbing services for relocation of water stop boxes in conjunction with curb replacement to be used by the Public Works Department, \$37,436. (Nine bids mailed-two received). **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2302 (b) Westch Information Systems, Inc. (Vancouver. B.C.), for six notebook type, pen based personal computers to be used by the Fire Department to be compatible with Patient Documentation Software Package, \$3,968 per unit. (Two bids mailed-two received). **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2303 (c) Anixter, (Urbandale), for video equipment to provide a video hook-up between the Des Moines Police Department's temporary holding facility and the Polk County Jail to be used with the COPS MORE portion of Violent Crime Control and Law Enforcement Act of 1994 - \$115,049. (non-competitive procurement). **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2304 55. Civil Service Entrance Lists for Survey Helper, Graphic Technician, Accountant, and Promotional Lists for Fire Prevention Inspector, Senior Fire Prevention Inspector, Fire Engineer, Fire Medic, Senior Fire Medic, and Solid Waste Section Chief. **Moved by McPherson to approve. Motion Carried 6-1. Pass: Flagg.**

96-2305 56. Receipt of Insurance for various City projects and functions for recording by the City Clerk. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2306 57. Authorizing Finance Director to draw warrants on registers of June 28, 1996 and bills of the Des Moines Municipal Housing Agency for the week beginning June 24, 1996. **Moved by McPherson to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

96-2307 58. Amending Chapter 16 of the Municipal Code regarding references to the Metropolitan Waste Authority and miscellaneous revisions reflecting current practices for collection and disposal of solid waste. **Moved by McPherson that this ordinance do now pass,**

#13,350. Motion Carried 7-0.

ORDINANCES - FINAL CONSIDERATION (continued)

96-2308 59. On vacation of portions of the Thompson Avenue right-of-way in vicinity of DeWolf Street, (Guthrie Avenue Business Park), pre-published, requires two readings). **Moved by McPherson that this ordinance do now pass, #13,351. Motion Carried 7-0.**

96-2309 60. On vacation of E. 18th Street right-of-way, in vicinity of Guthrie and Thompson Avenues, (pre-published, requires two readings). **Moved by McPherson that this ordinance do now pass, #13,352. Motion Carried 7-0.**

96-2310 61. Amending Section 2-1 of the Municipal Code regarding legal description of the city limits; Code update to include annexed property. **Moved by McPherson that this ordinance do now pass, #13,353. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

96-2311 62. Amending Chapter 27 of the Municipal Code regarding the following traffic regulation changes: Shorter Corner Clearance on the north side of Woodland Avenue west of 24th Street; No Parking on East side of SE 17th Street from Park to Glenwood; and No parking on the east side of E. 6th Street from E. River Drive to E. University. **Moved by McPherson that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

96-2312 (a) Final consideration of ordinance above, (waiver requested by Council Member Phillips). **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, #13,354. Motion Carried 7-0.**

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

****Council considered Items 71 through 74 next****

HEARINGS (Opened at 7:08 P.M.) (Items 63 thru 70)

96-2313 63. On proposed Resolution of Necessity for the following--1996 Intermediate Paving Program No. 1, continued from 6-17-96. **Moved by Vlassis to adopt as further amended as set out below and adopted, and with all other objections filed having been fully considered and hereby overruled. DELETE Lincoln Avenue and Ovid Avenue. Motion Carried 6-1. Absent: McPherson.**

DELETE (a) Lincoln Avenue from Merklin Way to Merle Hay Road.

96-2314 (1) Communication and petition in objection. **Moved by Vlassis to receive and file. Motion Carried 6-1. Absent: McPherson.**

DELETE (b) Ovid Avenue from 54th to 56th.

96-2315 (1) Petition in objection. **Moved by Vlassis to receive and file. Motion Carried 6-1. Absent: McPherson.**

96-2316 64. On Proposed 28E Agreement with Polk County, for transfer of ownership and operation of the Convention Center and Veterans Memorial Auditorium. (Council Communication No. 96-264) **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2317 (a) First consideration of ordinance amending Chapter 2 of the Municipal Code repealing various references to the Convention Center. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

96-2318 65. On Second Amendment to Lease of portions of right-of-way adjoining Financial Center Building, 7th and Walnut Streets, 666 Walnut Office Associates, L.P., to encompass additional building encroachments. **Moved by Vlassis to adopt. Motion Carried 6-1. Absent: Phillips.**

96-2319 66. On Botanical Center Greenhouse Roof Replacement: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as United Greenhouse Systems, Inc., (Dan Bilhorn, Pres, Edgerton, WI),

\$60,217.44. (Council Communication No. 96-262) **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2320 67. On Birdland Park East Improvements: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and submission of bids. (Council Communication No. 96-268) **Moved by McPherson to adopt. Motion Carried 7-0.**

HEARINGS (continued)

96-2321 68. On vacation and conveyance of alley right-of-way in the vicinity of Indianapolis Avenue and E. 29th Street, to Randall and Kathy Van Gundy-\$25, Karl and Gretchen Ledet-\$25 and Jackie and Karen Fowler-\$25. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2322 (a) First consideration of ordinance above. **Moved by McPherson that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

96-2323 69. On conveyance of vacated S.E. 15th Court right-of-way north of Hartford Avenue, to SMRS, Corp., \$4,950. **Moved by Phillips to adopt. Motion Carried 7-0.**

96-2324 (a) Permanent Easement for Drainage Ditch, in conjunction with East Hartford Avenue Paving-Southeast 14th Street to Southeast 22nd Street, from SRMS Corp., \$2,252 to be deducted from the purchase price of vacated S.E. 15th Court, James Louis and Norma Weigel, \$1,290 to be deducted from the purchase price of vacated S.E. 15th Court. **Moved by Phillips to adopt. Motion Carried 7-0.**

96-2325 70. On resolution to demolish and remove dangerous structure or to

WITHDRAWN determine appropriate equitable action to be taken on 1160 MLK, Jr. Parkway, Titleholder, Jack Kauzlarich.

* * END HEARINGS at 7:28 P.M. * *

****Council considered Item 75 thru end of agenda next****

APPROVING

96-2326 71. Accepting grant from Polk County, in the amount of \$500,000, for construction of 12 soccer fields at Cases Lake. (Council Communication No. 96-263). **Moved by Phillips to adopt, and accept the grant with appreciation. Motion Carried 7-0.**

96-2327 72. Procedures Manual for Implementation of Resale Assurance and Easement Acquisition Program for Noise Compatibility, and Negotiation of Consultant Contract for Phase II of Noise Program. (Council Communication No. 96-270) **Moved by Phillips to adopt. Motion Carried 6-1. Pass: Vlassis.**

96-2328 73. Recommendation from City Manager, regarding management of Parking Facilities, and recommending approval of contract for management of City Parking Facilities with Central Parking. (Council Communication No. 96-271) **Moved by Hensley to adopt. Motion Carried 5-1-1. Nays: McPherson. Pass: Flagg.**

APPROVING (continued)

74. Various actions regarding proposed one cent Local Option Sales and Services tax:

96-2329 (a) Establishing Date for Local Option Sales Tax Referendum (12-10-96). **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Flagg.**

96-2330 (b) Use of proceeds from Local Option Sales Tax. **Moved by Vlassis to adopt. Motion Carried 5-1. Nays: Flagg. Council Member McPherson declares a conflict of interest, and abstains from voting.**

96-2331 (c) Method of Property Tax Reduction. **Moved by Vlassis to defer action for consideration at a later date. Motion Carried 6-1. Nays: Flagg.**

96-2332 (d) City Council's request of Des Moines School Board regarding future bond sale. **Moved by Hensley to adopt. Motion Carried 5-1. Nays: Flagg. Council Member McPherson declares a conflict of interest, and abstains from voting.**

96-2333 (e) City Council's request of suburban cities and Polk County regarding a \$100,000 cap on taxable property. **Moved by Daniels to adopt. Motion Carried 6-1. Nays: Flagg.**

****Council considered Hearing Items 63 thru 70 next****

96-2334 75. Amendment One to the 1996 REV-CAT Project, to change the service area, set operating period from April 15 to September 30, 1996, and provide staffing of a two-officer crew to provide increased coverage on select weekends and special events. (Council Communication No. 96-273) **Moved by Daniels to adopt. Motion Carried 7-0.**

96-2335 76. Amendment IV to the 28E Intergovernmental Agreement with Polk County and Neighborhood Finance Corporation extending the Agreement one year, to fund housing finance programs; June 1997. (Council Communication No. 96-266) **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2336 (a) Communication from Alice Rodine, regarding Intergovernmental 28E Agreement with Neighborhood Finance Corporation, (NFC). **Moved by Daniels to receive and file. Motion Carried 7-0.**

****Council Member McPherson left the meeting at 7:50 P.M.****

COUNCIL REQUESTS

77. Requests from Council Member George E. Flagg, to discuss the following:

96-2337 (a) Regional Fire Training Facility. **Moved by Phillips to receive, file, discuss and refer to City Manager and Council Fire Sub-Committee for review and recommendation. Motion Carried 6-1. Absent: McPherson.**

96-2338 (b) Regional Transit System. **Moved by Flagg to receive, file, discuss and refer to City Manager and Transit Committee for review and recommendation. Motion Carried 6-1. Absent: McPherson.**

COMMUNICATIONS/REPORTS

96-2339 78. From Steve Rodish, 5814 Winona Avenue, requesting to speak regarding the Frisbee Park Area. **Moved by Hensley to receive, file and grant the request to speak; refer to City Manager to work on concerns in this area, and to elevate our priority level for this area. Motion Carried 6-1. Absent: McPherson.**

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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.

96-2340 1. Oral request of Council Member Daniels, to discuss the Strategic Plan. **Moved by Daniels to receive, file and discuss; refer to City Manager for a report in late July. Motion Carried 6-1. Absent: McPherson.**

96-2341 2. Request of Council Member At-Large George E. Flagg, to discuss minimum compensation for projects funded with City Loans, Grants or Tax Abatement, and related items, (continued from 5-28-96). **Moved by Flagg to receive, file and discuss; refer to City Manager and Legal to recommend an increase in our minimum salary goal for such projects. Motion Carried 6-1. Absent: McPherson.**

EXTRA ITEMS (continued)

96-2342 3. Approving deviation from policy, on Application for Beer Garden, in conjunction with Class "C" Liquor License, for Five "T" Inc. dba Latin King, 2200 Hubbell. SPONSOR: Flagg. **Moved by Flagg to approve deviation from Council policy (application not submitted 30 days in advance) and adopt. Motion Carried 5-1-1. Nays: Vlassis. Absent: McPherson.**

96-2343 4. Approving deviation from Council policy, on Application for Class "B" Beer License for Court Avenue District Association, Rich Murillo, President dba Court Avenue District Association, 212 4th Street, SPONSOR: Hensley. **Moved by Hensley to defer action and request staff to develop a method/procedure to allow events of this type and permit minors to participate after 9:00 P.M. Motion Carried 6-1. Absent: McPherson**

96-2344 (a) Discussion of City Council Policy regarding application for Beer, Wine or Liquor Permits.. **Moved by Vlassis to rescind the City's policy adopted in May and July, 1995. MOTION FAILED. Yeas: Phillips, Flagg, Vlassis. Nays: Davis, Daniels, Hensley. Absent: McPherson.**

96-2345 (b) Continued discussion of City Council Policy regarding application for Beer, Wine or Liquor Permits. **Moved by Hensley to discuss and review the policy on July 1. Motion Carried 5-1-1. Pass: Vlassis. Absent: McPherson.**

5. Recommendations from Council Member Hensley, regarding appointment of the following:

96-2346 (a) Appointment of Vicki Oliver, to the Woodland-Willkie Citizen Services Task Force, until the next CSTF Election. SPONSOR: Hensley. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: McPherson.**

96-2347 (b) Reappointment of Sunnie Richer, to the Des Moines International Airport Board, four-year term to expire June 30, 2000. SPONSOR: Hensley. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: McPherson.**

96-2348 6. Communication from Eco Tech Contractors, requesting permission to sublet items on the 1995 Paving Program No. 1, Contract No. 1. SPONSOR: McPherson. **Moved by Daniels to adopt. Motion Carried 6-1. Absent: McPherson.**

96-2349 7. Recommendation from Mayor Davis, regarding appointment of the Airport Audit Committee. SPONSOR: Mayor Davis. **Moved by Vlassis to adopt. Motion Carried 6-1. Absent: McPherson.**

A G E N D A
BOARD OF HEALTH
June 24, 1996

96-2350 MOTION TO CONVENE. **Moved by Flagg that the City Council Adjourn and Convene as a Board of Health. Motion Carried 6-1. Absent: McPherson.**

AUTHORIZING

96-2352 1. Court authority to abate the public nuisance at 3407 Dean (vacant)
TITLEHOLDERS/LANDLORDS: Foster and Shirley A. Felton; LEGAL INTEREST HOLDER:
Jim M. Walsh. **Moved by Daniels to adopt. Motion Carried 6-1. Absent: McPherson.**

96-2352 2. Release of demolition cost reserve held under claim number 271-236352-E33
regarding property known as 802 SE 80th, #34, owned by Charles & Edith Oliver. **Moved by
Daniels to adopt. Motion Carried 6-1. Absent: McPherson.**

96-2353 MOTION TO ADJOURN. **Moved by Daniels to adjourn at 8:35 P.M.**

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