

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

The City Council took the following action on items listed in the attached meeting agenda summary. Copies of ordinances, resolutions and other Council action may be obtained from the City Clerk's Office (515) 283-4209. The six-digit number beginning with '06-' preceding each item on the agenda is a roll call number assigned by the City Clerk. Please refer to this number when requesting information or copies.

SUMMARY OF DES MOINES CITY COUNCIL MEETING

September 25, 2006

Closed Session	3:30 P.M.
Municipal Housing Governing Board	4:00 P.M.
Regular Council Meeting	4:30 P.M.

I. CLOSED SESSION – 3:30 P.M.

- [06-1842](#) (A) Roll Call. **Cownie, Coleman, Hensley, Kiernan, Mahaffey and Vlassis.**
- [06-1843](#) (B) Recess, and reconvene in closed session pursuant to Section 21.5(c) and 20.17(3) the Code of Iowa. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1844](#) (C) Closed Session.
- [06-1845](#) (D) Terminate closed session and reconvene in open session. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-1846](#) (E) Recess and reconvene at 4:30 P.M. **Moved by Vlassis to adjourn at 4:05 P.M. Motion Carried 6-0.**

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PROCLAMATIONS – 4:00 P.M.

Italian Heritage Month
Domestic Violence Awareness Month
International Alpha Delta Kappa Month
World Wide Day of Play (American Heart Association)

RECOGNITION:

Croatian Government Leaders

INVOCATION: Pastor Candice Brown
Capitol Hill Christian Church

[06-1853](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey and Vlassis**

[06-1854](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Kiernan to adopt. Motion Carried 6-0.**

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

[06-1855](#) 3. APPROVING CONSENT AGENDA – items 3 through 43: **Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 6-0.**

LICENSES AND PERMITS

[06-1856](#) 4. Approving Alcoholic Beverage License Applications for the following: **Moved Hensley to adopt. Refer to City Manager for review and recommendation regarding liquor licensed establishments in close proximity to schools. Motion Carried 6-0.**

NEW APPLICATIONS

(A)	EL ANGEL MEXICAN GROCERY	4812 SW 9TH ST	C Beer
(B)	RESTAURANTE LOS SAUCES	1704 E GRAND AVE	B Beer
(C)	WELLMANS PUB	2920 INGERSOLL AVE	C Liquor

RENEWAL APPLICATIONS

(D)	BISTRO MONTAGE	2724 INGERSOLL AVE	C Liquor
(E)	CITGO	1800 SE 14TH ST	C Beer
(F)	DES MOINES CLUB	666 GRAND AVE	A Liquor
(G)	DES MOINES MARRIOTT HOTEL	700 GRAND AVE	B Liquor
(H)	DES MOINES MARRIOTT HOTEL	700 GRAND AVE	E Liquor
(I)	ENVY	214 3RD ST	C Liquor
(J)	FLEUR CINEMA & CAFE	4545 FLEUR DR	C Beer/Win
(K)	GIT N GO STORE #33	865 42ND ST	C Beer
(L)	GIT N GO STORE #6	5736 FRANKLIN AVE	C Beer
(M)	OASIS LIQUOR	1401 BUCHANAN ST	E Liquor
(N)	SHOP N SAVE	2127 M L KING JR PKWY	E Liquor
(O)	SMOKEYS TRIANGLE TAP	2506 POST	C Liquor
(P)	TRATTORIA	207 4TH ST	C Liquor
(Q)	TRATTORIA	207 4TH ST	B Wine

TRANSFER TO NEW LOCATION

(R)	SELECT SERVICE PARTNER	5800 FLEUR DR	C Liquor
	To another space in the airport during construction on concourse level.		

SPECIAL EVENTS APPLICATIONS

(S)	COMEDY CO-OPERATIVE	313 WALNUT ST	B Beer
	Five-day license for event on October 7, 2006. Pending approval of Building, Electrical, Fire, Vice and Zoning Departments.		
(T)	DOWNTOWN EVENTS GROUP	602 E LOCUST ST	B Beer
	Five-day license in conjunction with the World Food Festival on October 13-15, 2006. Pending approval of Building and Vice Departments.		

[06-1857](#) 5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 5-0.**
Nays: Cownie.

[06-1858](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 6-0.**

PUBLIC IMPROVEMENTS

7. Approving Private Construction Contracts between The Underground Company, LTD. Vista Real Estate Corporation for the following improvements in Vista Broadway Industrial Plat 1, NE 14th and Broadway:

[06-1859](#) (A) [Sanitary](#) Sewer. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1860](#) (B) [Storm](#) Sewer. **Moved by Vlassis to adopt. Motion Carried 6-0.**

8. Accepting completed construction and final payment for the following:

[06-1861](#) (A) [Warren](#) County Roadway Improvements – Phase 2 - Grimes Asphalt & Paving Co. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1862](#) (B) [15th/16th](#) Street Connector – ML King Jr. Parkway to Walnut Street - Underground Co., Ltd. **Moved by Vlassis to adopt. Motion Carried 6-0.**

SPECIAL ASSESSMENTS

[06-1863](#) 9. [Approving](#) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Fees August 2006. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1864](#) 10. [Approving](#) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Credits August 2006. **Moved by Vlassis to adopt. Motion Carried 6-0.**

LAND/PROPERTY TRANSACTIONS

[06-1865](#) 11. [Issuance](#) of a Corrective Special Warranty Deed to Court Avenue Partners II, L.P. property south of Court Avenue between 3rd and 4th Streets. ([Council Communication No. 06-592](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1866](#) 12. [Approving](#) final subdivision plat entitled STERLING TRACE PLAT 2 located in vicinity of SE 34th Street and E. Hart Avenue. ([Council Communication No. 06-621](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1867](#) 13. [Approving](#) final subdivision plat for Vista Broadway Industrial Plat 1, west of E. 14th Street and north of E. Broadway Avenue. ([Council Communication No. 06-620](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1868](#) 14. [Tax](#) Abatement Application for additional value added by improvements made during 2005 to apply prospectively (2721 Brockway Drive). ([Council Communication No. 06-591](#)) **Moved by Vlassis to adopt, with the tax abatement to be applied prospectively. Motion Carried 6-0.**

SETTING DATE OF HEARINGS

- [06-1869](#) 15. On vacation and conveyance of easement to LB Properties X, LLC for subsurface right located in a six foot strip of street and alley right-of-way adjoining 912 Walnut Street for \$35,000, (10-9-06). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1870](#) 16. On vacation and conveyance of dead-end segment of N.E. 47th Court, south of NE Hubbell to Hubbell Properties II, LC, \$700, (10-9-06). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1871](#) 17. On request from Mark Daggy to rezone property at 219 College from “R-3” (Multi-Family Residential) to Ltd. “M-1” (Light Industrial) to allow for industrial development, subject to conditions, (10-9-06). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1872](#) 18. On request from Tom Hildebrandt to rezone 5525 SE 14th Street from “R1-80” (One-Family Residential) to “R-3” (Multiple Family Residential), subject to conditions, (10-9-06). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1873](#) 19. On request from Parker Street Foundation to rezone property at 1211 Davis Street from “R1-70” (One-Family Low-Density Residential) to “R-2” (One and Two-Family Residential) to allow conversion to a two- family dwelling. (Plan and Zoning Commission recommends **DENIAL**), (10-9-06). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1874](#) 20. On proposed Third Year Action Plan (2007) of the 2005-2009 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan, (11-6-06). ([Council Communication No. 06-596](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1875](#) 21. On issuance of Stormwater Management Utility Revenue Bonds, not to exceed \$17,000,000, (11-6-06). ([Council Communication No. 06-625](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [06-1876](#) 22. Approving payment of \$21,366.75 to Mary Moore former sewer maintenance worker in Public Works Department for a workers’ compensation claim. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1877](#) 23. Approving payment of \$1,348.15 to Enterprise Rent-A-Car for rental car charges to conclude the property damage claim of Dixie and Calvin Osborn. **Moved by Vlassis to adopt. Motion Carried 6-0.**

CITY MANAGER COMMUNICATIONS

- [06-1878](#) 24. [Approving](#) preliminary terms of agreement with Neighborhood Development Corporation for use of up to \$300,000 of ACCENT Urban Renewal Area tax increment funds for redevelopment of a site at E. 30th Street and E. Grand Avenue. ([Council Communication No. 06-601](#)) **Moved by Vlassis to receive, file and approve the preliminary terms of agreement set forth in Council Communication No. 06-601, and to direct the City Manager to proceed with negotiations of a formal agreement with Neighborhood Development Corporation consistent with those terms. Motion Carried 6-0.**
- [06-1879](#) 25. [Submitting](#) out-of-state travel requests for Rex Sparks, Scott Neely, Marian Gelb, I. Tripp, Don McLaughlin, and Vincent Valdez. ([Council Communication No. 06-598](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

APPROVING

- [06-1880](#) 26. [Acceptance](#) of \$800,000 in State HOME Funds for housing development for Anawim/Mercy Housing (Pioneer Woods LLC, SE 17th and Kirkwood) and authorization to publish "Notice of Intent to Request Release of Funds". ([Council Communication No. 06-598](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1881](#) 27. [First](#) Amendment to Development Agreement with Court Center, LLC for renovation of 216 Court Avenue. ([Council Communication No. 06-611](#)) **Moved by Vlassis to approve. Motion Carried 6-0.**
- [06-1882](#) 28. [Resolution](#) of Support for the Salisbury House Foundation application for a Community and Tourism (CAT) Grant and \$15,000 local contribution to be used in conjunction with the grant application. ([Council Communication No. 06-622](#)) **Moved by Vlassis to adopt. Motion Carried 5-0. Council Member Hensley declares a conflict of interest and abstains from voting.**
- [06-1883](#) 29. [SAFE](#) ROUTE TO SCHOOL" (SRTS) Fund Applications to the Iowa Department of Transportation to be used for Enhanced School Crossings at Signalized Intersections for an estimated amount of \$250,000. ([Council Communication No. 06-613](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1884](#) 30. [First](#) one-year renewal and authorizing second one-year renewal of contract with Public Financial Management Inc., 2600 Grand Avenue, for the provision of financial advisory services. ([Council Communication No. 06-617](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

- [06-1885](#) 31. [Authorization](#) for Finance Director/Treasurer to negotiate and execute Broker/De Account Setup Agreements. ([Council Communication No. 06-618](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1886](#) 32. [Addition](#) of King-Irving Trail Segment to the Multi-Use Recreational Trail Master Plan Map. ([Council Communication No. 06-602](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1887](#) 33. [Memorandum](#) of Understanding with Des Moines Police Department and the Polk County Sheriff's Office for Law Enforcement Terrorism Prevention Program (LETPP). ([Council Communication No. 06-595](#)) **Moved by Vlassis to approve. Motion Carried 6-0.**
- [06-1888](#) 34. [Amendment](#) No. 3 to FY2004 Law Enforcement Terrorism Prevention Program (LETPP) Grant for a change in the performance period to include a start date of 6-9-04 and end date of 10-31-06. ([Council Communication No. 06-594](#)) **Moved by Vlassis to approve. Motion Carried 6-0.**
- [06-1889](#) 35. [Fiscal](#) Year 2006 Federal Annual Certification Report and Revised Fiscal Year 2006 Annual Certification Report to the U.S. Department of Justice acknowledging compliance with federal forfeiture guidelines. ([Council Communication No. 06-593](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1890](#) 36. [Acknowledgement](#)/Settlement Agreement and Order suspending Cigarette Permit of I Oil, 5800 SW 9th Street, for a second violation of selling tobacco to a minor. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1891](#) 37. [Use](#) of various City Facilities as poll sites for precincts 31, 36, 60, 64, 82, and 83 for the General Election to be held Tuesday, November 7, 2006. **Moved by Vlassis to approve. City Clerk will notify the City Properties Administrator, and the Municipal Housekeeping Department to arrange access to the buildings. Motion Carried 6-0.**
38. Request from Downtown Community Alliance of banner designs for the following:
- [06-1892](#) (A) [Polk](#) County to display 56 banners in downtown Des Moines on Walnut Street, Grand Avenue, and Grand Avenue in October. **Moved by Vlassis to receive, file and approve banner design. Motion Carried 6-0.**
- [06-1893](#) (B) [World](#) Food Prize to display 90 banners in downtown Des Moines on Locust Street and Grand Avenue in October every year. **Moved by Vlassis to receive, file and approve banner design. Motion Carried 6-0.**
- [06-1894](#) 39. [Civil](#) Service Entrance Lists for Workplace Environment & Employee Development

Administrator and Building Specialist, and Promotional List for Senior Police Officer
Moved by Vlassis to receive and file. Motion Carried 6-0.

40. Bids from the following:

- [06-1895](#) (A) [Franks](#) Contracting to replace the gym floor at Brooks Community Center as requested by the Park & Recreation Department, \$37,190. (Nine bids mailed, three received). **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1896](#) (B) [Truck](#) Equipment (\$22,719) and Hawkeye Truck Equipment (\$8,676) for two service bodies to be mounted on two existing truck chassis to be used by the Building Services Division of the Park & Recreation Department, total cost \$31,395. (Eight bids mailed, five received). ([Council Communication No. 06-603](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1897](#) (C) [Tri](#) State Company for Toro replacement grounds care equipment to be used by the Horticultural Division of the Park & Recreation Department, per State of Iowa Department of Transportation (DOT) Contract, \$107,104. **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-1898](#) 41. [Authorizing](#) Finance Director to draw checks on registers for the weeks of September 18 and October 2, 2006; and to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of September 25 and October 2, 2006; and to draw checks for bi-weekly payroll due September 29, 2006. **Moved by Vlassis to adopt. Motion Carried 6-0.**

ORDINANCES - FINAL CONSIDERATION

- [06-1899](#) 42. [Amending](#) Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: **Moved by Vlassis that this ordinance do now pass, [#14,585](#). Motion Carried 6-0.**
- (A) Parking Restrictions – Water Street between Court Avenue and Vine Street, and Linden Street, west of 14th Street.
- (B) Install Handicapped Parking Meter on the west side of E. 5th Street between Locust and Grand, and Revisions of Handicapped parking Restrictions throughout the Municipal Code to maintain consistency.
- (C) Parking Restrictions – Cherry Street between 7th and 9th Street and west side of Linden Street, south of Mulberry.
- [06-1900](#) 43. [On](#) request from Grand View College to rezone property in vicinity of 1428 Boyd Street

from “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Development) and amend the Grand View East PUD Conceptual Plan to allow development of 40-unit student apartment building, subject to conditions. **Moved by Vlassis that this ordinance do now pass, #14,586. Motion Carried 5-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**

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

Council considered Item 59 and then Hearing Items 51 thru 54 next

ORDINANCES - FINAL CONSIDERATION

- [06-1901](#) 44. **Amending** Chapter 70 of the Municipal Code regarding bow hunting. **Moved by Hensley that this ordinance do now pass, #14,587. Motion Carried 6-0.**
- [06-1902](#) (A) **Request** from Claire Oleson-King and Alison Conroy, 1617 23rd Street, to speak in opposition. **Moved by Hensley to receive and file. Motion Carried 6-0. No one appeared to speak on this item.**

ORDINANCES - FIRST CONSIDERATION

- [06-1903](#) 45. **Amending** Chapter 22 of the Municipal Code regarding flying clubs. **(Council Communication No. 06-612) Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-1904](#) (A) **Final** consideration of ordinance above, (waiver requested by the Aviation Department), requires 6 votes. **Moved by Hensley that the rule requiring that this ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that this ordinance be placed upon its final passage and that the ordinance do now pass, #14,588. Motion Carried 6-0.**
- [06-1905](#) 46. **Amending** Chapter 78 of the Municipal Code regarding solicitation of donations from vehicles. **(Council Communication No. 06-624) Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-1906](#) (A) Final consideration of ordinance above, (waiver requested from the City Clerk) requires 6 votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,589. Motion Carried 6-0.**

Motion Carried 6-0.

[06-1907](#)

47. **From** Charles Baumhover, 7209 SW 13th Street, regarding CIETC and the Des Moines Council. **Moved by Coleman to receive and file comments and petition. Motion Carried 5-0. Council Member Vlassis declares a conflict of interest and abstains from voting.**

48. From the following, regarding relocation of Central Iowa Shelter and Services (Church United Shelter):

[06-1908](#)

- (A) **Jeanne** Dobrzynski, 1157 10th Street. **Moved by Hensley to receive and file comments; refer to the City Manager to identify appropriate Neighborhood Association Representatives to work with the Task Force during the next 30 days. Motion Carried 6-0.**

[06-1909](#)

- (B) **Derek** Bastian, 3522 Iola Avenue. **Moved by Hensley to receive and file comments. Motion Carried 6-0.**

[06-1910](#)

- (C) **Noel** J. Chladek, 1300 Keosauqua Way. **Moved by Hensley to receive and file comments. Motion Carried 6-0.**

[06-1911](#)

- (D) **Isabelle** Abarr, 1724 7th Street. **Moved by Hensley to receive and file comments. Motion Carried 6-0.**

WITHDRAWN

[06-1912](#)

49. **From** Bob Wessel, 2719 E. Leach, to speak regarding taxation.

50. Denying request to apply Tax Abatement retroactively to taxes already levied for the following:

[06-1913](#)

- (A) **2410** E. 42nd Street. (**Council Communication No. 06-619**) **Moved by Coleman to deny retroactive application of tax abatement for 2410 E. 42nd Street for the reasons set forth in Council Communication No. 06-619. Motion Carried 6-0.**

[06-1914](#)

- (B) **2608** Driftwood Avenue. (**Council Communication No. 06-600**) **Moved by Coleman to deny retroactive application of tax abatement for 2608 Driftwood Avenue for the reasons set forth in Council Communication No. 06-600. Motion Carried 6-0.**

[06-1915](#)

- (1) **Request** from Mark Murray, 2608 Driftwood, to speak regarding filing of tax abatement. **Moved by Hensley to receive and file comments. If Mr. Murray can provide written documentation, he is encouraged to forward it to the City Manager.**

City for further consideration. Motion Carried 5-1. Nays: Vlassis.

****Council considered Items 55 thru Board of Health next****

HEARINGS (OPEN AT 5:02 P.M.) (ITEMS 51 THRU 54)

- [06-1916](#) 51. **On** issuance of a Certificate of Appropriateness for exterior alterations to Esther F. (a/k/a Hawthorn Hill at 921 Pleasant Street). **Moved by Hensley to continue the public hearing until October 9, 2006, at 5:00 P.M. Motion Carried 6-0.**
- [06-1917](#) 52. **On** vacation and conveyance of the north 25 feet of Army Post Rd. between SW 5th and SW 6th Streets to Thomas J. and Lois L. Akers, \$1,200. ([Council Communication No. 615](#)) **Moved by Kiernan to adopt. Motion Carried 6-0.**
- [06-1918](#) (A) **First** consideration of ordinance above. **Moved by Kiernan that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-1919](#) 53. **On** vacation and conveyance of a dead-end segment of Hawthorne Street right-of-way south of Indianola Road to Dale C. Hyman, \$200 and Charles R. and Patricia J. Punnett, \$450. ([Council Communication No. 06-616](#)) **Moved by Coleman to adopt. Motion Carried 6-0.**
- [06-1920](#) (A) **First** consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-1921](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Coleman that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,590. Motion Carried 6-0.**
54. Items regarding property at 1005 Maury Street:
- [06-1922](#) (A) **Recommendation** from Plan and Zoning Commission to amend the Des Moines 2005 Community Character Land Use Plan future land use designation from Park/Open Space to High Density Residential. **Moved by Coleman to adopt and approve proposed amendment. Motion Carried 6-0.**
- [06-1923](#) (B) **Hearing** on request from Richard Helgeson, to rezone property from “R1-60” (Community Family Low-Density Residential) to “PUD” (Planned Unit Development)

development of a 3-story, 58-unit multiple-family residential assisted living facility.
Moved by Coleman to adopt and approve the rezoning and Conceptual Plan subject to final passage of the rezoning ordinance. Motion Carried 6-0.

- [06-1924](#) (C) [First](#) consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-1925](#) (D) [Final](#) consideration of ordinance above, (waiver requested by applicant), require 2/3 majority votes. **Moved by Coleman that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,500. Motion Carried 6-0.**

****END HEARINGS AT 5:05 P.M.****

****Council considered Items 44 thru 50 next****

APPROVING

- [06-1926](#) 55. [Preliminary](#) commitment of financial support for physical improvements to the Center of Greater Des Moines. ([Council Communication No. 06-614](#)) **Moved by Vlach to adopt. City funds will be used for physical improvements only. Motion Carried 6-0.**
- [06-1927](#) 56. [Payment](#) to Greater Des Moines Partnership for participation in the *Choose Des Moines Communities* for July 1, 2005 through June 30, 2007, \$100,000. ([Council Communication No. 06-591](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-1928](#) 57. [Agreement](#) for the Management, Operation and Maintenance of the Brenton Skating Plaza with The Brenton Foundation and the naming of the plaza. **Moved by Coleman to adopt. Motion Carried 6-0.**
- [06-1929](#) (A) [Concession](#) Agreement for the Skating Plaza. ([Council Communication No. 06-600](#)) **Moved by Coleman to adopt. Motion Carried 6-0.**
- [06-1930](#) 58. [Management](#) and Operations Agreement between the City of Des Moines, Des Moines Riverfront Development Authority (RDA) and Des Moines Downtown Self Supportive Municipal Improvement District (SSMID) for Gateway West Park, Principal Riverwalk, MLK Parkway and East Village Streetscape and exemption from the procurement ordinance requirements. ([Council Communication No. 06-605](#)) **Moved by Coleman to adopt. Motion Carried 6-0.**
59. Items regarding Evelyn K. Davis Park Improvements and Programs:

[06-1931](#) (A) [Authorization](#) to submit Community Attraction and Tourism (CAT) Grant Application and to reappropriate \$50,000 of FY 2006-07 Park and Recreation Department CIP Budget. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-1932](#) (B) [Acceptance](#) of donations to fund the improvements. ([Council Communication 06-623](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**

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.

[06-1933](#) 1. [Authorizing](#) release of judgment lien for 1320 Mondamin. SPONSOR: Vlassis. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

BOARD OF HEALTH

[06-1934](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene at the Board of Health. Motion Carried 5-1. Absent: Coleman.**

AUTHORIZING

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

[06-1935](#) (A) [1723](#) Grand Avenue, Titleholder: Melvin A. Canfield and Julie Canfield; Mortgage Holders: Liberty Bank and Wells Fargo Bank Iowa, NA; Lease Holder: Robert Pusutti. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

[06-1936](#) (B) [1721](#) Keosauqua Way, Titleholder: Everett Kenoyer d/b/a Kenoyer & Associates; Contract Buyer: Barbara Thomas d/b/a Possibilities & You. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

[06-1937](#) (C) [1814](#) 7th Street, Titleholder: Bayview Financial Property Trust. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

[06-1938](#)

(D) [1108](#) E. 8th Street, Titleholders: Shaune Osborne and Leigh Osborne. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

[06-1939](#)

(E) [1538](#) 20th Place, Titleholder: Z Fin 18. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

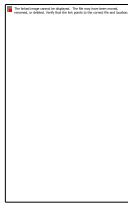
[06-1940](#)

(F) [117](#) E. 33rd Court, Titleholders: John J. Cooper and Robert Cooper as heirs to Estate of Helen L. Cooper. **Moved by Vlassis to adopt. Motion Carried 5-1. Absent: Coleman.**

[06-1941](#)

MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 7:47 P.M. Motion Carried 5-1. Absent: Coleman.**

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