



*** 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
January 23, 2006
4:30 P.M.

PRESENTATIONS – 4:00 P.M.

Recognition of Hillsboro Neighborhood Association

PROCLAMATIONS – 4:00 P.M.

National Parent Leadership Month

Wear Red for Women Day

INVOCATION: Rev. Tim Diebel
First Christian Church

- 06-111 1. ROLL CALL: **Present: Cownie, Brooks, Coleman, Hensley, Mahaffey, Kiernan and Vlassis.**
- 06-112 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Kiernan to adopt. Motion Carried 7-0.**

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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.

- 06-113 3. APPROVING CONSENT AGENDA – items 3 through 57: **Moved by Brooks to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS

- 06-114 4. Approving Alcoholic Beverage License Applications for the following: **Moved by Brooks to adopt. Motion Carried 7-0.**

NEW APPLICATIONS

(A)	CAFE DI SCALA	644 18TH ST	C Liquor
(B)	CHADS CLUB 2000	422 INDIANOLA AVE	C Liquor
(C)	FLYING MANGO	4345 HICKMAN RD	C Liquor

RENEWAL APPLICATIONS

(D)	BOBS SPORTS BAR & GRILL	918 E EUCLID AVE	C Liquor
(E)	CANDY KITCHEN	2103 FOREST AVE	C Beer
(F)	GIT N GO STORE #28	3274 E UNIVERSITY AVE	C Beer
(G)	HOPPERS	2515 WEDGEWOOD RD	C Liquor
(H)	JIFFY #924	3718 SW 9TH ST	C Beer
(I)	KWONG TUNG RESTAURANT	2721 INGERSOLL AVE	C Beer/Wine
(J)	LA CRUZ #3	3900 E 14TH ST	C Beer
(K)	LIFT	222 4TH STREET	C Liquor
(L)	MACCABEES DELI & JUDAICA	1150 POLK BLVD	B Wine
(M)	MEXICAN CHINESE REST.	3161 SE 22ND ST	B Beer
(N)	PALMERS DELI & MARKET	2843 INGERSOLL AVE	C Liquor
(O)	PLAZA MEXICO MEXICAN REST	3841 E 14TH ST	C Liquor
(P)	REGAL LIQUORS #1	3424 M L KING PARKWAY	E Liquor
(Q)	SAMBETTIS	1430 2ND AVE	C Liquor
(R)	TOBACCO OUTLET PLUS #503	400 EUCLID AVENUE	C Beer

TRANSFER TO NEW LOCATION

(S)	DEPOT	3000 E GRAND AVE	B Beer
	Temporary Transfer to Cattle Barn from February 13-19, 2006 for the Beef Expo.		

SPECIAL EVENTS APPLICATIONS

(T)	ALL IOWA STORE	730 3RD ST	B Native Wine
	In conjunction with the Home and Garden Show at Hy Vee Hall on February 15-19, 2006. Pending approval of Building and Fire Departments.		

- 06-115 5. City Clerk to issue Cigarette Licenses. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-116 6. City Clerk to issue Coin Operated Machine Licenses. **Moved by Brooks to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

- 06-117 7. Ordering construction of the following:
- 06-117 (A) Blank Park Zoo 2006 Walkway Replacement – Receiving of bids, (2-7-06) and Setting date of hearing (2-20-06). (Construction Estimate - \$75,000). **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-118 (B) 2006 Sidewalk Replacement Program – Contract 1 – Receiving of bids, (2-7-06) and Setting date of hearing, (2-20-06). (Construction Estimate - \$97,600). **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-119 8. Approving Iowa Department of Transportation Agreements for Martin Luther King Jr. Parkway and 19th Street Resurfacing:
- 06-119 (A) University Avenue to Mondamin Avenue. ([Council Communication No. 06-032](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-120 (B) Mondamin Avenue to Hickman Road. ([Council Communication No. 06-035](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-121 9. Approving Professional Services Agreement with Snyder & Associates, Inc. for the following:
- 06-121 (A) Leetown Creekway Wooden Box Replacement Phase 4 Design and Construction Phase Services, not to exceed \$105,550. ([Council Communication No. 06-042](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-122 (B) Design and construction administration services in conjunction with Twana Bel-Aire Relief Storm Sewer Project, not to exceed \$124,300. ([Council Communication No.](#)

- 06-041) **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: Brooks.**
- 06-123 10. Approving Professional Services Agreement with Shiffler Associates Architects for new West Zone Maintenance Facility, not to exceed \$37,500. ([Council Communication No. 06-039](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-124 11. Approving Bridge Design Concept for Southeast Connector over the Des Moines River. ([Council Communication No. 06-037](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-125 12. Approving Change Order No. 4 with Larson & Larson Construction, LLC for additional work on Western Gateway improvements project, not to exceed \$82,450. ([Council Communication No. 06-038](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Nays: Kiernan.**
- 06-126 13. Approving Change Order No. 1 with Larson and Larson Construction, LLC for additional work on Principal Park Stadium improvements, not to exceed \$322,515. ([Council Communication No. 06-036](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-127 14. Approving completion and recommending acceptance of the following Private Construction Contracts:
- 06-127 (A) Sternquist Construction Inc. and Fleur Properties, L.C. for paving improvements in Airport Crossroads Subdivision. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-128 (B) Vanderpool Construction Inc. and Fleur Properties, L.C. for sanitary sewer improvements in Airport Crossroads Subdivision. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-129 (C) Vanderpool Construction Inc. and Fleur Properties, L.C. for storm sewer improvements in Airport Crossroads Subdivision. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-130 (D) Elder Corporation and The Rose of Des Moines, LP for storm sewer improvements in Rose of Des Moines. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-131 (E) RL Wood Development Company and South Side Revitalization Partnership for sign improvements at Bloomfield Road right-of-way near County Line Road. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-132 (F) R.G. Elder & Son Company and Robert Carter and Ken Paulding for storm sewer improvements in 3749 E. University to the south approximately 250 feet. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-133 15. Accepting completed construction and approving final payment for the following:
- 06-133 (A) Brody Park Improvements – Venter Spooner, Inc. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-134 (B) Fire Station No. 3 Renovation - Walter, Inc. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-135 (C) Fire Station No. 3, 5, and 9 Reroofing – Academy Roofing & Sheet Metal Co. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-136 (D) Greenwood Park Rose Garden Walk – Universal Concrete, Ltd. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-137 (E) SW 9th Street Bridge over Yeader Creek – Herberger Construction Co., Inc. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-138 (F) 2005-City-Wide PCC Pavement Restoration Program – Castle Concrete Services, Inc. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-139 (G) 2005 Expanded Street Resurfacing Program – Residential – Des Moines Asphalt &

Paving Co. **Moved by Brooks to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- 06-140 16. Levying assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development) for Schedule No. 2005-20. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-141 17. Levying assessments for costs of Nuisance Abatement-NAC Emergency Orders (Public Works) for Schedule No. 2005-19. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-142 18. Approving deletion of NAC-Emergency Assessments at 1214 E. Tiffin Avenue. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-143 19. Approving the following:
(A) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Fees for December 2005. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-144 (B) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Credits for December 2005. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-145 20. Approving refund of unused Special Assessment Default Fund, Refund Schedule No. 2005-01. **Moved by Brooks to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- 06-146 21. Establishing fair market value and authorizing acquisition of property at 2151 Ingersoll Avenue for the I-235 Ingersoll Run Outlet Storm Sewer Project, \$17,637 plus closing costs. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-147 22. Establishing fair market value and authorizing acquisition of property at 3809 E. 9th Street for the FEMA '06 Buyout Program/Frisbee Park, \$83,900 plus closing costs. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-148 23. Approving final plat for Carman Estates Plat 4 located east of SE 24th Street and on either side of E. Porter Avenue. ([Council Communication No. 06-028](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-149 24. Approving final plat entitled Woodside Estates West Plat No.3 in vicinity of NW 54th Avenue and NW 57th, (within the 2-mile review area). ([Council Communication No. 06-026](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-150 25. Approving dedication of additional McKinley Avenue Right-of-Way in vicinity of vacated SW 34th Street to extend McKinley Avenue to SW 42nd Street. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-151 26. Approving Tax Abatement applications for additional value added by improvements made during 2005 for 199 properties. ([Council Communication No. 06-027](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Pass: Kiernan.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- 06-152 27. Designating Hillsboro Neighborhood Association as a recognized neighborhood association, vicinity of E. Pine Avenue and Indianola Avenue. ([Council Communication No. 06-033](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-153 28. Recommendation from Mayor Frank Cownie to appoint Council Member Robert Mahaffey to the Aging Resources of Central Iowa Board for a one-year term commencing on January 1, 2006 to expire on December 31, 2006. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-154 29. Recommendations from Mayor Frank Cownie to reappoint the following:
(A) Mary Harlan to Seat 1 on the Public Housing Board for a three-year term commencing on June 30, 2005 to expire on June 30, 2008. **Moved by Brooks to adopt. Motion**

Carried 7-0.

- 06-155 (B) Carol Brown to Seat 2 on the Sister Cities Commission for a five-year term commencing April 28, 2005 to expire on April 28, 2010. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-156 (C) Council Member Chris Coleman as City's primary member and Council Member Tom Vlassis as alternate member to the Metro Waste Authority Board (MWA). **Moved by Brooks to adopt. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- 06-157 30. On conveyance of City-owned property at 5712 Winona Avenue to R. M. Madden Construction, Inc., \$25,231, (2-6-06). ([Council Communication No. 06-044](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-158 31. On conveyance of City-owned property at 5810 Winona Avenue to LAB Investment Company, Inc., \$20,301, (2-6-06). ([Council Communication No. 06-040](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-159 32. On application from LeMar Koethe for Voluntary Annexation of approximately 10 acres of land in Warren County, located west of County Highway R63 between Blue and Carpenter Streets, (3-20-06). **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-160 33. On City-initiated proposal to annex the North half of NE 40th Avenue, adjoining the City boundary, (3-20-06). **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-161 34. On Application for Certificate of Public Convenience and Necessity to operate Limousine Services, requested by Ruby Denton, The Des Moines Shuttle Company, 2138 E. Caulder Avenue, Des Moines, (2-6-06). **Moved by Brooks to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- 06-162 35. Approving payment of \$612.50 to Ahlers & Cooney, P.C. for environmental law counsel services in conjunction with the acquisition of environmentally contaminated properties for the Martin Luther King, Jr. Parkway Project. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-163 36. Approving payment of \$16,774.89 to Ahlers & Cooney, P.C. for bond counsel services related to Series 2005E General Obligation Refunding Bonds. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-164 37. Approving payment of \$102 to law firm of Barnes & Thornburg, LLP for representation in the ATA Holdings Corporation bankruptcy, and payment of \$202.88 to law firm of Tishler & Wald, Ltd. for representation in the UAL Corporation bankruptcy. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-165 38. Approving payment of \$4,466.16 to law firm of Hansen, McClintock & Riley for representation of Ron Wakeham in Barbara A. Rodgers v. City of Des Moines, et al. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-166 39. Approving payment of \$87.50 to law firm of Nyemaster, Goode, West, Hansell & O'Brien, P.C. for airport title opinion work. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-167 40. Approving payment of \$370.50 for additional property damage to CMK Plumbing, Inc. on behalf of Alicia Strennen as a result of water damage from a sewer backup on May 12, 2005. **Moved by Brooks to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- 06-168 41. Receive and file recommendations regarding compensation for SPM employees. ([Council Communication No. 06-048](#)) **Moved by Brooks to receive and file. Motion Carried 7-0.**

- 06-169 42. Submitting traffic regulation changes as follows: ([Council Communication No. 06-034](#)) **Moved by Brooks to receive, file, and refer to Legal Department for preparation of proper legislation. Motion Carried 7-0.**
 (A) Traffic signal control revisions.
 (B) Prohibited/Limited parking revisions.
 (C) Passenger Loading and Unloading Zone-Center Street from 6th Avenue to 7th Street.
- 06-170 43. Submitting out-of-state travel for Kent Farver, Matt Schmell, Kirk Bagby, and Kathy Kahoun. ([Council Communication No. 06-022](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**

APPROVING

- 06-171 44. Supportive Housing Program (SHP) Grant agreement Amendment with HUD. ([Council Communication No. 06-024](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-172 45. Documents relating to State of Iowa Community Economic Betterment Account (CEBA) Award and Development Agreement with Hershey Systems, Inc. for proposed expansion. ([Council Communication No. 06-047](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-173 46. Employment of Ferguson Group to consult and perform services to facilitate transportation, economic development, community revitalization, homeland security and related projects for a period of January 1, 2006 through June 30, 2006. ([Council Communication No. 06-023](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-174 47. Authorizing and appointing Local Organizing Committee for the 2006 U.S. Youth Soccer National Championships and 2007 U.S. Youth Soccer Region II Championships, and authorizing Park & Recreation Director to execute sponsorship, hotel reservation and rebate, concession, vendor and service agreements related to those Championships. ([Council Communication No. 06-029](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-175 48. Intergovernmental 28E Agreement with Polk County, and Des Moines Independent Community School District for Construction, Funding and Use of Hoover Meredith Athletic Field Improvements. ([Council Communication No. 06-031](#)) **Moved by Vlassis to approve; and also move that the Beaverdale Neighborhood Association have active input into what happens at the Rice School site. Motion Carried 6-1. Nays: Brooks.**
- 06-176 49. Amendment to lease agreement for the Polk County Senior Center, SW 2nd and Payton, to allow removal of the basketball court to expand the parking lot. ([Council Communication No. 06-049](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-177 50. Parking License Agreement with Wellmark, Inc. for the use of parking spaces within Fourth and Grand, Fifth and Walnut, and Park & Ride Garages. ([Council Communication No. 06-043](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- 06-178 51. Quarterly Treasurer's Report as of December 31, 2005. **Moved by Brooks to receive and file. Motion Carried 7-0.**
- 06-179 52. City of Des Moines Comprehensive Annual Financial Report (CAFR) for fiscal year ended June 30, 2005, (on file in the City Clerk's Office). **Moved by Brooks to receive and file. Motion Carried 7-0.**
- 06-180 53. Communication form Downtown Community Alliance requesting approval on behalf of Mercy Medical Center to approve banner design for 30 banners in downtown on Grand Avenue, Locust Street and Fifth Street during February. **Moved by Brooks to receive, file and approve banner design. Motion Carried 7-0.**

- 06-181 54. Bids from the following:
 (A) Western Waterproofing to paint and repair Birdland Pool, \$37,706. (Eighteen bids mailed, six received). **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-182 (B) Stivers Ford for two replacement vehicles and one added vehicle to be used by the Fire Department, \$65,394. (Twelve bids mailed, three received). ([Council Communication No. 06-045](#)) **Moved by Brooks to approve the purchase of the two replacement vehicles; defer action on the additional vehicle. Motion Carried 7-0.**
- 06-183 55. Civil Service Entrance List for Accounting Specialist, and Promotional Lists for Fire Medic and Senior Fire Medic. **Moved by Brooks to receive and file. Motion Carried 7-0.**
- 06-184 56. Authorizing Finance Director to draw checks on check registers for the weeks of January 23, and January 30, 2006; and to draw checks for bills of the Des Moines Municipal Housing Agency for the weeks of January 23 and January 30, 2006; and to draw checks for biweekly payroll due February 2, 2006. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-185 56-I. Receipt of Legislative Update of the 81st General Assembly. **Moved by Brooks to receive and file the report. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

- 06-186 57. Amending Chapter 114 of the Municipal Code submitting traffic regulation changes for re-installation of Parking Meters - Areas between Grand Avenue and Locust Street and from 10th Street to 13th Street. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 6-1. Nays: Brooks.**

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

ORDINANCES - FIRST CONSIDERATION

- 06-187 58. Amending Chapter 74 of the Municipal Code regarding fees for golf courses. ([Council Communication No. 06-030](#)) **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

WITHDRAWN

- 06-188 59. ~~Amending Chapter 118 of the Municipal Code regarding stormwater management charges for single family residential property. ([Council Communication No. 06-025](#))~~

- 06-189 60. Amending Chapter 114 of the Municipal Code submitting traffic regulation changes as follows: **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- 06-190 (A) Four-Way Stop-East Sheridan Avenue and East 25th Street.
 (B) One-to-Two-Way Street Operation-13th Street from Mulberry Street to Locust Street.
 (C) Final consideration of ordinance above. **Moved by Hensley 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, #14,537. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- 06-191 61. From Bob Wessel, 2719 E. Leach, to speak regarding fees and the Water Works. **Moved by Vlassis to receive and file comments. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:09 P.M.) (ITEMS 62 THRU 66)

- 06-192 62. On request from Vasquez Group, LLC to rezone property at 2019 Highview Drive from “R1-70”(One-Family Low Density Residential) to “C-2” (General Retail and Highway Oriented Commercial), to allow expansion of off-street parking area. **Moved by Hensley to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- 06-193 (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- 06-194 (B) Final consideration of ordinance above, (waiver requested by property owner), requires 6 votes. **Moved by Hensley 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, [#14,538](#). Motion Carried 7-0.**
- 06-195 63. On application from LeMar Koethe for Voluntary Annexation of approximately 133 acres in Warren County, south of Iowa Highway 5 between County Highway R63 and 100th Avenue. **Moved by Kiernan to adopt. Motion Carried 7-0.**
- 06-196 64. On Foster Drive Sanitary and Storm Sewer Repair, 600 Block: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate, and designating lowest responsible bidder as Corell Contractor, Inc., (Steve Corell, President, WDSM, IA), \$208,869.40. **Moved by Hensley to adopt. Motion Carried 7-0.**
- 06-197 (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**
- 06-198 65. On Kirkwood Avenue Storm Sewer – 300 to 500 Block: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate, and designating lowest responsible bidder as Van Hauen & Associates, Inc., (Mark Van Hauen, CEO/Vice President, Clive, IA), \$234,000. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-199 (A) Approving contract and bond and permission to sublet. **Moved by Brooks to adopt. Motion Carried 7-0.**
- 06-200 66. On Skywalk Bridge 6D-6E Repairs: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate, and designating lowest responsible bidder as Bergstrom Construction, Inc., (Tom Gorgas, President, DSM), \$36,994. **Moved by Hensley to adopt. Motion Carried 7-0.**
- 06-201 (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

****END HEARINGS AT 5:17 P.M.****

CITY MANAGER RECOMMENDATIONS

- 06-202 67. Regarding boundaries for the Downtown Self-Supported Municipal Improvement District, (SSMID). ([Council Communication No. 06-050](#)) **Moved by Hensley that the City Staff will provide two ordinances, one including an area in the SSMID generally to the north and west of Ingersoll and 15th, and a second alternate ordinance that would not include the same area. The City and the Downtown Community Alliance should confer with the Sherman Hill Neighborhood and the Ingersoll business area working on their improvements on these two options for this area. The draft ordinances with alternative boundaries will be presented at the February 6, 2006 Council meeting. Motion Carried 6-1. Absent: Coleman.**

APPROVING

- 06-203 68. Contract with United Way of Central Iowa, to administer City funds to Human Touch, and provide program evaluation of Human Touch’s services to assist Hurricane Katrina evacuees, not to exceed \$44,000. ([Council Communication No. 06-046](#)) **Moved by Hensley to approve. Motion Carried 7-0.**

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.

- 06-204 1. Reappointment of Council Member Tom Vlassis to the Community and Economic Development Steering Committee of the National League of Cities, and approving travel to additional meetings, (sites and dates to be approved at a later date). **Moved by Coleman to adopt. Motion Carried 7-0.**

BOARD OF HEALTH

- 06-205 **MOTION TO CONVENE. Moved by Brooks that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**

AUTHORIZING

- 1. The Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:
 - 06-206 (A) 4031 Colfax Avenue; Titleholder: Richard J. Cleary. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - 06-207 (B) 2628 Dean Avenue (garage); Titleholder: Tami M. Bailiff; Mortgage Holder: Wells Fargo Financial Iowa 3, Inc. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - 06-208 (C) 2415 Oxford Street; Titleholder: MAC Properties LLC. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - 06-209 (D) 1303 3rd Street; Titleholder: Floyd N. Loggins, Sr; Contract Buyers: Richard L. Clough and James W. Soper. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - 06-210 (E) 925 E. 9th Street; Titleholder: Cecillia Coates. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - 06-211 (F) 1405 23rd Street; Titleholders: Roberto Campos and Bernice Campos; Mortgage Holders: Norwest Bank Iowa, NA, Lederman Bonding Company and Ameriquest Mortgage Company. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - 06-212 (G) 1235 56th Street (garage); Titleholders: Hazel M Bierman and Harold Bierman. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- 06-213 **MOTION TO ADJOURN. Moved by Vlassis to adjourn at 5:38 P.M. Motion Carried 7-0.**

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