

SUMMARY OF DES MOINES CITY COUNCIL MEETING

August 26, 1996 4:30 P.M.

INVOCATION: Pastor Phillip Hayes

Capitol Hill Christian Church

96-2955 1. ROLL CALL: **Present: Davis, Flagg, Hensley, Phillips and Vlassis. Absent: Daniels and McPherson.**

96-2956 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 5-2.**

96-2957 3. APPROVING CONSENT AGENDA items 7 through 50: **Moved by Phillips to adopt the balance of the consent agenda. Motion Carried 5-2.**

LICENSES AND PERMITS

Approving

96-2958 4. Communication from Legal Department regarding August 26, 1996 License and Permit Agenda. **Moved by Phillips to receive and file. Motion Carried 5-2.**

INFORMAL HEARINGS (Opened at 4:35 P.M.) (Items 5 and 6)

96-2959 5. On recommendation of staff to **deny** Class "C" Liquor License for Terri Killen, dba Killen Time, 2600 Dean Avenue; New Application submitted 7-17-96. (Continued from August 19, 1996 Council Meeting). **Moved by Phillips to adopt recommendation of staff to deny; applicant has failed to provide the City with sufficient financial information as is required by Section 5 of the Des Moines Municipal Code and Section 123 of the Code of Iowa, and the rules and regulations thereof. Motion Carried 4-1-2. Pass: Flagg. Absent: Daniels and McPherson.**

96-2960 6. On recommendation of staff to **deny** Class "C" Liquor License for D.K.D.D., Inc., Thomas Nelson, President, dba Southside Johnnies, f/k/a Cocktails, 3211 Indianola Road; Renewal - Expired 7-24-96 - Application submitted 6-24-96. Applicant does not comply with City building and fire inspections. **Moved by Phillips to continue the hearing to 9-3-96 to allow applicant to complete repairs; City Clerk to issue one week timely file extension letter. Motion Carried 5-2.**

* * END INFORMAL HEARINGS at 4:46 P.M. * *

***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.**

Class "B" Beer Licenses

96-2961 7. Hugh & John Oler dba Beggar's Banquet, 2306 University; Renewal - Expires 8-31-96 (With Sunday Sales) - Application submitted 8-6-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

Class "E" Beer Licenses

96-2962 8. QuikTrip Corporation, Chester Cadieux, President dba QuikTrip #540, 3000 Merle Hay Road; Renewal - Expires 10-1-96 (With Sunday Sales) - Application submitted 8-9-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

Class "B" Liquor Licenses

96-2963 9. 1000 Walnut Management Company, E. Jeffrey Hunter, President dba Hotel Fort Des Moines, 1000 Walnut Street; Renewal - Expires 8-30-96 (With Sunday Sales) - Application submitted 7-31-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

LICENSES AND PERMITS (continued):

Class "C" Liquor Licenses

96-2964 10. River Atrium Catering Co., John Q. Hammons, President dba Des Moines Botanical Center, 909 East River Drive; Renewal - Expires 8-29-96 (With Sunday Sales) - Application submitted 7-8-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2965 11. Bowlerama Inc., Steve Jordison, President dba Bowlerama Lanes, 1313 Southeast Diehl; Renewal - Expires 9-2-96 (With Sunday Sales) - Application submitted 8-5-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2966 12. AMF Bowling Center, Inc., Douglas J. Stanard, President dba Fair Lanes Des Moines, 3839 East 14th Street; Renewal - Expires 8-16-96 (With Sunday Sales) - Application submitted 6-28-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2967 13. No. 1 Chinese Restaurant, Inc., Kwan Y. Cheung, President dba No. 1 Chinese Restaurant, 2414 University; Renewal - Expires 9-6-96 (With Sunday Sales) - Application submitted 8-5-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2968 14. Suds on 2nd, Inc., Maria Varvel, President dba Suds on 2nd, 2801 - 2nd Avenue; Renewal - Expires 8-31-96 (With Sunday Sales) - Application submitted 8-2-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

Authorizing

96-2969 15. City Clerk to issue Cigarette Licenses. **Moved by Phillips to adopt. Motion Carried 5-2.**

Beer Gardens

96-2970 16. Approving temporary beer garden for R. M. Baier dba Michael's Restaurant & Lounge, 4041 Urbandale Avenue for special event (Beaverdale Fest) to be held on September 14, 1996 - Application submitted 7-31-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

Refunds

96-2971 17. City Treasurer to issue refunds. **Moved by Phillips to adopt. Motion Carried 5-2.**

LICENSES AND PERMITS (continued):

Transfers

96-2972 18. Approving temporary transfer of Class "B" Beer License for Des Moines Jaycees dba Seniom Sed Fest, 3rd & Locust (Nollen Plaza) to Iowa State Fairgrounds (Campgrounds No.3), 3000 East Grand for Renaissance Festival to be held 9-14 & 15-96 and 9-21 & 22-96. Application submitted 8-14-96. **Moved by Phillips to adopt. Motion Carried 5-2.**

PUBLIC IMPROVEMENTS

96-2973 19. Traffic Safety Improvement Funding Agreement with the Iowa Department of Transportation for the East Johnson Court (U.S. 65/69)/East Court Avenue intersection improvements. (Council Communication No. 96-366) **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2974 20. Approving Addendum No. 2 to the Birdland Pool Amenities project, to change date of hearing to 9-16-96, and date for receiving bids to 9-10-96, to allow bidders adequate time to prepare bids. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2975 21. Change Order No. 12 with M. Peterson Construction Co., for additional work in conjunction with the Widening of Douglas Avenue from M.L. King Jr. Parkway to Lower Beaver Road, not to exceed \$21,750. (Council Communication No. 96-358) **Moved by Phillips to adopt. Motion Carried 5-2.**

22. Resolution Ordering Construction of the following:

96-2976 (A) Des Moines River North Levee Tree Removal-SE 14th Street to the extension of SE 24th Court, Receiving of Bids, (9-10-96), and Setting Date of Hearing, (9-16-96), (Construction Estimate - \$60,000). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2977 (B) SE 8th Street and E. Granger Avenue Sanitary Sewer Repair, Receiving of Bids, (9-10-96), and Setting Date of Hearing, (9-16-96), (Construction Estimate - \$42,500). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2978 23. Communication from Corell Contractor, Inc. requesting permission to sublet certain items on 63rd Street and University Avenue Widening and Signalization public improvement project. **Moved by Phillips to adopt. Motion Carried 5-2.**

PUBLIC IMPROVEMENTS (continued)

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

96-2979 (A) Arlington Avenue Pavement Repair, College Avenue to Franklin Avenue, Des Moines Asphalt & Paving Company, \$3,947.93 to be paid at the end of 30 days. **Moved by Phillips to adopt. Motion Carried 4-2. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-2980 (B) Chautauqua Parkway Ditch Improvements, McAninch Corporation, \$10,587.02 to be paid at the end of 30 days. **Moved by Phillips to adopt. Motion Carried 4-2. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-2981 (C) Demolition Contract No. 161, LA Company, \$5,743.18 is now due and \$5,099.45 to be paid at the end of 30 days. **Moved by Phillips to adopt. Motion Carried 4-2. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-2982 25. Approving partial payments on six public improvement projects. (See Roll Call for list). **Moved by Phillips to adopt. Motion Carried 5-2.**

SPECIAL ASSESSMENTS

96-2983 26. Authorizing Assessment Clerk to correct Sidewalk Repair/Replacement Schedule No. 1997-35, on 4408 Carpenter Avenue and 1246 44th Street (see roll call for amounts). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2984 27. Resolution levying assessments for costs of Nuisance Abatement-NAC-Emergency Orders (Community Development) Schedule No. 1997-37, and providing for the payment thereof. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2985 28. Authorizing Assessment Clerk to correct NAC-Emergency Orders (Community Development) Assessment Schedule 1996-45, a lien was filed against 322 E. Granger Avenue prior to the new owner taking title. **Moved by Phillips to adopt. Motion Carried 5-2.**

LAND/PROPERTY TRANSACTIONS

96-2986 29. Backslope and Property Adjustment Easement and Release, in conjunction with 1995 Paving Program No. 1-East 28th Street-Cleveland Avenue to Easton Boulevard, from Harold R. and Betty M. Lawler, 1701 E. 28th Street - \$1, Gerald L. and Sandra K. Wallace, 1629 E. 28th Street - \$1. **Moved by Phillips to adopt. Motion Carried 5-2.**

BLOCK PARTIES

96-2987 30. (1) Margaret Kearns, 2829 45th Street, requesting permission to close 45th Street, from New York Avenue to Urbandale Avenue, on Sunday, September 1, 1996 from 5:00 to 11:00 P.M. **Moved by Phillips to adopt. Motion Carried 5-2.**

(2) George T. Lane, 1421 56th Street, requesting permission to close Walker Street, from 14th Street to 15th Street, on Sunday, September 1, 1996 from 2:00 to 8:00 P.M. **Moved by Phillips to adopt. Motion Carried 5-2.**

(3) Elizabeth Kennedy, 5001 Country Club Blvd., requesting permission to close Country Club Blvd., from 5011 Country Club Blvd. to 4920 Country Club Blvd, on Sunday, September 1, 1996 from 3:00 to 8:00 P.M. **Moved by Phillips to adopt. Motion Carried 5-2.**

(4) Lisa Warner, 1805 46th Street, requesting permission to close 46th Street, from Franklin Avenue to College Avenue from 3:00 to 9:00 P.M., on Saturday, September 7, 1996. Rain date: September 8, 1996. **Moved by Phillips to adopt. Motion Carried 5-2.**

(5) Don Bell, 3930 10th Street, requesting permission to close 10th Street, from Madison Avenue to Seneca Avenue, on Saturday, September 14, 1996 from 4:30 to 8:00 P.M. Rain date: September 21, 1996. **Moved by Phillips to adopt. Motion Carried 5-2.**

(6) Lincoln High School Band, 2600 S.W. 9th Street, requesting permission to close S.W. 12th, from Bell to Davis; Davis from S.W. 12th to S.W. 11th; Bell Avenue, from S.W. 9th Street to S.W. 12th Street; S.W. 11th, from Davis to Kirkwood, on Saturday, October 19, 1996 from 8:00 A.M. to 6:00 P.M. **Moved by Phillips to adopt. Motion Carried 5-2.**

CITY PLAN COMMISSION RECOMMENDATIONS

96-2988 31. Regarding request from B.J. Baker III, for vacation and conveyance of a portion of E. 33rd Street right-of-way in vicinity of E. 33rd and Euclid. **Moved by Phillips to adopt. Motion Carried 4-2. Mayor Davis declares a conflict of interest, and abstains from voting.**

SETTING DATE OF HEARINGS

96-2989 32. On application from Shannon Holz, Principal Mutual Life Insurance, for approval of a 2nd Amendment to the PUD Conceptual Plan "Hillside Neighborhood" to revise the easterly portion of the property to allow existing surface parking to be used by Principal Mutual and terminate upon transfer by Principal to any other person or entity, or upon development of Stages 2 and 3, (vicinity of Seventh and Center), (9-16-96). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2990 33. On vacation and conveyance of the north/south right-of-way between SW Second and SW Third Streets, and between Rose and Watrous Avenues, to abutting property owners, (9-3-96). **Moved by Phillips to adopt. Motion Carried 5-2.**

CITY MANAGER COMMUNICATIONS

96-2991 34. Submitting traffic regulation changes at the following locations: North side of Elizabeth Avenue west of Searle Street, East side of Fortieth Place north of Hickman Road, and

north side of East Madison Avenue east of North Union Street, (Council Communication No. 96-365) **Moved by Phillips to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 5-2.**

APPROVING

96-2992 35. Amendment Four to the 1993 Community Development Block Grant Program for Capitol East Neighborhood Economic Commercial Revitalization Project, to reduce project allocation by \$76,107, to increase 1992 Capitol East Redevelopment Project by \$32,107 and the 1995 Capitol East Redevelopment Project by \$44,000, which will satisfy existing shortfalls in the 1992 and 1995 Capitol East Redevelopment Projects, (Council Communication No. 96-360). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2993 (A) Amendment Seven to the 1992 Capitol East Redevelopment Project, to increase funding--\$32,107. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2994 (B) Amendment Two to the Capitol East Redevelopment Project, to increase funding--\$44,000. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2995 36. Approving participation of the City in the State of Iowa's R.E.A.C.H. (Residential Energy Assistance Challenge Option) demonstration grant to the U.S. Department of Health and Human Services. (Council Communication No. 96-359) **Moved by Hensley to adopt. Motion Carried 5-2.**

37. NUMBER NOT USED.

APPROVING (continued)

96-2996 38. Iowa Department of Transportation Application to Adopt-A-Highway from Des Moines Jaycees on Iowa 5, within City limits from Milepost 94.2 located one mile east of US 65 and 69 and ending at Milepost 92.5. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-2997 39. Communication from Joan Roberts, North High School Principal, requesting permission to hang 24 banners on Sheridan, Sixth Avenue, Holcomb Avenue, and Second Avenue on Saturday, September 21 and remain in place for three weeks (North High Homecoming Week and two weeks following). **Moved by Phillips to receive, file and grant the request. Motion Carried 5-2.**

96-2998 40. City Manager's Monthly Financial Report for June, 1996. **Moved by Phillips to receive and file. Motion Carried 5-2.**

41. Bids for the following:

96-2999 (A) Quality Ford, (West Des Moines, Franklin Greene, President) for a compact four-door station wagon to be used by the Finance Department (Mail & Messenger Division), \$12,160. (Five bids mailed-three received). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-3000 (B) Midstates Ford Truck Sales, (4300 N.E. 14th, Marv Perry, President), \$16,619.30, for two (2) intermediate size pickup trucks, and Dewey Ford, Inc., (444 East Fourth Street, Mark Vukovich, President), \$30,131.24, for two (2) three-quarter (3/4) ton pickup trucks to be used by the Engineering Department (Wastewater Reclamation Facility). (Seven bids mailed-five received). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-3001 (C) Finding Questron Corporation, Mercerville, NJ, noncompliant, and approving compliant bid of CEM Corporation, (Matthews, NC, Mike Collins, President) for a Microwave Digestion System to be used by the Engineering Department (Wastewater Reclamation Facility), \$17,845. (Twelve bids mailed-three received). **Moved by Phillips to adopt. Motion Carried 5-2.**

96-3002 (D) Finding Ed M. Feld Equipment Co., Carroll, IA, not meeting specifications and noncompliant and approving compliant bid of Toyne Fire Truck, (Breda, IA, Roger Schwabe, President) for two (2) 1500 GM Triple Combination Pumpers to be used by the Fire Department, \$590,413. (Twenty-eight bids mailed-four received). **Moved by Phillips to adopt. Motion Carried 5-2.**

APPROVING (continued)

96-3003 42. Bid from Crescent Chevrolet, Inc. (555-17th Street, Bill Jensen, President) for eleven (11) four-door sedans to be used by the Engineering Department, \$126,733.93. (Five bids mailed-three received). **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3004 43. Receipt of Insurance for various City projects and functions for recording by the City Clerk. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-3005 44. Authorizing Finance Director to draw warrants on registers of August 30, 1996 and September 2, 1996; bills of the Des Moines Municipal Housing Agency for weeks beginning August 26, 1996 and September 2, 1996, and the biweekly payroll due employees on August 30, 1996. **Moved by Phillips to adopt. Motion Carried 5-2.**

ORDINANCES - FINAL CONSIDERATION

96-3006 45. Amending Chapter 2 of the Municipal Code regarding issuance of certifications of appropriateness and notice to proceed for alteration to designated landmarks and historic districts, (five-year code update). **Moved by Phillips that this ordinance do now pass, #13,365. Motion Carried 5-2.**

96-3007 46. Amending Chapter 27 of the Municipal Code regarding request for reduction in corner clearance on the north side of Kingman Blvd. east of Polk Blvd; request for one-sided parking restriction on the east of side of SE Ninth Street between Scott Avenue and the Des Moines River; and request for installation of stop signs at the intersection of 15th Street and Seneca Avenue. **Moved by Phillips that this ordinance do now pass, #13,366. Motion Carried 5-2.**

96-3008 47. On City-initiated rezoning request from David Elwell, River Bend Association, to rezone property in vicinity of Sixth Avenue between Clark Street and University Avenue, to accommodate consumer needs, from "C-2" (General Retail and Highway Oriented Commercial) to a "C-1" (Neighborhood Retail Commercial District). **Moved by Phillips that this ordinance do now pass, #13,367. Motion Carried 5-2.**

ORDINANCES - SECOND CONSIDERATION

96-3009 48. Amending Chapter 21 of the Municipal Code regarding partial deferral of payment of connection fees, to accommodate the phased development of property, and providing for collection of interest upon deferred connection to a trunk sanitary sewer or upon deferred payment of the connection fee in a benefitted connection fee district, (Four Mile and Easter Lake Area Trunk Sewers), setting date for public hearing (9-16-96), and defer final consideration of ordinance until 9-16-96. **Moved by Phillips that this ordinance be considered and given second vote for passage, that a public hearing on this ordinance be set for the September 16, 1996 Council meeting, that notice of said hearing be published and mailed to all persons owning property within Four Mile East Trunk Sewer Benefited District and within the Easter Lake Area Trunk Sewers Benefited District, and that third consideration of this ordinance be deferred until the September 16 Council Meeting. Motion Carried 4-1-2. Pass: Flagg.**

96-3010 49. Amending Chapter 27 of the Municipal Code regarding the following traffic regulation changes: extension of corner clearance on the West side of E. 23rd Street east of University; request for corner clearance on the East side of 51st Street south of Aurora, and on the East side of SW 14th Street south of Creston, and the East side of Casady Drive north of Creston; and increase in handicapped parking fine to \$100. **Moved by Phillips that this ordinance be considered and given second vote for passage. Motion Carried 5-2.**

96-3011 50. On application to rezone property at 1335 NE 50th Avenue, (Zook's Harley Davidson), from "A-1" (Agricultural District) to a "C-2" (General Retail and Highway Oriented Commercial). **Moved by Phillips that this ordinance be considered and given second vote for passage. Motion Carried 5-2.**

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

ORDINANCES - FIRST CONSIDERATION

51. Repealing ordinance No. 13,351, regarding vacation of property in the vicinity of Thompson and DeWolf, (contained an ambiguity in the legal description):

96-3012 (A) First consideration of ordinance above, (to correct error in legal description).

Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 5-2.

96-3013 (B) Final consideration of ordinance above, (waiver requested

WITHDRAWN by purchaser).

ORDINANCES - FIRST CONSIDERATION (continued)

96-3014 52. Amending Chapter 27 of the Municipal Code regarding the following traffic regulation changes: Requests for corner clearances on the east side of E. 38th Street south of E. Sheridan, and on the north side of Filmore Street east of Penn; traffic regulation changes due to recent construction on Dean Avenue and on Lawnwoods Drive; request to reverse parking restriction from the east side of SW 3rd between Kenyon and Porter to the west side. **Moved by Phillips that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

****Council considered items 59 thru Extra Item No. 2 next****

HEARINGS (Opened at 5:40 P.M.) (Items 53 thru 58)

96-3015 53. Continued on amendment to the Zoning Ordinance, regarding permitted location of communication towers and antennas, (from 8-19-96). **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3016 (A) First consideration of amended ordinance regarding above. (Council Communication No. 96-369) **Moved by Vlassis that this ordinance be considered and given first vote for passage, as amended, adding a 10th item to the criteria, to minimize the adverse visual impact of the towers through careful design, landscape, screening and innovative camouflage techniques. Motion Carried 5-2.**

96-3017 54. On Lease Agreement with City View Partners II, for lease of 1100 square feet of office space for temporary housing while Grubb YMCA is being constructed, at 1251 University Avenue, to be used by the Model City Neighborhood Site Office, \$900 per month for six months. **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3018 55. On proposed vacation of a portion of the E. 19th Street right-of-way north of Thompson, in the Guthrie Avenue Business Park, (sale to Quality Wine), (Council Communication No. 96-357). **Moved by Flagg to adopt. Motion Carried 4-2. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-3019 (A) First consideration of ordinance above. **Moved by Flagg that this ordinance be considered and given first vote for passage. Motion Carried 4-2. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-3020 (B) Final consideration of ordinance above, (waiver requested

WITHDRAWN by applicant), requires 6 votes.

HEARINGS (continued)

96-3021 56. On East Side Traffic Signal Upgrading Project: Resolution to REJECT all bids on plans, specifications, form of contract documents, Engineer's estimate, (one bid received, over estimate). **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3022 57. On Fire Station No. 2 (1727 E. Walnut) Reroofing: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Iowa Roofing Company, (David K. Guy, Pres, 2904 6th Avenue, DM), \$70,365. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-3023 (A) Approving contract and bond. **Moved by Phillips to adopt. Motion Carried 5-2.**

96-3024 58. On Saylorville Recreational Trail Lighting near the Botanical Center, (IDOT Project): Resolution approving plans, specifications, form of contract documents and Engineer's estimate. **Moved by Vlassis to adopt. Motion Carried 5-2.**

* * END HEARINGS at 6:17 P.M. * *

****Council considered Extra Item 3 thru end of agenda next****

CITY MANAGER RECOMMENDATIONS

96-3025 59. Recommendation regarding executive search firm to conduct recruitment for the position of Finance Director. (Council Communication No. 96-367) **Moved by Hensley to adopt. City Manager is authorized to negotiate a lower fee, if possible., Motion Carried 4-1-2. Nays: Flagg.**

96-3026 60. Communication from City Manager, submitting Citywide Strategic Plan Report. **Moved by Vlassis to receive and file; adopt the recommendation of the City Manager. Motion Carried 5-2.**

APPROVING

96-3027 61. Final consideration of ordinance amending Chapter 8 of the Municipal Code, to expand the application of the Uniform Code for Building Conservation-Historic Buildings, and changing the membership of the Building Code Board of Appeals. (Council Communication No. 95-364) **Moved by Vlassis that this ordinance do now pass. Staff is to prepare new legislation to change term limits of Building Code Board of Appeals from two to four years. #13,368. Motion Carried 5-2.**

APPROVING (continued)

62. Approving Projects, Form of Documents and Contracts with Iowa Department of Economic Development for the Administration of the following:

96-3028 (A) Home Opportunities Made Easy, Inc. (HOME, Inc.) Project, \$17,000. (Council Communication No. 96-361) **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3029 (B) Oakridge Neighborhood Project, \$200,000. (Council Communication No. 96-363) **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3030 (C) Mid-City Duplex Phase II Project, \$25,000. (Council Communication No. 96-362) **Moved by Vlassis to adopt. Motion Carried 5-2.**

COUNCIL REQUESTS

96-3031 63. Request from Council Member George Flagg to discuss proposed Local Option Sales Tax. **Moved by Flagg to receive and file,. Motion Carried 5-2.**

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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.

96-3032 1. **WITHDRAWN** - by City Clerk at request of Council Member

WITHDRAWN Vlassis.

96-3033 2. Approving concept of E-85 (Ethanol) refueling infrastructure project, under the Energy Technology Grant Program, and directing Legal Department to negotiate documents. SPONSOR: Phillips (Council Communication No. 96-368) **Moved by Phillips to adopt. Motion Carried 4-1-2. Nays: Flagg.**

****Council considered Hearing Items 53 thru 58 next****

EXTRA ITEMS (continued)

96-3034 3. Imposing a temporary moratorium on construction to permit the orderly consideration of a proposal to amend the Zoning Ordinance and Rezone property--all lots and parcels fronting on Ingersoll Avenue between Martin Luther King Jr. Pkwy and 42nd Street. SPONSOR: Hensley. **Moved by Hensley to adopt for sixty (60) days. Motion Carried 4-1-2. Pass: Flagg.**

96-3035 4. Approving recommendation of Council Member Tom Vlassis, for appointment of JoAnn Eilbert to the Housing Appeals Board, to fill unexpired term of Betsy Bowles, to expire March 16, 1997. **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3036 5. Approving recommendation of Council Member Chris Hensley, for appointment of Shirlee Reding to the Greater Des Moines Sister City Commission, to fill unexpired term of Eric Mahler, to expire April 28, 1997. SPONSOR: Hensley. **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3037 6. Approving recommendation of Council Member Tom Vlassis, for appointment of Dr. James Bowman, to the Skywalk Commission, to fill unexpired term of Nolden Gentry, to expire April 5, 1999. SPONSOR: Vlassis. **Moved by Vlassis to adopt. Motion Carried 5-2.**

96-3038 MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 6:45 P.M. Motion Carried 5-2.**

