

**SUMMARY OF DES MOINES CITY COUNCIL MEETING**

**July 22, 1996 4:30 P.M.**

**PROCLAMATIONS - 4:00 P.M.:**

Officer Pat Moody Day

**SPECIAL PRESENTATIONS - 4:00 P.M.:**

Martin Luther King, Jr. Park Neighborhood Association Recognition

**INVOCATION:** Mike McPherson

Council Member, Ward 2

96-2564 1. ROLL CALL: **Present: Davis, Daniels, Flagg, Hensley, McPherson, Phillips and Vlassis.**

96-2565 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2566 3. APPROVING CONSENT AGENDA - items 3 through 48. **Moved by Hensley to adopt the balance of the Consent Agenda. Motion Carried 7-0.**

**LICENSES AND PERMITS:**

Approving

96-2567 4. Communication from Legal Department regarding July 22, 1996 License and Permit Agenda. **Moved by Hensley to receive and file. Motion Carried 7-0.**

Class "B" Beer Licenses

96-2568 5. Los Laureles Inc., Eufrazio Mayorga, President dba Los Laureles, 1518 E. Grand Avenue; Renewal - Expires 7-29-96 (With Sunday Sales) - Application submitted 6-3-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2569 6. Parents Without Partners, Del Johnson, President dba Parents Without Partners, Capital City Chapter, 100 E Euclid; New Application for one day event on July 26, 1996 (With Beer Garden) - Application submitted 6-21-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2570 7. Thanh Nguyen Ta dba Saigon Restaurant, 1254 East 14th Street; Renewal - Expired 7-12-96 (With Sunday Sales) - Application submitted 6-6-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2571 8. Society of Italian Americans, Thomas A. Renda, President dba Society of Italian Americans, 1801 Southwest McKinley; New Application for five day license for event from August 1, 1996 thru August 4, 1996 (With Sunday Sales and Beer Garden) - Application submitted 6-28-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

Class "C" Beer Licenses

96-2572 9. Kwik Shop, Inc., Steve Mostrem, Dist. Manager dba Kwik Shop #554, 2919 East 14th Street; Renewal - Expires 7-28-96 (With Sunday Sales) - Application submitted 5-30-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2573 10. Phillips 66 Company, James J. Mulva, President dba Phillips 66 Company, SS05673, 2849 East Euclid; Renewal - Expires 8-31-96 (With Sunday Sales) - Application submitted 6-2-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

Class "E" Beer Licenses

96-2574 11. QuikTrip Corporation, Chester Cadieux dba QuikTrip #560, 2301 Martin Luther King Pkwy; Renewal - Expires 9-25-96 (With Sunday Sales) - Application submitted 7-1-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

**LICENSES AND PERMITS (continued):**

Class "C" Liquor Licenses

96-2575 12. Service Systems Associates, T. Kevin McNicholas, President dba Blank Park Zoo, 7401 Southwest 9th Street; Renewal - Expires 8-5-96 (With Sunday Sales and Beer Garden) -

Application submitted 7-5-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2576 13. Saltwater Inc., Craig Kelso, President dba Coral Reef Cafe & Cantina, 2615 Ingersoll; Renewal - Expires 7-31-96 - Application submitted 6-21-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2577 14. DC Holding Co Inc., Dave Crimmins, President dba Crimmins Cattle Co., 4901 Fleur Drive; Renewal - Expires 7-27-96 (With Sunday Sales) - Application submitted 6-26-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2578 15. Croatian Fraternal Center, Ronald C. Streeter, President dba Croatian Fraternal Center, 6575 Indianola Rd; Renewal - Expires 8-24-96 (With Sunday Sales) - Application submitted 6-17-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2579 16. Jerry L. Glenn dba Grand Avenue Lounge, 1501 Grand Avenue; Renewal - Expires 8-4-96 - Application submitted 7-5-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2580 17. Frank-N-T's Inc., Kelly L. Cockerham, President dba Just T's Bar N Grill, 2400 Dean; Renewal - Expires 7-25-96 (With Sunday Sales) - Application submitted 6-26-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2581 18. La Pizza House, Inc., Russell E. Reel, President dba La Pizza House, 1013 Southeast 14th Street; Renewal - Expires 7-24-96 - Application submitted 6-13-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2582 19. RM Baier Investment Inc., R. Mike Baier, President dba Michael's Restaurant, 4041 Urbandale Avenue; Renewal - Expires 7-31-96 (With Sunday Sales) - Application submitted 6-11-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2583 20. Raul's Taco House, Ltd., Raul F. Hernandez, President dba Raul's Taco House, 1541 East Grand Avenue; Renewal - Expires 8-3-96 (With Sunday Sales and Beer Garden) - Application submitted 6-27-96. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

#### **LICENSES AND PERMITS (continued):**

Authorizing

96-2584 21. City Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

96-2585 22. City Clerk to issue Coin-Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

#### Beer Gardens

96-2586 23. Approving temporary beer garden application from Jerry L. Glenn dba Grand Avenue Lounge, 1501 Grand Avenue; Application submitted 7-9-96 for 2nd Anniversary Party to be held August 3, 1996. Subject to submission of building and fire inspections. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

#### Change Of Name

96-2587 24. Communication from William Entrees advising of business name change for Class "C" Liquor License establishment from Blue's & Company to Calamity Jane's, 2403 East Walnut. **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Daniels.**

### **PUBLIC IMPROVEMENTS**

96-2588 25. Approving partial payments on eight public improvement projects, (See roll call for list). **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2589 26. Approving request from Grimes Asphalt & Paving Corporation, Contractors, for the Birdland Park Tennis Court, for extension of time to August 23, 1996. **Moved by Hensley to receive, file and grant the extension of time until August 23, 1996. Motion Carried 7-0.**

96-2590 27. Communications from various contractors requesting permission to sublet certain items on five public improvement projects. (See roll call for list). **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2591 28. Authorizing City Engineer to proceed with sidewalk construction, waivers signed by two property owners, (see roll call for list). **Moved by Hensley to adopt. Motion Carried 7-0.**

### **LAND/PROPERTY TRANSACTIONS**

96-2592 29. Permanent Easement for Storm Sewer Right-of-Way, Temporary Easement for construction and Affidavit of Identity, in conjunction with SE 14th Street Intake Overflow, from Joseph Marion and Margaret Ann Comito, and Donald E. and Marjorie A. White - \$2,140. **Moved by Hensley to adopt. Motion Carried 6-0. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-2593 30. Easement for Public Pedestrianway, from Des Moines Independent Community School District, in conjunction with the construction of a Public Pedestrianway, Hanawalt School

(see map) - \$1. **Moved by Hensley to adopt. Motion Carried 6-0. Council Member McPherson declares a conflict of interest, and abstains from voting.**

## **BOARDS/COMMISSIONS/NEIGHBORHOODS**

96-2594 31. Nomination recommendation of Council Member Tom Vlassis, Ward I, for appointment of Joseph Robert Schaefer to the Neighborhood Advisory Board to fill the unexpired term of James McCarl to expire April 6, 1998. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2595 32. Approving recognition by the Neighborhood Advisory Board for Martin Luther King, Jr. Park Neighborhood Association -- I-235 on the south, railroad tracks on the east, south side of East Washington on the north, and east side of E. 14th on the west, (special presentation at 4:00) (Council Communication No. 96-312). **Moved by Hensley to adopt. Motion Carried 7-0.**

## **BLOCK PARTIES**

33. Approving exceptions regarding requests from the following:

96-2596 (a) Jerry L. Glenn, Grand Avenue Lounge, request to close 15th Street from Grand Avenue north to Dead End from 5:00 P.M. to 1:30 A.M., Saturday, August 3, 1996 for a Second Anniversary Party. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2597 (b) Rev. Lawrence Hoffman, St. Anthony School/Church, request to close South Union Street from Indianola Avenue to SE Edison Avenue from 6:00 P.M., Friday, September 20, 1996 to 6:00 P.M., Sunday, September 22, 1996 for Church Fall Festival. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2598 (c) Phillip Thacker, American Legion and United Mexican American Community Center, request to close Scott Avenue from SE 8th Street to SE 9th Street, from 10:00 A.M. to 11:00 P.M., Saturday, August 24, 1996 for benefit dance for Police Officer Patrick Moody. **Moved by Hensley to adopt. Motion Carried 7-0.**

## **BLOCK PARTIES (continued)**

96-2599 34. (1) Wayne Haines, Chautauqua Park Neighborhood Association, 2011 Chautauqua Pkwy., requesting permission to close 13th Street at Jefferson; Allison Avenue at 16th Street; Burlington Terrace at 16th Street; Chautauqua Parkway (E&W) at Hickman Road; and Nash Drive at Hickman Road, on Sunday, August 4, 1996 from 2:00 P.M. to 5:00 P.M. **Moved by Vlassis to adopt. Motion Carried 7-0.**

(2) Herndon P. Hippee, 407 28th Street, requesting permission to close Ridge Road and Forest Drive, from 28th Street to 29th Street on Saturday, August 31, 1996 from 12:00 P.M. to 6:00 P.M. Rain date: September 2, 1996. **Moved by Vlassis to adopt. Motion Carried 7-0.**

(3) Helen Wolfe, 1662 Northwest Drive, requesting permission to close 1700 block of Northwest Drive, from Sani Drive to 41st Street, on Sunday, August 11, 1996 from 1:00 P.M. to 6:00 P.M. Rain date: September 8, 1996. **Moved by Vlassis to adopt. Motion Carried 7-0.**

(4) Grand View College, 1200 Grandview Avenue, from E. 14th Street to E. 9th Street, on Saturday, September 28, 1996 from 8:00 A.M. to 3:00 P.M. (Event ends at 2:00 P.M.) **Moved by Vlassis to adopt. Motion Carried 7-0.**

## **SETTING DATE OF HEARINGS**

96-2600 35. On long term lease of real estate in Grandview Golf Course, to

**WITHDRAWN** Sprint Spectrum, L.P., for purpose of installing a telecommunications monopole, (8-5-96) (Council Communication No. 96-309).

96-2601 36. On proposed vacation of a portion of the Martin Luther King Jr. Parkway right-of-way, in vicinity of Euclid Avenue, and release of such portion from an Easement for Public Highway, (8-5-96). **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2602 37. On amendment to the Zoning Ordinance, regarding permitted location of communication towers and antennas, (8-5-96). **Moved by Vlassis to adopt. Motion Carried 6-1. Pass: Flagg.**

## **CITY MANAGER COMMUNICATIONS**

96-2603 38. Submitting out-of-state travel requests for Cheryl Campos, Brian Bennett, John L. Scarpino, and Michael D. Klingsick. (Council Communication No. 96-299) **Moved by McPherson to adopt. Motion Carried 7-0.**

## **CITY MANAGER COMMUNICATIONS (continued)**

96-2604 39. Regarding request for reduction in corner clearance on the north side of Kingman Blvd. east of Polk Blvd; request for one-sided parking restriction on the east of side of SE Ninth Street between Scott Avenue and the Des Moines River; and request for installation of stop signs at the intersection of 15th Street and Seneca Avenue. (Council Communication No. 96-310) **Moved by Hensley to receive, file and refer to Legal Department for preparation of proper legislation Motion Carried 7-0.**

## **APPROVING**

96-2605 40. Contract Location Data Match Agreement between Des Moines Police Department and Iowa Department of Human Services, Bureau of Collections to develop Computer Programs to match social security numbers with Police Department records and to allow records access.

**Moved by Vlassis to adopt. City Manager to provide a report on the Police/Fire Communications Systems and 911 facilities and operations. Motion Carried 7-0.**

41. 1996 Community Development Block Grant funds for the following for period January 1, 1996 through December 31, 1996:

96-2606 (a) Neighborhood Conservation Services Acquisition/ Rehabilitation Program Project in an amount not to exceed \$98,918. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2607 (b) Neighborhood Conservation Strategy Project in an amount not to exceed \$1,155,135 CDBG funds and \$763,500 1996 HOME funds. **Moved by Hensley to defer action to August 5, for support documentation from the City Manager regarding funding. Motion Carried 7-0.**

42. Contracts with the following for Emergency Shelter Grant (ESG) with IDIED, HUD and 22 non profit sub-recipients; funds July 1, 1996 through June 30, 1997, (Council Communication No. 96-308):

96-2608 (a) Beacon of Life for Beacon of Life Residential Center for Women Project in an amount of \$18,000 City funds, \$12,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2609 (b) Broadlawns Medical Center for Outreach Project in an amount of \$5,410 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2610 (c) Children and Families of Iowa for Family Violence Center Project in an amount of \$26,640 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

#### **APPROVING (continued)**

96-2611 42. (d) Churches United Inc. of Greater Des Moines for Churches United Shelter Project in an amount of \$29,300 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2612 (e) Community Voice Mail Inc. for Community Voice Mail Project in an amount of \$20,000 City funds and \$8,000 State funds. **Moved by Vlassis to adopt. Motion Carried 6-1.**  
**Nays: Flagg.**

96-2613 (f) Des Moines Coalition for the Homeless for Transitional Housing Program Project in an amount of \$32,200 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2614 (g) Iowa Annual Conference of the United Methodist Church for LaEmbajada Project in an amount of \$14,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2615 (h) Harbor of Hope Mission for Harbor of Hope Mission Project in an amount of \$7,900 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2616 (i) Hawthorn Hill for New Directions Shelter Project in an amount of \$10,000 City funds and \$22,900 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2617 (j) Home Opportunities Made Easy Inc. for Homeless Prevention Counseling Project in amount of \$25,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2618 (k) Homes of Oakridge for Oakridge Neighborhood Services Project in an amount of \$8,000 City funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2619 (l) House of Mercy for House of Mercy Project in an amount of \$4,650 City funds and \$18,000 State funds. **Moved by Vlassis to adopt. Motion Carried 6-0. Mayor Davis declares a conflict of interest, and abstains from voting.**

96-2620 (m) Youth and Shelter Services for Iowa Homeless Youth Center Project in an amount of \$8,000 City funds and \$22,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2621 (n) Youth and Shelter Services Inc. for Family Futures Network Project in an amount of \$15,000 City funds and \$17,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

#### **APPROVING (continued)**

96-2622 42. (o) Knight's Hospitality House Inc., for Knight's Hospitality House Project in an amount of \$6,900 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2623 (p) Our Community Kitchen for Our Community Kitchen Project in an amount of \$6,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2624 (q) Port of Entry Inc., for Port of Entry, Inc. Project in an amount of \$14,250 City funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2625 (r) Proteus, Inc. for Proteus Emergency Shelter Project in an amount of \$24,800 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2626 (s) St. Ambrose Cathedral Housing Task Force for Miss. Lillian's Lodge Project in an amount of \$2,900 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2627 (t) Youth Emergency Service and Shelter for Emergency Intake and Assessment for Homeless Youth Project in an amount of \$10,000 State funds. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2628 (u) YMCA of Greater Des Moines for Residence Program Project in an amount of \$10,000 City funds. **Moved by Vlassis to adopt. Motion Carried 6-0. Mayor Davis declares a conflict of interest, and abstains from voting.**



96-2629 (v) YWCA of Greater Des Moines for Residence Program Project in an amount of \$10,250 City funds. **Moved by Vlassis to adopt. Motion Carried 6-0. Council Member Hensley declares a conflict of interest, and abstains from voting.**

96-2630 43. Civil Service Entrance List for Firefighter, Legal Secretary, and Promotional Lists for Principal Public Safety Dispatcher, Senior Public Safety Dispatcher, and Fire Captain. **Moved by Hensley to approve. Motion Carried 7-0.**

96-2631 44. Receipt of Insurance for various City projects and functions for recording by the City Clerk. **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2632 45. Authorizing Finance Director to draw warrants on registers of July 26, 1996 and August 2, 1996; bills of the Des Moines Municipal Housing Agency for weeks beginning July 29, 1996 and August 5, 1996, and the biweekly payroll due employees on August 2, 1996. **Moved by Hensley to adopt. Motion Carried 7-0.**

#### **ORDINANCES - FINAL CONSIDERATION**

96-2633 46. On vacation of alley right-of-way in vicinity of E. 28th Street and Washington Avenue. **Moved by Hensley that this ordinance do now pass, #13,359. Motion Carried 7-0.**

96-2634 47. Amending Chapter 27 of the Municipal Code regarding the following traffic regulation changes: Corner Clearances on the east side of SE 12th south of E. Watrous; on the east side of 40th north of University Avenue; on the south side of High Street west of 19th Street; and change of parking restrictions adjacent to Sec Taylor Stadium. **Moved by Hensley that this ordinance do now pass, #13,360. Motion Carried 7-0.**

#### **ORDINANCES - SECOND CONSIDERATION**

96-2635 48. On rezoning of property in vicinity of 2739 Easter Lake Drive, from "R1-90" (Large Lot One Family Residential) to "PUD" (Planned Unit Development). **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

96-2636 (a) Final consideration of ordinance above, (waiver requested by Council Member Phillips), 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, #13,361. Motion Carried 7-0.**

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

**\*\*Council moved to consider Items 59-62 next (skipping #58)\*\***

## **HEARINGS (Opened at 5:37 P.M.) (Items 49 thru 55)**

96-2637 49. On encroachment removal appeal in conjunction with NE 14th Street Widening for sign located at Mid States RV, Robert Verschuure, owner, 4106 NE 14th Street. (Council Communication No. 96-307) **Moved by Hensley to deny appeal. Motion Carried 4-3. Nays: Davis, McPherson and Vlassis.**

**Previous motion by Flagg to refer to Legal for an opinion failed 3 Yes, 4 No---Previous motion by Vlassis to approve the City paying one third (up to \$800 based on actual receipts) to move the sign and owner pay balance (approximately two-thirds) failed 3 Yes, 4 No---Previous motion by McPherson that the city pay all costs to move the sign failed. 2 Yes, 5 No.**

## **HEARINGS (continued)**

96-2638 50. On lease of 2350 square feet of office space in the Archie Brooks Community Center, 2100 SE Fifth Street, to Polk County, \$12,572.50 for the first year and a three percent (3%) increase each year for the next four years. (Council Communication No. 96-300) **Moved by Flagg to adopt. Motion Carried 6-1. Absent: Phillips.**

96-2639 51. On renaming a portion of SW McKinley Avenue west of relocated Iowa Highway 28, to Browns Woods Drive. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Phillips.**

96-2640 (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: Phillips.**

96-2641 (b) First consideration of ordinance amending Chapter 27 of the Municipal Code amending various traffic regulation changes for Browns Woods Drive, (to reflect name change). **Moved by Hensley that this ordinance be considered and given first vote for passage.**

96-2642 52. On 1996 Sidewalk Replacement Program: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Johnson Concrete & Petroleum Const., Inc., Robert L. Johnson, President (107 Arthur Avenue, DM), \$142,727. **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Phillips.**

96-2643 53. On E. 14th Street at E. Aurora Avenue Intersection Demolition: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Metro Wrecking & Excavating, Inc., Kurt Pagliai, Owner (5782 NW 2nd Avenue, DM), \$53,349.96. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2644 (a) Approving contract and bond. **Moved by McPherson to adopt. Motion Carried 7-0.**

96-2645 54. On 1996 Stormwater Intake Repair: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Eco-Tech Contractors, Inc., John A. Gillotti, Jr., Vice President (4000 Westown Parkway, Suite 100, WDM), \$86,900. **Moved by Phillips to adopt. Motion Carried 7-0.**

## **HEARINGS (continued)**

96-2646 55. On East-Side Interceptor Reconstruction-Phase I: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Van Hauen & Associates, Inc., Mark Van Hauen, President, (13185 Pineview Drive, Clive) \$990,140. **Moved by McPherson to adopt. Motion Carried 7-0.**

\* \* END HEARINGS at 6:15 P.M. \* \*

## **APPROVING**

56. NUMBER NOT USED

96-2647 57. Grant Agreements/Funding Approvals with U.S. Department of Housing and Urban Development (HUD) for \$5,288,000 of 1996 CDBG funds, \$1,127,000 of 1996 HOME funds and \$137,000 of 1996 ESG funds for implementation of 1996 Consolidated Plan for period January 1 to December 31, 1996. **Moved by Vlassis to adopt. Motion Carried 7-0. (Item 57 was considered earlier in conjunction with Items 41 and 42).**

96-2648 (a) Communication from City Manager regarding 1996 CDBG Reprogramming Funds and Decision-Making Process. (Council Communication No. 96-303). **Moved by Vlassis to receive, file and approve recommendation in the Council Communication. Motion Carried 7-0.**

96-2649 (b) Grant Agreement with Iowa Department of Economic Development for \$306,260 of Emergency Shelter Grant funds for emergency shelter assistance activities and Certificate of Administration of ESG contract. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2650 58. Recommendation of Neighborhood Advisory Board for new classification of "Charter Neighborhood", reclassifying Woodland Heights, Union Park and ACCENT neighborhoods to Charter Neighborhoods, combining North Park neighborhood with River Bend and amending Neighborhood Selection Policy. (Council Communication No. 96-304) **Moved by McPherson to accept the recommendation of the Neighborhood Advisory Board (NAB) and staff, and refer it back to the NAB with the additional caveat that they look at ACCENT**

**again (they revisit it) for what they are requesting, as far as consideration that it continue on as a designated neighborhood, rather than a Charter designation; and, that they report back to the Council with their recommendation. ACCENT is out of the package and goes back to the NAB, based upon the recommendation of Plan and Zoning Commission. Motion Carried 5-2. Nays: Phillips and Daniels.**

**\*\*Council considered Item 63 thru end of agenda next\*\***

**APPROVING (continued)**

96-2651 59. Execution of Memorandum Of Understanding with Greater Des Moines Foundation for assistance in financing construction of Greater Des Moines Soccer Park. (Council Communication No. 96-305). **Moved by Phillips to adopt. Motion Carried 7-0.**

60. Contracts with the following for Enterprise Community Strategic Plan Projects with use of Social Service Block Grant (SSBG) funds Council Communication No. 96-302):

96-2652 (a) Home Opportunities Made Easy, Incorporated (H.O.M.E., Inc.) in an amount not to exceed \$22,500 for the H.O.M.E., Inc. Project. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2653 (b) Polk County Child Care Resource and Referral Network in an amount not to exceed \$40,000 for Polk County Child Care Resource and Referral Network Project. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2654 (c) Des Moines Area Community College (DMACC) in an amount not to exceed \$4,000 for DMACC Project. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2655 (d) Communication from Chair of Community Steering Committee in support of the above. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

96-2656 61. Resource Enhancement and Protection (REAP) grant application to Iowa Department of Natural Resources in amount of \$250,000 for funding to complete Four Mile Creek Greenway Trail-Phase III from Easton Blvd. to north City Limits. (Council Communication No. 96-306) **Moved by Flagg to adopt. Motion Carried 7-0.**

96-2657 (a) City Council continued discussion regarding Four Mile Creek Greenway Trail. **Moved by Flagg to refer to City Manager for a report on funding participation and approval by Pleasant Hill and Polk County, including our funding commitment and source of funds; give a general status report to date and plans for future. Motion Carried 7-0.**

**APPROVING (continued)**

96-2658 62. Public Housing Board's recommendation for disposal of twelve excess Municipal Housing Agency lots for "City Beat" development project. **Moved by Hensley to defer action on the 11 properties for a report from the City Manager and designate the asking price for 4416 University to be \$24,500. Motion Carried 7-0.**

96-2659 (a) Setting date of hearing for excess property in vicinity of 4418 University Avenue to Mark and Kelly Dinges. (8-5-96). **Moved by Hensley to adopt. Motion Carried 7-0.**

**\*\*Council considered Hearing Items 49 thru 55 next\*\***

96-2660 63. Approving concept for a consultant to provide Project Management Services for the Martin Luther King Jr., Parkway Project, and proceed with process to solicit State and Federal approval. (Council Communication No. 96-313) **Moved by Hensley to adopt. Motion Carried 7-0.**

96-2661 64. Form of contract documents, for HOME Disaster Relief Program, new construction program to replace up to 50 single family homes on the current inventory of vacant lots. **Moved by McPherson to defer to 8-5-96, for additional background information from staff. Motion Carried 7-0.**

65. The following personnel items (Council Communication No. 96-301):

96-2662 (a) New classification: Senior Housing Conservation Inspector, Range 28, (MEA). **Moved by Phillips to adopt. Motion Carried 4-2-1. Nays: Daniels and McPherson. Absent: Vlassis.**

96-2663 (b) Modified job specifications: Housing Conservation Inspector. **Moved by Phillips to adopt. Motion Carried 4-2-1. Nays: Daniels and McPherson. Absent: Vlassis.**

96-2664 (c) Modified job specifications: Neighborhood Health and Zoning Inspector. **Moved by Phillips to adopt. Motion Carried 4-2-1. Nays: Daniels and McPherson. Absent: Vlassis.**

96-2665 (d) Modified job specifications: Senior Neighborhood Health and Zoning Inspector. **Moved by Phillips to adopt. Motion Carried 4-2-1. Nays: Daniels and McPherson. Absent: Vlassis.**

#### **APPROVING (continued)**

96-2666 66. Continuation of agreement with Employee Assistance Program, to provide assessment and referral counseling for City employees and family members, annual rate of \$12 per employee, original agreement dated 1989. (Council Communication No. 96-314) **Moved by McPherson to adopt. Motion Carried 6-0. Council Member Daniels declares a conflict of interest, and abstains from voting.**

**COMMUNICATIONS/REPORTS**

96-2667 67. Request from Jonathan Narcisse, 201 Creighton Avenue to discuss Pawn Shop location. **Moved by Vlassis to receive, file and grant the request to speak; refer to City Manager. 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.**

96-2668 1. Application for Class "C" Liquor License (With Beer Garden) for Five "T", Robert Tursi, President dba Latin King Restaurant, 2200 Hubbell Avenue. SPONSOR: Flagg. **Moved by Hensley to adopt. Motion Carried 7-0.**

\* \* \* \* \* **CLOSED SESSION** \* \* \* \* \*

96-2669 2. (a) Recess and reconvene in closed session pursuant to Section 21.5, subsection 1, paragraph J of the Iowa Code, where disclosure would be likely to prejudice or disadvantage the position of the City in that matter. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2670 (b) **CLOSED SESSION**

96-2671 (c) Terminate closed session and reconvene in open session. **Moved by Vlassis to adopt. Motion Carried 7-0.**

96-2672 **MOTION TO ADJOURN. Moved by Vlassis to adjourn at 8:30 P.M.**