

SUMMARY OF DES MOINES CITY COUNCIL MEETING

February 12, 2001 4:30 P.M.

SPECIAL PRESENTATIONS - 3:30 P.M.:

INVOCATION: Rev. John Dobbs, Simpson United Methodist Church

01-299 1. ROLL CALL: **Present: Brooks, Flagg, Hensley, and McPherson Absent: Vlassis. Council Member Coleman and Mayor Daniels entered the meeting after the roll call.**

01-300 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by McPherson to adopt. Motion Carried 4-3.**

01-301 3. APPROVING CONSENT AGENDA - items 3 through 100: **Moved by McPherson to adopt the balance of the Consent Agenda. Motion Carried 4-3.**

LICENSES AND PERMITS:

Approving

01-302 4. Communication from Legal Department regarding February 12, 2001 License and Permit Agenda. **Moved by McPherson to receive and file. Motion Carried 6-1. Absent: Vlassis.**

Class "B" Beer

01-303 5. Porky's East, L.L.C., Mitch Noah, Partner dba Porky's East, 3301 E. Euclid; New Application submitted 6-29-00. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-304 6. Eugene Hiskey dba Rainbow Cleaning Machine, 4347 Merle Hay Road; Renewal - Expires 2-15-01 (With Sunday Sales) - Application submitted 1-2-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-305 7. Hong Da Enterprises, Inc., Jiu Xian Wang, President dba Shangri La Buffet, 4349A Merle Hay Road; Renewal - Expires 2-21-01 (With Sunday Sales) - Application submitted 1-29-01. **Moved by McPherson to adopt. Motion Carried 5-1-1. Pass: Flagg. Absent: Vlassis.**

Class "C" Beer Licenses

01-306 8. Krause Gentle Corporation, William A. Krause, President dba Kum & Go #440, 821 East Euclid; Renewal - Expires 2-26-01 (With Sunday Sales) - Application submitted 1-16-01. **Moved by McPherson to adopt. Motion Carried 5-1-1. Pass: Flagg. Absent: Vlassis.**

01-307 9. Jasjit Singh Nat dba Nat Food Mart, 1443 2nd Avenue; Renewal - Expires 1-22-01 (With Sunday Sales) - Application submitted 1-22-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Class "C" Beer/"B" Wine/"E" Liquor Licenses

01-308 10. Central City Liquor, Inc., Thomas P. Duax, President dba Central City Liquor, Inc., 1541 2nd Avenue; Renewal - Expires 2-28-01 (With Sunday Sales) - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-309 11. In Bo Jung & Won Hee Jung dba Ingersoll Liquor & Beverage Co., 3500 Ingersoll; Renewal - Expires 2-28-01 (With Sunday Sales) - Application submitted 1-31-01. **Moved by McPherson to adopt. Motion Carried 5-1-1. Pass: Flagg. Absent: Vlassis.**

01-310 12. American Drug Stores, Inc. Kevin Tripp, President dba Osco Drug #534, 3501 Ingersoll; Renewal - Expires 2-16-01 (With Sunday Sales) - Application submitted 1-16-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Class "C" Beer-Wine Licenses

01-311 13. Sommoani Vongxay dba Nut Pob Restaurant, 3322 Indianola Road; New Application (With Sunday Sales) - Application submitted 1-10-01. **Moved by McPherson to adopt. Motion Carried 5-1-1. Pass: Flagg. Absent: Vlassis.**

Class "C" Liquor Licenses

01-312 14. Kevin F. Lynch dba A.K. O'Connor's, 4050 Urbandale Avenue; Renewal - Expires 2-24-01 (With Sunday Sales and Outdoor Service) - Application submitted 1-26-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-313 15. Faces, Ltd, Craig L. Conkling, President dba Faces, 416 East Walnut; Renewal - Expires 2-19-01 (With Sunday Sales and Outdoor Service) - Application submitted 1-10-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-314 16. Judy J Adams dba Firehouse Lounge, 1930 Southeast 6th Street; Renewal - Expires 2-19-01 (With Sunday Sales) - Application submitted 1-31-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-315 17. VMD & D, Inc., V. Maureen Perrine, President dba Jim N I Lounge, 1922 Hubbell; Renewal - Expires 2-25-01 (With Sunday Sales) - Application submitted 1-23-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-316 18. South Port Center Sports Bar, LLC, Brian E. Hatterman, Owner dba South Port Sports Bar, 1101 Army Post Road; New Application (With Sunday Sales) - Application submitted 1-19-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Class "E" Liquor Licenses

01-317 19. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 1819 Beaver Avenue; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-318 20. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 1320 East Euclid; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-319 21. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 4121 Fleur Drive; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-320 22. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 6200 Southeast 14th Street; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-321 23. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 3710 Hubbell; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-322 24. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 3425 Ingersoll; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-323 25. Foods, Inc., Ronald C. Bartos, President dba Dahl's Foods, 4343 Merle Hay Road; Renewal - Expires 2-28-01 - Application submitted 1-25-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Transfers

01-324 26. Platipus Productions, Inc., Ronald D. Boone, President dba Blues on Grand, 1501 Grand Avenue requesting temporary transfer of Class "C" Liquor License to 4th & Walnut - Kirkwood Hotel on 2-17-01 for special event. Application submitted 1-18-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Outdoor Service

01-325 27. Flanagan Corporation, Tim Flanagan, President dba Tim Flanagan's Restaurant & Lounge, 2120 Ingersoll requesting permission for temporary outdoor service on March 16 to March 18, 2001 for St. Patrick's Day. Application submitted 1-18-01. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Change of Name

01-326 28. Communication from S & E Restaurant, Inc., Eddie Mauro, President dba Lombardi's, 508 Clifton to change dba name to The View. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-327 29. Communication from Tonic Inc., Tony Trimmell, President dba Rock Island, 101 4th Street to change dba name to IBIZA. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

Authorizing

01-328 30. City Clerk to issue Cigarette Licenses. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-329 31. City Clerk to issue Coin-Operated Amusement Machine Licenses. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-330 32. City Treasurer to issue Refunds. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

PUBLIC IMPROVEMENTS

01-331 33. Approving Conceptual Design Report on Upper Union Park Sewer Separation Project prepared by Veenstra & Kimm, Inc. ([Council Communication No. 01-076](#)). **Moved by McPherson to adopt. Motion Carried 4-3.**

01-332 (A) Authorization to proceed on Upper Union Park Sewer Separation Project design and construction, including commencing right-of-way determination and negotiation . ([Council Communication No. 01-075](#)). **Moved by McPherson to adopt. Motion Carried 4-3.**

01-333 34. Approving Agreement with Iowa Department of Transportation for construction of a new Airfield Maintenance Storage Building at the Des Moines International Airport - \$344,993. ([Council Communication No. 01-059](#)). **Moved by McPherson to adopt. Motion Carried 4-3.**

01-334 35. Approving agreement with Norfolk Southern Railway Company for installation of temporary railroad crossing at C.B. & Q Street and SE 25th Court as part of WRA Biosolids Storage Facility Project - \$10,000. ([Council Communication No. 01-077](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-335 36. Approving execution of Supplemental Agreement No. 1 with Shuck-Britson, Inc. (Robert Britson, P.E., President), for professional services for preparation of final plans and specifications for renovation of the 4th and Grand Parking Garage - \$117,000. ([Council Communication No. 01-078](#)). **Moved by Coleman to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

37. Resolution Ordering Construction for the following:

01-336 (A) Walnut Street Sanitary Trunk Sewer Relining - 10th Street to 13th Street, Receiving of Bids, (February 27, 2001), and Setting Date of Hearing, (March 12, 2001), Estimate - \$675,500. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-337 (B) Des Moines Metropolitan Wastewater Reclamation Facility-Biosolids Storage Facilities, Receiving of Bids, (March 13, 2001), and Setting Date of Hearing, (March 26, 2001), Estimate - \$8,600,000. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-338 (C) Gray's Lake Signs, Receiving of Bids, (February 27, 2001), and Setting Date of Hearing, (March 12, 2001), Estimate - \$22,500. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-339 (D) Martin Luther King Jr. Parkway Stormwater Pump Station at SW 14th Street, Receiving of Bids, (March 13, 2001), and Setting Date of Hearing, (March 26, 2001), Estimate - \$3,750,000. **Moved by Coleman to adopt. City Engineer will add this project to the Quarterly Reports. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-340 (E) Fire Station 3 Window Replacement, Receiving of Bids, (February 27, 2001), and Setting Date of Hearing, (March 12, 2001), Estimate - \$50,000. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-341 38. Communication from Channel Construction Company, Mike Channell, President, requesting permission to sublet certain items on the M.L. King Jr. Park Shelter and Water Playground - Phase One. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-342 39. Approving partial payments on eight public improvement projects. (Call City Clerk's Office for listing) **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-343 40. Approving sidewalk program/request to repair driveway petition and waivers signed by five property owners. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

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

01-344 (A) Glendale Cemetery Storm Sewer and Roads Rehabilitation, \$32,932.28 is now due, and remaining balance of \$7,223.15 is to be paid at the end of thirty days. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-345 (B) Blank Park Zoo Safari Grill Roof Replacement, the remaining balance of \$956 is to be paid at the end of thirty days. **Moved by McPherson to adopt. Motion Carried 5-2. Absent:**

Daniels and Vlassis.

01-346 (C) Firearm Simulator Remodel, \$1,461.10 is now due, and the remaining balance of \$1,109.25 is to be paid at the end of thirty days. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-347 (D) Grandview Park Road Improvements, \$9,334.37 is now due, and the remaining balance of \$2,658.27 is to be paid at the end of thirty days. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-348 (E) Foster Drive Emergency Sanitary Sewer Repair, \$4,944.75 is now due, and the remaining balance of \$1,735 is to be paid at the end of thirty days. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-349 (F) University Avenue at 19th Street and Martin Luther King Jr. Pkwy. Traffic Signal Upgrade, the remaining balance of \$4,954.05 is to be paid at the end of thirty days. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

SPECIAL ASSESSMENTS

01-350 42. Approving Delinquent Sewer Rental and/or Solid Waste/ Stormwater Utility Fees for the month of January, 2001, for certification to Polk County Treasurer. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-351 43. Authorizing Assessment Clerk to correct Delinquent Solid Waste/Stormwater Utility and/or Sewer Rental Credits Schedule for January 2001. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

LAND/PROPERTY TRANSACTIONS

01-352 44. Approving first five-year extension of lease agreement with Shaner Hotel Group as successor to William C. Knapp, Trustee, William C. Knapp Revocable Trust for the public plaza located at 401 5th Avenue currently being used by the Downtown School and as a public plaza. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-353 45. Offer to Purchase Real Estate and Acceptance, form of Warranty Deed and authorizing Rental Agreement in conjunction with The East Capitol East Urban Renewal Project, from Danny R. and Kelly M. Barnes, 1533 E. Walnut Street - \$5,000 plus closing costs. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-354 46. Approving portion of Columbus Park located near SE 1st Street and Indianola Avenue to be discontinued as park land and dedicated to use as street right-of-way in conjunction with the Indianola Avenue Connector Project. ([Council Communication No. 01-081](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-355 47. Offers to Purchase Real Estate and Acceptance, forms of Warranty Deeds in

conjunction with Indianola Avenue Connector Project, from various property owners - \$241,801 plus closing costs. (Call City Clerks Office for list) **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-356 48. Approving Offer to Purchase Interest in Real Estate and Acceptance in conjunction with The Allied Gateway Campus Project in The Metro Center Urban Renewal Area from Principiant Hotel Company L.C., 1016 Walnut Street - \$159,000 plus closing costs. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-357 49. Offer to Purchase Real Estate and Acceptance, form of Warranty Deed in conjunction with The Wells Fargo Financial Redevelopment in the Metro Center Urban Renewal Project, from William M. Kryger Revocable Trust, William M. Kryger, Trustee - \$324,400 plus closing costs. **Moved by McPherson to adopt. Motion Carried 4-1-2. Nays: Flagg. Absent: Daniels and Vlassis.**

01-358 50. Approving Warranty Deed and Temporary Easement for Construction for property at corner of SW 14th and Market Streets from Montgomery Properties Corporation in conjunction with Martin Luther King, Jr. Parkway Project - \$6,702 plus closing costs. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-359 51. Approving Condemnation Award and payment of Commissioners and Sheriff's costs to Ralph A. Bumpilori for property at 314 12th Street in conjunction with Allied Gateway Campus Project. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-360 52. Corrected Quit Claim Deed for conveyance of a portion of vacated East/West alley right-of-way between E. 14th and E. 15th Streets to Mora, Inc., containing corrected legal description. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-361 53. Approving Agreement for exchange of property interest and for Railroad Crossing Improvement Project with The Norfolk Southern Railway Company and Iowa Interstate Railroad, Ltd. in conjunction with Martin Luther King, Jr. Parkway Project. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-362 54. Accepting warranty deed from Rick and Mary Kading, for additional right-of-way along E. 27th Street and E. Madison. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-363 55. Approve and accept Permanent Easement for Storm Sewer and Surface Water Flowage and Temporary Easement for Construction for property at 2810 Chicago Avenue, Marjorie M. Angelo and Leo W. Angelo, Owners, in conjunction with 7th Ward Ditch Flood Control Phase II Improvement Project - \$126.00 plus closing costs. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

01-364 56. Approving recommendation of Mayor Daniels, to appoint Lawrence James to the Water Works Board of Trustees, to expire first Monday in April, 2005, (to fill unexpired term of Jack Hatch). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-365 57. Communication from Robert Mathieu, submitting his resignation from the City Plan and Zoning Commission, effective immediately. **Moved by McPherson to receive, file and accept the resignation with appreciation for service. Motion Carried 5-2. Absent: Daniels and Vlassis.**

CITY PLAN COMMISSION RECOMMENDATIONS

01-366 58. Regarding request from Wells Fargo Financial, to vacate and convey the subsurface rights to the west 12 feet of 8th Street between Walnut and Mulberry, as part of a planned building project. **Moved by McPherson to adopt and to refer to the City Manager and Legal Department to implement. Motion Carried 4-1-2. Nays: Flagg. Absent: Daniels and Vlassis.**

01-367 59. Regarding amendment to the Des Moines 2020 Character Land Use Plan, to revise the designated future land use from Low Density Residential to General Industrial, for property at 2018 E. Walnut Street. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

SETTING DATE OF HEARINGS

01-368 60. On proposal to enlarge Zoning Board of Adjustment from 5 to 7 members, recognizing geographic representation, (2-26-01) **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-369 61. On amendment to the Wesley Acres PUD Concept Plan, 3520 Grand, to allow for a children's day care use within an existing portion of the facility, to include an adjoining outdoor playground area, subject to conditions, (2-26-01). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-370 62. On request from JSV Community Properties, Inc., (Owner) to rezone property at 901 SW 63rd Street from "C-1" (Neighborhood Retail Commercial) and "R1-60" (One Family, Low Density Residential, to "C-2": (General Retail and Highway-Oriented Commercial, to allow property to be redeveloped to a 4,600 square foot gas/convenience store with additions, (2-26-01). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-371 63. On request from Alan Donahoe, to rezone property at 3205 Douglas Avenue from "R1-60" (One Family, Low Density Residential), to "C-1" (Neighborhood Retail Commercial) to allow office and retail use within the existing commercial building with additional off-street parking subject to conditions, (2-26-01). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-372 64. On proposed conveyance of alley right-of-way adjoining 1123 Pleasant View Drive, to Tommie and Maureen Petet, \$25, (2-26-01). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-373 65. On proposed vacation and conveyance of the east/west alley right-of-way from 15th Street to the north/south alley between Center Street and Park Street, to Chester Guinn, \$50, (2-26-01). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-374 66. On Council-initiated request to rezone property between Scott Avenue and Maury Street, bounded on the west by the railroad right-of-way and on the east by Dean's Lake, from "M-2" Heavy Industrial to "M-1" (Light Industrial), (2-26-01). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

01-375 67. Approving payment of \$1,510.70 to Spiegel & McDiarmid Law Firm for assistance to the City in conjunction with the Riverpoint West Redevelopment. **Moved by Hensley to adopt. Motion Carried 4-1-2. Nays: Brooks. Absent: Daniels and Vlassis.**

01-376 68. Approving payment of \$4,906.48 to Ahlers, Cooney, Dorweiler, Haynie, Smith & Allbee, P.C. for legal services on Airport Financing Conversion Matters. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-377 69. Approving payment of \$109.30 to Jane McAllister of Ahlers, Conney, Dorweiler, Haynie, Smith & Allbee, P.C. for assistance to the City in resolution of certain environmental matters in conjunction with the development of Kiwanis Nature Island at Riverview Park. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-378 70. Approving payment of \$606.25 to Randy Duncan of Duncan, Green, Brown, Langeness & Eckley for assistance to the City in conjunction with matters relating to airport parking garages. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-379 71. Approving payment of \$18,975.15 to Carroll Shipley for settlement of worker's compensation claim for an injury suffered during scope of his employment. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-380 72. Approving payment of \$6,170.13 to Ronald D. Sowden for settlement of a worker's compensation claim for an injury suffered during scope of his employment. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-381 73. Approving payment of \$23,805.50 to Richard J. Dey for settlement of worker's compensation claim for an injury suffered during scope of his employment. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-382 74. Approving payment of \$19,101.00 to Terry L. Welborn for settlement of a worker's compensation claim for an injury suffered during his scope of employment. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-383 75. Approving payment of \$105.70 to Nyemaster, Goode, Voigts, West Hansell & O'Brien, P.C. for representation of Officer Michael McBride in the case Mary Elaine (Kirsch) Sinclair as Administrator of the Estate of Adam Lawrence Clark v. City of Des Moines and Michael McBride and Timothy Peak. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-384 76. Approving payment of \$10,583.52 to Wiggins & Anderson for representation of Officer Joseph Leo in the case Thomas, et al. v. Dickel, et al. **Moved by McPherson to approve payment. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-385 77. Approving payment of \$1,186.58 to LaMarca & Landry, P.C. for representation of Officer Greg Dickel in the Case William L. Taylor V. Cynthia Donahue, Greg Dickel and Martin Siebert. **Moved by McPherson to approve payment. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-386 78. Approving payment of \$1,947.25 to Whitfield & Eddy, P.L.C. for representation of Officer Cynthia Donahue in the case William L. Taylor V. Cynthia Donahue, Greg Dickel and Martin Siebert. **Moved by McPherson to approve payment. Motion Carried 5-2. Absent: Daniels and Vlassis.**

CITY MANAGER COMMUNICATIONS

01-387 79. Submitting out-of-state travel requests for Brian O'Keefe, Tom Turner, Jason VenEssen, William Stowe, John Feeley, Mike Baker, Preston Daniels, Christine Hensley, Chris Coleman and Eric Anderson. ([Council Communication No. 01-060](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-388 (A) Approving and confirming appointment of Council Member Tom Vlassis, to the Community and Economic Steering Committee, of the National League of Cities, and approving travel to four additional meetings, (sites and dates to be approved at a later date). **Moved by McPherson to receive, file and approve. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-389 80. Submitting traffic regulation changes as follows, ([Council Communication No. 01-079](#)). **Moved by Hensley to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 4-3. Absent: Daniels, Coleman, and Vlassis.**

(1) Parking Regulation Modifications - Court Avenue Entertainment District.

(2) Corner Clearance - west side of 11th Place north of Madison Avenue.

(3) Corner Clearance - west side of SW 12th St south of Leland.

(4) Corner Clearance - west side of 31st Street north of Elmwood Drive.

APPROVING

01-390 81. Resolution giving preliminary approval for a \$15,000 Loan from the City to Lynner Real Estate Investment, L.L.C. to allow them to move the administrative offices from West Des Moines to 2930 Bell Avenue. ([Council Communication No. 01-065](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

WITHDRAWN01-391 82. Submission of Community Economic Betterment Account (CEBA) Application to State of Iowa and to give preliminary approval for Local Contribution from City to Paper Systems, Inc. (321 SW 4th) to allow addition of jobs and to retain some existing positions. (Council Communication No. 01-062)

01-392 83. Preliminary approval for \$20,000 grant, to A&A Supermarket, to relocate the business to 4121 SE 14th Street. ([Council Communication No. 01-082](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

84. The following resolutions:

01-393 (A) First Amendment to Downtown Des Moines Self-Supported Municipal Improvement District Operating Agreement (SSMID) with Downtown Community Alliance, Inc. to continue to operate, manage and undertake SSMID services, improvements and activities including implementation of Operation Downtown project. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-394 84. (B) First Amendment to Parking Garage Service Agreement with Downtown Community Alliance to continue to provide an enhanced level of security and cleaning services for the off-street parking facilities. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-395 (C) Budget for Downtown Self-Supported Municipal Improvement District for the fiscal year extending from July 1, 2001 to June 30, 2002. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-396 85. Weatherization Assistance Contract with Iowa Department of Human Rights/Division of Community Action Agencies for weatherization assistance for low-income persons from January 1, 2001 to December 31, 2001 in the amount of \$102,100. **Moved by Hensley to adopt. City Manager to provide additional review of the project's funding. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-397 86. Execution of Resident Services Delivery Grant from U.S. Department of Housing and Urban Development to provide self-sufficiency program services to residents of public housing and Section 8 assisted housing. ([Council Communication No. 01-074](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-398 87. Intergovernmental 28E Agreement between Des Moines Police Department and the Iowa Department of Transportation for temporary assignment of Senior Police Officer Richard Schuett to IDOT as an Instructor, until May 27, 2001. ([Council Communication No. 01-052](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-399 88. Memorandum of Understanding with Des Moines Disc Golf Club and Iowa Department of Natural Resources to participate in the Million More by 2004 Tree Planting Program. ([Council Communication No. 01-071](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-400 89. Intergovernmental 28E Agreement with Des Moines Independent Community School District to establish a steering committee to develop a master plan for a community school park at Brody Middle School. ([Council Communication No. 01-072](#)). **Moved by Hensley to adopt. Motion Carried 4-2. Absent: Daniels and Vlassis. Council Member McPherson declares a conflict of interest, and abstains from voting.**

01-401 90. Receipt of Audited Financial Statements and other reports of the Airport for years ended June 30, 2000 and 1999 and receipt of communication from John R. Fitzgibbon, Airport Board Chairperson. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-402 91. Request from Downtown Community Alliance on behalf of Polk County Heritage Gallery for design approval and to hang banners at 2nd and Walnut. **Moved by McPherson to receive, file and approve banner design as submitted. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-403 92. Bid specifications developed for the City Towing and Storage Contract and authorizing the City Manager to proceed with the process to obtain proposals from interested vendors. ([Council Communication No. 01-061](#)). **Moved by McPherson to adopt. City Manager to report on the one vendor's inability to proceed and to expedite rebidding of this service. Motion Carried 5-2. Absent: Daniels and Vlassis.**

93. Bids for the following:

01-404 (A) Emergency Vehicle Sales and Service, (Alexander, IA, Gene Draper, President) for two ambulances and accessories to be used by Fire Medical Services at a total cost of \$206,591.20 which includes trade-in of three existing ambulances. (Ten bids mailed-one received). ([Council Communication No. 01-056](#)). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-405 (B) Team Two Inc., (P.O. Box 71069, Josh Engman, President) for two year ambulance billing services contract at a total cost of \$300,000. (Eight bids mailed-one received). ([Council Communication No. 01-055](#)). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-406 (C) Carpenter Uniform Company, (205 12th Street, Robert Carpenter, President) for an

annual agreement for uniform clothing contract to be used by the Fire Department at an estimated cost of \$60,000. (Seven bids mailed-one received). ([Council Communication No. 01-054](#)). **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-407 (D) City of Zumbrota, (Zumbrota, Minnesota, Ron Johnson, City Administrator) for the purchase of a 1983 General, 85 foot snorkel/pumper from the Fire Department, \$30,000. (Fifty-three invitations mailed-one received). ([Council Communication No. 01-053](#)). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-408 (E) Bob Vollbrecht & Associates, (New Brighton, Minnesota, Bob Vollbrecht, President) sole area wide distributor for electronic parking meters and repair parts to be used by the Engineering Department (Traffic and Transportation Division) at a total cost of \$38,141.75. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-409 93. (F) Danko Emergency Equipment, (Omaha, Nebraska, Daniel Kreikemeier, President) for fire hose, self contained breathing apparatus, light bars and various supplies to be used by the Fire Department at a total cost of \$95,557.84. (Twenty bids mailed-five received). **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-410 94. Civil Service Promotional List for Senior Police Officer and Entrance List for Intermediate Clerk Typist, Housing Services Inventory Control Specialist and Street Maintenance Worker. **Moved by McPherson to receive and file. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-411 95. Civil Service Promotional List for Sewer Maintenance Worker and Entrance List for Conservatory/Greenhouse Horticulture Technician. **Moved by McPherson to receive and file. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-412 96. Authorizing Finance Director to draw checks on registers of February 2, 2001 and February 9, 2001; bills of the Des Moines Municipal Housing Agency for the weeks of February 5, 2001 and February 12, 2001 and biweekly payroll due employees of the City on February 9, 2001. **Moved by McPherson to adopt. Motion Carried 5-2. Absent: Daniels and Vlassis.**

ORDINANCES - FINAL CONSIDERATION

01-413 97. Amending Chapter 74 of the Municipal Code regarding Showmotion Stage fee structure. **Moved by McPherson that this ordinance do now pass, [#13,916](#). Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-414 98. On rezoning of the Iowa Events Center site--vicinity of 2nd to 5th from Center to School Streets, from "C-2" (General Retail and Highway Oriented Commercial) to "C-3" (Central Business District Commercial). **Moved by Coleman that this ordinance do now pass, [#13,917](#). Motion Carried 4-2-1. Nays: Flagg and Brooks. Absent: Vlassis.**

ORDINANCES - SECOND CONSIDERATION

01-415 99. Amending Chapter 62 of the Municipal Code, to make minor revisions and code updates to sections regarding Human Rights. **Moved by McPherson that this ordinance be considered and given second vote for passage. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-416 100. Amending Chapter 102 of the Municipal Code, regarding street use permits. **Moved by McPherson that this ordinance be considered and given second vote for passage. Motion Carried 5-2. Absent: Daniels and Vlassis.**

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

ORDINANCES - FIRST CONSIDERATION

01-417 101. Amending Chapter 74 of the Municipal Code regarding various park fees. ([Council Communication No. 01-069](#)). **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 4-1-2. Nays: Coleman. Absent: Daniels and Vlassis.**

WITHDRAWN01-418 102. Amending Chapter 102 of the Municipal Code increasing the areaway permit fees for public bus benches, (Council Communication No. 01-064).

WITHDRAWN01-419 (A) Final consideration of ordinance above, (waiver requested by City Manager), requires 6 votes.

WITHDRAWN01-420 (B) Approving license and areaway permits for SignatureCommunications, 33 benches.

WITHDRAWN01-421 (C) Approving license and areaway permits for Tran-Sit Bench Company, 240 benches.

WITHDRAWN01-422 (D) Approving license and areaway permits for Bench Ads, L.C., 453 benches.

01-423 103. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 5-2. Absent: Daniels and Vlassis.**

- (1) Three-Way Stop--56th Street and Robertson Drive (Hanawalt Elementary School).
- (2) Midblock School Signal--Park Avenue at Brody Middle School (2501 Park Avenue).
- (3) Corner Clearance--West Side of 29th Street South of University Avenue.
- (4) Corner Clearance--North Side of Walker Street West of East 9th Street.
- (5) Corner Clearance--North Side of Mondamin Avenue West of Martin Luther King Jr.

Parkway.

(6) Two-Hour Parking Restriction--East Side of Thirty-sixth Street North of Grand Avenue.

01-424 (A) Final consideration of ordinance above, (waiver requested by Council Member Hensley), 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, [#13,918](#). Motion Carried 6-1. Absent: Vlassis.**

COUNCIL REQUESTS

01-425 104. From Mayor Daniels and Council Member Hensley, to "get acquainted" with the newest addition to the Des Moines Police Department. **Moved by McPherson to approve the request. Motion Carried 6-1. Absent: Vlassis.**

01-426 105. From Council Member, George Flagg regarding a drainage problem in vicinity of 3221 Villa Vista Drive. **Moved by McPherson to receive, file and refer to City Manager and City Engineer for review and recommendation. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-427 106. From Council Member George Flagg regarding distribution of "shopper type" newspapers. **Moved by Coleman to receive, file and discuss, refer to City Manager and Legal for review and recommendation. Motion Carried 5-2. Absent: Daniels and Vlassis.**

COMMUNICATIONS/REPORTS

01-428 107. Receipt of petitions from Laurel Hill Neighborhood Association regarding paving streets in their neighborhood. **Moved by Brooks to receive, file and refer to City Manager and City Engineer for review and recommendation. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-429 108. From Bob Lawson, 712 E. Madison regarding the issue of visual safety, created by piled snow near commercial drive entrances and exits. **Moved by McPherson to receive, file, discuss and refer to City Manager and Legal for review and recommendation. Motion Carried 5-2. Absent: Daniels and Vlassis.**

01-430 109. From John D. Dingeman, 2710 SW 9th regarding property at 1420 9th Street. **Moved by Hensley to receive, file, grant the request to speak, and deny the request for an extension of time. Motion Carried 6-1. Absent: Vlassis.**

****Council considered 104 and Hearings Items 115-127 next****

01-431 110. From residents on Park Avenue submitting petition requesting reduction of speed limit to 30 miles per hour. **Moved by Hensley to receive, file and refer to City Manager and**

Traffic Safety Committee for review and recommendation. Motion Carried 6-1. Absent: Vlassis.

01-432 111. From area residents on Richmond Avenue submitting petition requesting a four way stop sign at Richmond and East 15th Street. **Moved by McPherson to receive, file and refer to City Manager and Traffic Safety Committee for review and recommendation. Motion Carried 6-1. Absent: Vlassis.**

01-433 112. From residents of Thornton Avenue submitting petition to restrict parking on both sides of Thornton Avenue between SW 2nd and SW 4th Street. **Moved by Brooks to receive, file and refer to City Manager and Traffic Safety Committee for review and recommendation. Motion Carried 6-1. Absent: Vlassis.**

01-434 113. From Attorney Ray A. Fenton, representing Jack Lamar, 1400 E. 9th Street regarding intent to bring property into compliance prior to July 31, 2001 and offering to agree to demolition after August 1, 2001 if subject property is non-compliant. **Moved by McPherson to receive, file and deny the request. Staff to inform the interested parties that they may come forward with a specific plan and financing to renovate the property within the next three to four weeks prior to demolition. Motion Carried 6-1. Absent: Vlassis.**

01-435 114. From Jocko's Auto Parts, Jade Warehouse and Coastal Truck Stop requesting paving of Milton Avenue from E. 21st Street, 300 feet to the East. **Moved by McPherson to receive, file and refer to City Manager and City Engineer for review and recommendation. Motion Carried 6-1. Absent: Vlassis.**

INFORMAL HEARINGS (Opened at 5:44 P.M.) (Items 115 - 116)

01-436 115. To receive citizen input regarding Capital Improvements Program (CIP) and Operating Budget. **Moved by Flagg to receive, file and refer to the City Manager. Motion Carried 6-1. Absent: Vlassis.**

01-437 116. On Zwart Road Brick Street Replacement, from Forest Drive to 28th Street. **Moved by Hensley to defer action to February 26, 2001. Motion Carried 6-1. Absent: Vlassis.**

HEARINGS (Items 117 thru 127)

01-438 117. Reconsideration of Taxicab License Appeal, for Sean D. Lindley. **Moved by McPherson to receive, file and close the hearing. Motion Carried 6-1. Absent: Vlassis.**

01-439 118. On vacation and conveyance, and Offer to Purchase Real Estate, (\$29,960 for alley rights-of-way, and \$88,750 for tract of land) to Iowa State Bank Holding Company, to construct a new building at 601-611 E. Locust Street. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-440 (A) First consideration of ordinance above. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Vlassis.**

01-441 (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Brooks that the rule requiring that ordinances must be considered, and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#13,919](#). Motion Carried 6-1. Absent: Vlassis.**

01-442 119. On vacation and conveyance of the north/south alley right-of-way in the block bounded by 7th, 8th, School and Crocker, to Dynasty Properties L.L.C.--\$12,700, Hosier Inc.,--\$4,600 and Beckley Properties, L.L.C.--\$3,700. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-443 (A) First consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Vlassis.**

01-444 (B) Final consideration of ordinance above, (waiver requested by applicant), 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, [#13,920](#). Motion Carried 6-1. Absent: Vlassis.**

01-445 120. On request from Scott Denning, d/b/a Del's Machining, to rezone property at 2018 E. Walnut, from "R1-60" (One Family, Low Density Residential), to Ltd. "M-1" (Light Industrial District), to allow for a machine shop use within the existing commercial building. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-446 (A) First consideration of ordinance above. **Moved by Brooks that this ordinance be considered and given first vote or passage. Motion Carried 6-1. Absent: Vlassis.**

01-447 (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Brooks that the rule requiring that ordinances must be considered, and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#13,921](#). Motion Carried 6-1. Absent: Vlassis.**

01-448 121. On proposed conveyance of the north half of vacated East/West alley right-of-way adjoining 1010 Virginia Avenue, to Marlys R. Heftel, \$25. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-449 122. On conveyance of the east/west alley adjoining 1115 Pleasantview Drive, to Weslee and Bonnie Baldwin, \$25. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-450 123. On Allied Demolition Contract No. 3: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as M.E.D.A. (Phil McMains, President, Moulton), \$128,800. **Moved by Hensley to adopt. Motion Carried 5-1-1. Pass: Flagg. Absent: Vlassis.**

01-451 (A) Approving contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 5-1-1. Pass: Flagg. Absent: Vlassis.**

01-452 124. On Birdland Tennis Court Shelters: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Koester Construction Co., Inc. (Paul Koester, President), \$20,394. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-453 (A) Approving contract and bond, and permission to sublet. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-454 125. On Sanitary Sewer Manhole Repair: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Eco-Tech Construction, L.L.C. (Steve Gillotti, President, Grimes), \$53,950. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-455 (A) Approving contract and bond. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-456 126. On E. 20th Street Trunk Sanitary Sewer Relining: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Insituform Technologies USA, Inc. (Anthony W. Hooper, President, Chesterfield, MO), \$2,241,095. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-457 (A) Approving contract and bond, and permission to sublet. **Moved by McPherson to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-458 127. On Armory Cooling Tower Replacement: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Wolin & Associates, Inc. (David R. Stroh, President, DM), \$56,600. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-459 (A) Approving contract and bond. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

* * END HEARINGS at 6:28 P.M. * *

****Council considered Items 110-114 and 127--end of agenda next****

CITY MANAGER RECOMMENDATIONS

01-460 128. Proposed amendment to restructure the Gateway Steering Committee to reflect merger of Des Moines Development Corporation, Des Moines Chamber of Commerce and

Choose Des Moines and to enlarge membership. ([Council Communication No. 01-058](#)). **Moved by Brooks to receive, file and adopt the recommendations contained in Council Communication No. 01-058 and to appoint the individuals identified in that communication to serve on the Gateway Steering Committee. Motion Carried 6-1. Absent: Vlassis.**

APPROVING

01-461 129. Request by Nationwide Mutual Insurance Company to extend the time to April 30, 2001 to deliver designs and estimated costs for construction of skywalk bridges over public rights-of-way on 10th Street and Walnut Street and to extend the deadlines for recording Minimum Assessment Agreement and seeking prior approval of tax abatement on the Garage. ([Council Communication No. 01-063](#)). **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-462 130. Selection of proposed HUD Community Capital Group as Consultant to assist with Section 108 Loan and related documents for Court Avenue Entertainment Center Project. ([Council Communication No. 01-080](#)). **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-463 131. Resolution of support for Expanded Beverages Redemption Bill (House File 69). **Moved by Flagg to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-464 (A) Receipt of Legislative update for the 2001 Session. **Moved by Flagg to receive and file. Motion Carried 6-1. Absent: Vlassis.**

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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.

WITHDRAWN-See Item 112- 01-465 1. Petitions in favor of "No Parking" restriction on Thornton Avenue, between SW 2nd and SW 4th. SPONSOR: Brooks

2. Setting Date of Hearing for the following:

01-466 (a) Amendment to current City Operating Budget, (2-26-01). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-467 (b) On City Operating Budget estimate FY July 1, 2001 - June 30 2002, (2-26-01). **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-468 (c) Resolution specifying the use of Tax Credit Reimbursement from State of Iowa. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-469 3. Request from Council Member Flagg, to discuss letter from Steven Boal, 6021 Clark Street, regarding snow removal. **Moved by Flagg to receive and file. Motion Carried 6-1. Absent: Vlassis.**

A G E N D A

BOARD OF HEALTH February 12, 2001

01-470 MOTION TO CONVENE. **Moved by Brooks that the City Council adjourn and convene as a Board of Health. Motion Carried 6-1. Absent: Vlassis.**

AUTHORIZING

01-471 1. Court authority to abate the public nuisance at 1217 Shaw Street (vacant) Titleholder: Andrea Flores Quijano. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-472 2. Release of demolition cost reserve held under claim number 14P08711 regarding property known as 3220 Cedar Court owned by Timothy and Tamara Bemrich. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

01-473 3. Removal of the structure located at 1632 Dean Avenue, Titleholder, Fox Construction, Inc. **Moved by Brooks to adopt. Motion Carried 6-1. Absent: Vlassis.**

WITHDRAWN01-474 4. Release of the judgment lien as it stands against 1338 DeWolf upon payment of costs collected in the sale of the real estate.

01-475 MOTION TO ADJOURN. **Moved by McPherson to adjourn at 6:50 P.M. Motion Carried 6-1. Absent: Vlassis.**

DES MOINES-CITY OF SKYWALKS