

***** 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 '04-' 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

August 23, 2004 4:30 P.M.

SPECIAL PRESENTATIONS (4:15 P.M.)

Des Moines Kofu Exchange Program

INVOCATION: Council Member Tom Vlassis

- 04-1746 1. **ROLL CALL: Present: Cownie, Brooks, Coleman, Mahaffey, Kiernan and Vlassis. Council Member Hensley entered the meeting at 4:45 P.M.**
- 04-1747 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 6-1. Absent: Hensley.**

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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.**

- 04-1748 3. **APPROVING CONSENT AGENDA – items 3 through 52: Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

LICENSES AND PERMITS

- 04-1749 4. Approving Alcoholic Beverage Applications for the following: **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

NEW APPLICATIONS

(A)	EL MAYA	1244 E 14TH ST	C Liquor
(B)	FRATERNAL ORDER OF EAGLES	6567 BLOOMFIELD RD	A Liquor
(C)	GIT N GO STORE #36	4164 EASTON BLVD	C Beer

RENEWAL APPLICATIONS

(D)	CARLOS O'KELLYS MEXICAN CAFE	4371 MERLE HAY RD	C Liquor
(E)	CASEYS GENERAL STORE #2314	3527 INDIANOLA AVE	C Beer
(F)	CIGAR SOURCE	3305 INGERSOLL AVENUE	B Wine
(G)	CROATIAN FRATERNAL SLAVIC CTR	6575 INDIANOLA AVE	C Liquor
(H)	DRAKE TEXACO	3401 UNIVERSITY AVE	C Beer
(I)	FRATHOUSE	508 INDIANOLA RD	C Liquor
(J)	MERLE HAY HANDIMART	4151 MERLE HAY RD	C Beer
(K)	PHILLIPS 66 COMPANY 2706071	4402 DOUGLAS AVENUE	C Beer
(L)	PHILLIPS 66 COMPANY 2706074	2849 E EUCLID AVE	C Beer
(M)	QUIKTRIP #527	1215 6TH AVE	C Beer
(N)	SOME PLACE ELSE	1833 HUBBELL AVE	C Liquor
(O)	SUDS ON 2 ND	2801 2ND AVE	C Liquor
(P)	TOBACCO OUTLET PLUS #510	4821 SW 9TH ST	C Beer
(Q)	VICTORY LANE MOTOR SPORTS CAFÉ	3801 EASTON BLVD	C Liquor

SPECIAL EVENT APPLICATIONS

(R)	DRAKE UNIVERSITY	800 WALNUT ST	C Beer/Wine
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Five-day License for special event on August 27, 2004. Pending approval of Building, Electrical and Departments.

- 04-1750 5. City Clerk to issue Cigarette Licenses. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

PUBLIC IMPROVEMENTS

- 04-1751 6. Ordering construction of Glendale Cemetery Water Service – Receiving of bids, (9-7-04), Setting date of hearing (9-13-04), (Construction estimate - \$24,000). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

- 04-1752 7. Approving execution of Iowa Department of Transportation Preconstruction Agreement E. University Avenue Interchange Reconstruction. ([Council Communication No. 04-4](#)) **Moved by Vlassis to adopt. Motion Carried 5-1-1. Nays: Brooks. Absent: Hensley.**
8. Accepting completed construction and approving final payment for the following:
- 04-1753 (A) Police Dispatch Center Renovation, Bergstrom Construction, Inc. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1754 (B) 2003 Sidewalk Replacement Program-Designated Neighborhoods, Johnson Concrete & Petroleum Construction Inc. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1755 (C) Birdland Marina Entrance Repairs, The Underground Company, Ltd. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1756 (D) 8th and Mulberry Parking Garage Demolition, Environmental Contractors of Illinois Inc. and Metro Wrecking, Inc., A Joint Venture. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
9. Approving Private Construction Contracts for the following:
- 04-1757 (A) Sanitary Sewer Improvements in Sterling Trace Plat 1 between McAninch Corporation and Sterling Trace Development, L.C. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1758 (B) Storm Sewer Improvements in Sterling Trace Plat 1 between McAninch Corporation and Sterling Trace Development, L.C. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1759 (C) Paving Improvements in Three Lakes Estates Plat 6 between Sternquist Construction Inc. and Erickson Development, Inc. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

SPECIAL ASSESSMENTS

- 04-1760 10. Approving deletion of Special Assessments at 1823 Allison Avenue, Schedule 2004-78. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1761 11. Approving deletion of NAC-Emergency Assessment at 1511 13th Street, Schedule 2004-78 and 1701 56th Street, Schedule 2004-78. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

LAND/PROPERTY TRANSACTIONS

- 04-1762 12. Payment of condemnation award for acquisition of property at 120 Fourth Street for Court Avenue Redevelopment Project, \$602,000 plus sheriff's fees and jury expenses. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1763 13. Conditional approval of subdivision plat entitled STANTON LANDING Plat 1 located south of Stanton Avenue, north of Emma Avenue in vicinity of SW 29th Street. ([Council Communication No. 04-430](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- 04-1764 14. Recommendation of Council Member At-Large, Chris Coleman to reappoint Marian Gellert to Seat 6 on the Park and Recreation Board for a four-year term commencing June 30, 2007 to expire June 30, 2008. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1765 15. Recommendation of Council Member At-Large, Michael Kiernan to reappoint Shirley Smith to Seat 5 on the Historic Preservation Commission for a three-year term commencing March 28, 2004 to expire March 28, 2007. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

COMMUNICATIONS FROM PLANNING AND ZONING

- 04-1766 16. Regarding request from Jay Flatt (Flatt Tire Center), 724 SE 14th Street, for vacation and conveyance of right-of-way along the north side of Maury Street between SE 12th and SE 14th Streets, the east/west alley running east of SE 12th Street between Shaw and Maury Streets and the north/south alley running south from Shaw Street between SE 12th and SE 14th Streets. **Moved by Brooks to adopt and to refer to the City Manager to implement. Motion Carried 6-1. Absent: Hensley.**

SETTING DATE OF HEARINGS

- 04-1767 17. On request from Eastgate Plaza LLC to amend the existing PUD Conceptual Plan for 1540 Euclid Avenue to define proposed retail center, bank and drive-thru restaurant, (9-13-07) ([Council Communication No. 04-423](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1768 18. On request from Irene and Donna Palen to appeal decision of Historic Preservation Commission DENYING request for Certificate of Appropriateness at 818 15th Street. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

- (Sherman Hill Historic District), (9-13-04). ([Council Communication No. 04-431](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1769 19. On request from Rottlund Homes of Iowa, Inc. to rezone 818 and 840 Polk Boulevard from R1-80 (One Family Residential) to PUD (Planned Unit Development) along with approval of The Reserve Townhome Development Concept Plan providing for 17 single family dwellings, (9-13-04). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1770 (A) Communication from The Iowa Jewish Life Center, 900 Polk Boulevard, regarding the rezoning. **Moved by Brooks to receive, and file. Motion Carried 6-1. Absent: Hensley.**
- 04-1771 20. On conveyance of 1521 University Avenue to Elbert B. Jimmerson, \$1, (9-13-04). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1772 21. On Application for Voluntary Annexation from Twin Eagles Development, L.L.C., approximately 33 acres consisting of the NE 30th Place right-of-way extending west from 52nd Court, and an adjoining tract of land extending south to NE 23rd Avenue (Easton Blvd) and NE Oakhill Drive, (10-11-04). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1773 22. On conveyance of easement over a portion of alley in the vicinity of 260 E 17th Street to James Theisen, \$400, (9-13-04). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1774 22-I. Setting Date of Hearing on sale of City owned vacated alley right of way at 1111 McKinley Avenue to S & G Investment, Inc., \$50, (9-13-04). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- 04-1775 23. Approving payment of \$6,353.20 to Kalawatti Kay Scheffler for payment of workers' compensation benefits for injury sustained during course and scope of employment. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1776 24. Approving payment of \$1,048.55 to Nyemaster, Goode, West, Hansell & O'Brien, P.C. for airport title opinion work. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1777 25. Approving payment of settlements not exceeding \$5,000. **Moved by Brooks to receive, file, and affirm settlements made by City Attorney. Motion Carried 6-1. Absent: Hensley.**
- 04-1778 26. Approving payment of \$7,538.85 to Shawn Martin for payment of workers' compensation benefits for injury sustained during course and scope of employment. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

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

CITY MANAGER COMMUNICATIONS

- 04-1779 27. Submitting various traffic regulation changes as follows: ([Council Communication No. 422](#)) **Moved by Vlassis to receive, file, and refer to Legal Department for preparation of proper legislation. Motion Carried 6-1. Absent: Hensley.**
- (A) Parking Restrictions to facilitate garbage collection-Area of SE 14th Court and I Vine Street; Carpenter Avenue from the 3817 Carpenter Avenue to the Dead End and Hunter Avenue from 3811 Hunter Avenue to the Dead End.
 - (B) Additional Metered Parking-South Side of Des Moines Street from E. 5th Street to 6th Street.
 - (C) Corner Clearance-North Side of East Sheridan Avenue, East of E. 42nd Street.
 - (D) Speed Limit Change from 30 mph to 25 mph-Kingman Boulevard from 25th Street to Polk Boulevard and Cottage Grove Avenue from 25th Street to 42nd Street.
 - (E) ~~Four-Way Stop Wolcott Avenue and SW 35th Street.~~
 - (F) Four-Way Stop for 9th Street and Clark Street and Parking Restrictions for 11th Street and Clark Street.
- 04-1780 28. Submitting out-of-state travel requests for Tom Vlassis, Michael Armstrong, Allan Turner, Donald Tripp, Donald McLaughlin, Doug Romig (2), and Kenneth Danley. ([Council Communication No. 04-406](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

APPROVING

- 04-1781 29. Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD) to provide funding for Des Moines Human Rights Commission to investigate housing discrimination complaints. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1782 30. Neighborhood Commercial Revitalization Program Loan (NCR) in the amount of \$65,000 for renovation of 412, 414 and 416 E. 5th Street. ([Council Communication No. 04-414](#)) **Moved by Brooks to approve. Motion Carried 6-1. Absent: Hensley.**
- 04-1783 31. Economic Development Grant of \$30,000 to Beavertdale Business Coalition for costs associated with the Neighborhood's Urban Neighborhood Commercial District Pilot Project. ([Council Communication No. 04-414](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

Absent: Hensley.

- 04-1784 32. Support of a Cultural and Entertainment District designation for the Capitol East Cultural District. ([Council Communication No. 04-415](#)) **Moved by Brooks to approve. Motion Carried 6-1. Absent: Hensley.**
- 04-1785 33. First Amendment to Development Agreement with 10th Street Lofts, L.L.L.P. for economic development grant for \$64,000 in lieu of the City making surface improvements. ([Council Communication No. 04-418](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1786 34. Forest Avenue Corridor Strategy. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1787 (A) Agreement for Professional Services with Economic Research Associates for market assessment of Forest Avenue Corridor Area. ([Council Communication No. 04-416](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1788 (B) Communication from Drake Neighborhood Association. **Moved by Brooks to receive and file comments. Motion Carried 6-1. Absent: Hensley.**
- 04-1789 35. Professional Services Agreement with Water's Edge Aquatic Design, LLC to provide services for completion of an Aquatics Study for three aquatic centers, two swimming pools and a possible future enclosed aquatic facility, \$42,250. ([Council Communication No. 04-426](#)) **Moved by Coleman to approve. Motion Carried 5-2. Nays: Vlassis and Kiernan.**
- 04-1790 36. Agreement with Meredith Corporation for City acceptance of playground equipment for L. King, Jr. Park, E. 17th and Garfield. ([Council Communication No. 04-425](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1791 37. Authorizing the execution of Federal Aviation Administration AIP Grant Agreement, Airport Runway 13-31 Rehabilitation, Phase 1. ([Council Communication No. 04-424](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1792 38. 2005 Governor's Traffic Bureau Grant for funds for officer overtime and training related specifically to traffic enforcement. ([Council Communication No. 04-412](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1793 39. Intergovernmental 28E Agreement with the Iowa Alcoholic Beverages Division for tobacco compliance program. ([Council Communication No. 04-417](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- 04-1794 40. Declaration of Subordination Non-Disturbance and Attornment Agreement and Estoppel Certificate for Jann Realty, 1901 Bell Avenue, (property used for Police Department storage of seized vehicles). ([Council Communication No. 04-410](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

Motion Carried 6-1. Absent: Hensley.

- 04-1795 41. Redirection of 2005 Federal Juvenile Accountability Incentive Block Grant funds to the Polk County Decategorization Project for implementation of juvenile justice accountability programs. ([Council Communication No. 04-409](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1796 42. Professional Services Contract with ETC Institute (Olathe, KS) for the development and implementation of a citizen satisfaction survey, \$9,600. ([Council Communication No. 04-407](#)) **Moved by Brooks to approve. Motion Carried 6-1. Absent: Hensley.**
- 04-1797 43. Applications to IDOT for Congestion Mitigation and Air Quality Improvement (CMAQ) Funds for The Fleur Drive Traffic Signal Interconnection Upgrading project and Downtown Parking “Wayfinding” Project. ([Council Communication No. 04-421](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- 04-1798 44. Authorization to proceed with Request For Qualifications for Iowa Highway 5 Corridor North River Development Planning Study. ([Council Communication No. 04-420](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1799 45. Communication from Downtown Community Alliance requesting approval on behalf of Iowa Health System to approve banner design for 58 banners downtown on Grand Avenue during September. **Moved by Vlassis to receive, file, and approve banner design. Motion Carried 5-1-1. Nays: Brooks. Absent: Hensley.**
- 04-1800 46. Issuance of Request for Proposals (RFP) to solicit a Master Lease-Purchase Agreement from the equipment-leasing industry. ([Council Communication No. 04-408](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1801 47. Annual Service Agreement with E. J. Ward, Inc. for Automated Fuel Dispenser Management System. ([Council Communication No. 04-413](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1802 48. Authorizing the procurement of replacement pumps and related equipment for the Central Street Stormwater Pump Station from Electric Pump and Tool Services, Inc. (Dick Miller, President), \$252,650. ([Council Communication No. 04-424](#)) **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
49. Bids from the following:
- 04-1803 (A) Pomeroy IT Solutions per State of Iowa Contract CT2708 contract for CIS Systems network upgrade equipment to be used by the IT Department, \$57,400. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**
- 04-1804 (B) Tri State Company for an outfront rotary mower to be used by the Park and Recreation Department, \$34,735. ([Council Communication No. 04-427](#)) **Moved by Brooks to adopt. Motion Carried 5-1-1. Nays: Kiernan. Absent: Hensley.**

- 04-1805 50. Civil Service Entrance Lists for Intermediate Clerk and Police Budget Specialist, Promotional Lists for Senior Police Officer, and Senior Refuse Collector. **Moved by Brooks to receive and file. Motion Carried 6-1. Absent: Hensley.**
- 04-1806 51. Authorizing the Finance Director to draw checks for the registers of August 26 and September 2, 2004; to draw checks for bills of the Des Moines Municipal Housing Agency for the weeks of August 23 and August 30, 2004 and to draw checks for biweekly payroll for the weeks of August 23 and August 30, 2004 and to draw checks for biweekly payroll for the week of September 3, 2004. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Hensley.**

ORDINANCES - SECOND CONSIDERATION

- 04-1807 52. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: **Moved by Brooks that this ordinance be considered and given second vote passage. Motion Carried 6-1. Absent: Hensley.**
 - (A) Parking Restrictions to include newly-constructed areas of Sweetwater Drive.
 - (B) Parking Restriction – east side of SW 38th Place from Park Avenue north to including the cul-de-sac.

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

Council considered Items 60 thru Board of Health next, then Hearing Items 53 thru 59

HEARINGS (Open at 5:10P.M.) (Items 53 thru 59)

- 04-1808 53. On appeal from Chuck and Ann Irvine, 711-45th, of the Hearing Officer’s decision regarding their dog. **Moved by Hensley to reverse declaration. Motion Carried 5-2. Na Coleman and Vlassis.**
- 54. Items regarding the Greenhouses at Chesterfield Project:
 - 04-1809 (A) Resolution to REJECT all bids and close the hearing on plans, specifications, form contract documents and Engineers estimate. **Moved by Brooks to adopt. Motion Carried 7-0.**
 - 04-1810 (B) Approving Supplemental Agreement No. 1 for additional design phase services for \$13,500. ([Council Communication No. 04-429](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**
- 04-1811 55. On sale of City property at 1515 and 1519 Stewart Street, to Jack and Julie Brooks, \$7,200.

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

56. Items regarding Sec Taylor Stadium/Principal Park:

- 04-1812 (A) On amendment to lease agreement with Greater Des Moines Baseball Co. (GDM) to allow renaming of Sec Taylor Stadium to Principal Park and extend term of lease to December 31, 2022 with two five-year renewal options and to provide for construction and use of a trail along the Des Moines and Raccoon Rivers. **Moved by Hensley to adopt. Motion Carried 7-0.**
- 04-1813 (B) Setting Date of Hearing on agreement for bridge funding for Principal Park Stadium Seating, not to exceed \$1,000,000, (9-13-04). **Moved by Hensley to adopt. Motion Carried 7-0.**
- 04-1814 (C) Amending Chapter 74 of the Municipal Code renaming Sec Taylor Stadium Principal Park Stadium. **Moved by Hensley that this ordinance be considered and given first vote for passage. The Mayor will send a letter expressing Council's desire that the field and press box maintain the "Sec Taylor" name. Motion Carried 7-0.**
- 04-1815 (1) Final consideration of ordinance above, (waiver requested by City Manager), requires 6 votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at 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, #14,369. Motion Carried 7-0.**
- 04-1816 57. On Clark Street-27th to 29th Streets Storm Sewer Improvements: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Van Hauen & Associates, Inc. (Mark Van Hauen, Vice President/Clerk), \$621,000. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- 04-1817 (A) Approving contract and bond, and permission to sublet. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- 04-1818 58. On Douglas Avenue Intersection Improvements: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as P. G. Construction, Inc. (Keith Purdy, DSM), \$80,582.40. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- 04-1819 (A) Approving contract and bond, and permission to sublet. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- 04-1820 59. On 44th Street and Forest Avenue Sewer Separation: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Van Hauen & Associates, Inc. (Mark Van Hauen, Vice President/Clerk), \$157,000. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- 04-1821 (A) Approving contract and bond, and permission to sublet. **Moved by Vlassis to adopt. Motion Carried 7-0.**

END HEARINGS AT 5:44 P.M.

APPROVING

- 04-1822 60. Advanced Data Processing, Inc. (Miami, Florida) to provide ambulance service billing for a three-year period beginning October 1, 2004 with the option of two one-year renewals. **(Deferred from August 9, 2004). ([Council Communication No. 04-411](#)) Moved by Hensley to defer to the September 13, 2004 Council meeting. 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 not been included upon the Amended Agenda by the City Clerk, with sponsorship of the Mayor or any 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.

- 04-1823 1. Approving License Agreement with Nelson Development, L.L.C. in conjunction with the development of Science Center Museum in Metro Center Urban Renewal Area. SPONSOR: Hensley. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Brooks.**
- 04-1824 2. Approving Change Order No. 2 with Rognes Corporation for additional work on Union Park Separation Phase II Project, \$18,335. SPONSOR: Mahaffey. ([Council Communication No. 04-433](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- 04-1825 3. Approving issuance of Curative Quit Claim Deed for vacated alley adjoining 2931 Inger Avenue. SPONSOR: Coleman. **Moved by Coleman to adopt. Motion Carried 7-0.**

BOARD OF HEALTH

- 04-1826 MOTION TO CONVENE. **Moved by Brooks that the City Council adjourn and convene a meeting of the Board of Health. Motion Carried 7-0.**

AUTHORIZING

1. Court authority to abate the public nuisance at the following locations:
- 04-1827 (A) 1244 13th Street, Titleholder: Union Planters Bank, NA. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- 04-1828 (B) 2818 Cottage Grove Avenue, Titleholder: Brett and Jane A. Anderson; Cont Buyers: Patricia Properties, Pablo and Audrey Saucedo; Mortgage Holders: F County Bank, First Union Mortgage and US Bank National Association. **Moved Vlassis to adopt. Motion Carried 7-0.**
- 04-1829 (C) 3412 Dubuque Avenue, Titleholder: Jerry L. Holman, Jr. **Moved by Vlassis adopt. Motion Carried 7-0.**
2. The Engineering Department to remove the following structures:
- 04-1830 (A) 1448 4th Street, Titleholder: Osceola, Inc.; Contract Buyer: Margarita Alon **Moved by Vlassis to adopt. Motion Carried 7-0.**
- 04-1831 (B) 2207 E. 14th Street, Titleholder: Donna Barnes; Mortgage Holder: Green T Servicing, LLC. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- 04-1832 (C) 1700 E. 21st Street, Titleholders: Dan L. Howe and Robbie L. Howe; Cont Buyers: James E. Childs and Laura A. Van Gundy; Mortgage Holder: West Moines State Bank. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- 04-1833 3. Release of demolition cost reserve held by State Farm Insurance Companies regard property known as 3420 3rd Street held under claim number 15-E071-673 insured by K Lehs with a claim being made for enforcement costs. **Moved by Kiernan to adopt. Motion Carried 7-0.**
- 04-1834 4. Request for consideration of an extension of time to complete renovation of structure loca at 1120 21st Street, **(continued from August 9, 2004). Moved by Hensley to adopt. Motion Carried 7-0.**
- 04-1835 MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 5:44 P.M. Motion Carried 7-0.**

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