

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

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

**SUMMARY OF DES MOINES CITY COUNCIL MEETING**

**August 21, 2006**

**Reception for East High Girls Softball Team - 3:30 P.M.  
Municipal Housing Agency Governing Board – 3:45 P.M.  
Regular Meeting - 4:30 P.M.**

**PROCLAMATIONS – 4:00 P.M.**

National Save A Life Month

**RECOGNITIONS – 4:00 P.M.**

JT's Girls Softball Team – 2006 National Champions

East High Girls Softball Team – 2006 State Champions

**INVOCATION:** Pastor Gene Kelsey  
Wakonda Christian Church

[06-1644](#)

1. ROLL CALL: **Present: Cownie, Coleman, Mahaffey, Kiernan and Vlassis. Absent: Hensley.**

[06-1645](#)

2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 5-1.**

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

- 06-1646 3. APPROVING CONSENT AGENDA – items 3 through 40: **Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 5-1.**

**LICENSES AND PERMITS**

- 06-1647 4. Approving Alcoholic Beverage License applications for the following: **Moved by Vlassis to adopt. Motion Carried 5-1.**

**NEW APPLICATIONS**

(A)	BEDI MART	2917 PAYNE RD	E Liquor
(B)	BEECHWOOD LOUNGE	416 E WALNUT ST	C Liquor
(C)	CASH & CARRY SUPPLY	204 4TH ST	C Beer
(D)	E 14TH STREET HANDIMART #2786	5150 E 14TH ST	C Beer
<del>(E)</del>	<del>EL ANGEL MEXICAN GROCERY</del>	<del>4812 SW 9TH ST</del>	<del>C Beer</del>
(F)	MERLE HAY HANDIMART #2784	4151 MERLE HAY RD	C Beer
(G)	SURF SHACK	319 COURT AVE	C Liquor

**RENEWAL APPLICATIONS**

(H)	CASEYS GENERAL STORE #2314	3527 INDIANOLA AVE	C Beer
(I)	CASEYS GENERAL STORE #44	4560 E 14TH STREET	C Beer
(J)	DICKEY DOOGANS	1201 E ARMY POST ROAD	C Liquor
(K)	EL MAYA	1244 E 14TH ST	C Liquor
(L)	FRATERNAL ORDER OF EAGLES	6567 BLOOMFIELD RD	A Liquor
(M)	PAL JOEYS	6224 GRAND AVE	C Liquor
(N)	SHORTSTOP #38	3501 E 14TH ST	C Beer
(O)	TOBACCO OUTLET PLUS #510	3409 SW 9TH ST	C Beer
(P)	VICTORY LANE MOTOR SPORTS	3801 EASTON BLVD	C Liquor
(Q)	WAL MART SUPERCENTER #1723	5101 SE 14TH ST	E Liquor
(R)	WAVELAND COFFEE SHOP	4704 UNIVERSITY AVE	C Liquor
(S)	YO YOS BAR & GRILL	2400 DEAN AVE	C Liquor

**OUTDOOR SERVICE APPLICATIONS**

(T) HESSEN HAUS 101 4TH ST C Liquor  
In conjunction with Oktoberfest on September 22-23, 2006. Pending approval of Building, Electrical and Fire Departments.

(U) HESSEN HAUS 101 4TH ST C Liquor  
In conjunction with Oktoberfest on September 22-23, 2006. Pending approval of Building, Electrical and Fire

Departments.

### SPECIAL EVENTS APPLICATIONS

(V) RACCOON RIVER BREWING CO. 7401 SW 9TH ST B Beer  
Five-day license in conjunction with the Latino Festival on September 9-10, 2006. Pending approval of Fire Department.

(W) STAR BAR 2809 INGERSOLL AVE B Beer  
Booth for Five-day license in conjunction with Fall on Ingersoll on August 26, 2006. Pending approval of Building Electrical and Fire Departments.

(X) STAR BAR 2840 INGERSOLL AVE B Beer  
Booth for Five-day license in conjunction with Fall on Ingersoll on August 26, 2006. Pending approval of Building Electrical and Fire Departments.

- [06-1648](#) 5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Vlassis to adopt. Motion Carried 4-1. Nays: Cownie. Absent: Hensley.**
- [06-1649](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 5-1.**

### PUBLIC IMPROVEMENTS

7. Approving execution of Iowa Department of Transportation Agreements for the following:

- [06-1650](#) (A) [Resurfacing](#) E. 14<sup>th</sup> Street (U.S. 69) from the Des Moines River Bridge to Garfield Avenue. [Council Communication No. 06-524](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1651](#) (B) [Resurfacing](#) Euclid Avenue (U.S. 6) from 6<sup>th</sup> Avenue to M.L. King Jr. Parkway. [Council Communication No. 06-525](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1652](#) 8. [Approving](#) Professional Services Agreement with Durrant Group, Inc. for design and construction phase services for Blank Park Zoo Snow Monkey Holding and Safari Center Buildings, not to exceed \$67,782. [Council Communication No. 06-531](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1653](#) 9. [Approving](#) Agreement for electrical service with MidAmerican Energy, in conjunction with the SE Ridge Trunk Sanitary Sewer Phase 2B and Pump Station Project, not to exceed \$17,591.48. [Council Communication No. 06-526](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1654](#) 10. [Approving](#) Change Order No. 1 with The Underground Company for additional work on the Southeast Ridge Trunk Sanitary Sewer-Phase 2B and Pump Station Project, not to exceed \$76,200. [Council Communication No. 06-541](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**

**Motion Carried 5-1.**

- [06-1655](#) 11. [Approving](#) Private Construction Contract between Eco-Tech Construction, LLC and I Des Moines Supply for storm sewer improvements at 1680 Guthrie Avenue. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1656](#) 12. [Approving](#) Private Construction Contract between Nuckolls Concrete Services, Inc. West Lakes Properties, LLC for paving improvements in Airport Commerce Park Sub Plat 2. **Moved by Vlassis to adopt. Motion Carried 5-1.**
13. Accepting completed construction and final payment for the following:
- [06-1657](#) (A) [Rognes](#) Corporation – Clover Hill Trunk Sanitary Sewer – Phase 1. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1658](#) (B) [Cramer](#) and Associates, Inc. – SW 9<sup>th</sup> Street Bridge over Raccoon River and Up Rehabilitation. **Moved by Vlassis to adopt. Motion Carried 5-1.**

**SPECIAL ASSESSMENTS**

- [06-1659](#) 14. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Ordinance (Community Development) Schedule No. 2006-06. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1660](#) 15. [Approving](#) deletion of NAC-Emergency Assessments at 1019 28<sup>th</sup> Street. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1661](#) 16. [Approving](#) Delinquent Sewer Rental and/or Sold Waste/Stormwater Utility Fees for J 2006. **Moved by Vlassis to adopt. Motion Carried 5-1.**

**LAND/PROPERTY TRANSACTIONS**

- [06-1662](#) 17. [Approving](#) release of Subdivision Bond No. 929369962 from Continental Insurance Company in the amount of \$28,951 as security for completion of the required improvements for Reserve Townhomes Plat 1. ([Council Communication No. 06-519](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1663](#) 18. [Approval](#) of Federal Aviation Administration Certification of Title for the Airport Runway 23 Protection Zone Obstruction Removal Project. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1664](#) 19. [Approving](#) Tax Abatement applications for additional value added by improvements made during 2006 for 97 properties. ([Council Communication No. 06-519](#)) **Moved by Vlassis to adopt. Motion Carried 4-1-1. Pass: Kiernan. Absent: Hensley.**

## BOARDS/COMMISSIONS/NEIGHBORHOODS

- [06-1665](#) 20. [Communication](#) from Fritz Junker advising of his resignation from the Des Moines Municipal Commission, Seat 2, effective immediately. **Moved by Vlassis to receive, file and accept this resignation with our appreciation for Mr. Junker's service. Motion Carried 5-1.**

## COMMUNICATIONS FROM PLANNING AND ZONING

- [06-1666](#) 21. [Regarding](#) request from LADCO Development, Inc. for vacation and conveyance of subsurface right-of-way adjoining 912 Walnut Street, subject to conditions. **Moved by Vlassis to receive and file, and to refer to the City Manager for further processing in accordance with standard City property disposition procedures. Motion Carried 5-1.**
- [06-1667](#) 22. [Regarding](#) request from Julia and Gerald Leverich for vacation and conveyance of adjoining segment of dead-end alley east/west between Lyon Street and Des Moines Street, subject to necessary easements. **Moved by Vlassis to receive and file, and to refer to the City Manager for further processing in accordance with standard City property disposition procedures. Motion Carried 5-1.**

## SETTING DATE OF HEARINGS

- [06-1668](#) 23. [On](#) request from Grand View College to rezone property in vicinity of 1428 Boyd Street from "R1-60" (One-Family Low-Density Residential) to "PUD" (Planned Unit Development) and amend the Grand View East PUD Conceptual Plan to allow for development of 40-unit student apartment building, subject to conditions, (9-11-06). **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1669](#) 24. [On](#) Assignment of the Food and Beverage Concession Agreement at Des Moines International airport from Compass Group USA, Inc. d/b/a Select Service Partners to Creative Host Services, Inc., (9-11-06). **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1670](#) 25. [On](#) proposition to authorize a Supplement No. B7 to the Governmental Lease-Purchase Master Agreement between the City of Des Moines and Banc of America Leasing Capital, LLC in principal amount not to exceed \$302,500, (9-11-06). **Moved by Vlassis to adopt. Motion Carried 5-1.**

## CITY MANAGER COMMUNICATIONS

- [06-1671](#) 26. [Regarding](#) a request by City of Norwalk and Coppola Enterprises to change the name of a portion of County Line Road, west of Fleur Drive, to Echo Valley Drive. ([Council Communication No. 06-521](#)) **Moved by Vlassis to receive, file and to refer to the Planning and Zoning Commission for a public hearing and a recommendation back to the Council. Motion Carried 5-1.**
- [06-1672](#) 27. [Submitting](#) out-of-state travel requests for Keith Ellis, Jeff Slump, Jason Halifax and Gary Bryan. ([Council Communication No. 06-518](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**

## APPROVING

- [06-1673](#) 28. [Supportive](#) Housing Program (SHP) Renewal Grant Agreements with the United States Department of Housing and Urban Development (HUD). ([Council Communication No. 06-517](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1674](#) 29. [Agreement](#) with Sherry Smith to preserve the City's right to take a tax deed on vacant lot 1622 Forest Avenue intended for housing redevelopment. ([Council Communication No. 06-527](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1675](#) 30. [Meredith](#) Multi-Use Recreational Trail Map. **Moved by Vlassis to approve. Motion Carried 5-1.**
- [06-1676](#) 31. [Exception](#) to procurement ordinance competitive bidding requirements for good cause approving payment to Western Waterproofing Company, Inc. for additional work on repainting and associated repairs of Birdland Pool, \$18,465. ([Council Communication No. 06-522](#)) **Moved by Vlassis to adopt. Motion Carried 4-1-1. Nays: Kiernan. Absent: Hensley.**
- [06-1677](#) 32. [28E](#) Agreement with Iowa Department of Commerce, Alcoholic Beverages Division, for participation in tobacco retailer compliance program. ([Council Communication No. 06-542](#)) **Moved by Vlassis to approve. Motion Carried 5-1.**
- [06-1678](#) 33. [Lease](#) of Pioneer Park Residence, 1602 Pioneer Park Road, to John J. McGee from September 1, 2006 to December 31, 2006. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1679](#) 34. [Purchase](#) of Annual Maintenance and Support from FrontRange Solutions to support Citywide Citizen Response System, \$30,161.20. ([Council Communication No. 06-543](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**

35. Communication from Downtown Community Alliance requesting approval of banner designs for the following:

[06-1680](#) (A) [State](#) Historical Museum to display 20 banners in downtown along East Locust Street for the remainder of 2006 and some of 2007. **Moved by Vlassis to receive, file and approve banner design. Motion Carried 5-1.**

[06-1681](#) (B) [Mercy](#) Medical Center to display 36 banners in downtown along East Locust Street and Eighth Street in September 2006. **Moved by Vlassis to receive, file and approve banner design. Motion Carried 5-1.**

36. Bids from the following:

[06-1682](#) (A) [Lenco](#) Industries, Inc., sole area distributor, for thermal image camera to be installed in a Lenco Armored Vehicle to be used by the Police Department, \$28,714. ([Council Communication No. 06-528](#)) **Moved by Coleman to adopt. Motion Carried 5-1.**

[06-1683](#) (B) [Hutchinson](#) Salt Company for rock salt to be used by Street Maintenance Division of the Public Works Department, \$306,800. (Nine bids mailed, three received) ([Council Communication No. 06-536](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**

[06-1684](#) 37. [Civil](#) Service Entrance List for Mechanical Civil Engineer I and Promotional Lists for Mechanical Captain, Truck Driver and Senior Identification Technician. **Moved by Vlassis to receive and file. Motion Carried 5-1.**

[06-1685](#) 38. [Authorizing](#) Finance Director to draw checks on registers for the weeks of August 14, August 28, and September 4, 2006; and to draw checks for the bills of the Des Moines Municipal Housing Agency for the weeks of August 21, August 28, and September 4, 2006; and to draw checks for bi-weekly payroll due September 1, 2006. **Moved by Vlassis to adopt. Motion Carried 5-1.**

## ORDINANCES - FINAL CONSIDERATION

[06-1686](#) 39. [Amending](#) Chapter 114 of the Municipal Code submitting traffic regulation changes as follows: **Moved by Vlassis that this ordinance do now pass, #14,580. Motion Carried 5-1.**

(A) Additional Parking Metered Spaces – east side of SW Water Street from Main Street to Elm Street.

(B) Additional Handicapped Parking Metered Spaces – south side of Grand Avenue from 5<sup>th</sup> Avenue to 6<sup>th</sup> Avenue

(C) Conversion of Hickman Road between 30<sup>th</sup> Street and Merle Hay Road to a five-lane facility.

(D) Request for taxicab stand – 3<sup>rd</sup> Street near Iowa Events Center.

## ORDINANCES - SECOND CONSIDERATION

[06-1687](#) 40. On vacation of Hawthorne North Softball Field, located on the south side of Maury Street between SE 10<sup>th</sup> and SE 11<sup>th</sup> Streets. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 5-1.**

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

## ORDINANCES - FIRST CONSIDERATION

[06-1688](#) 41. Amending Chapter 70 of the Municipal Code regarding bow hunting. (Council Communication No. 06-548) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 5-1.**

[06-1689](#) 42. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: (Council Communication No. 06-523) **Moved by Kiernan that this ordinance be considered and given first vote for passage. Motion Carried 5-1.**

(A) Parking Restrictions – Water Street between Court Avenue and Vine Street, and Linden Street, west of 14<sup>th</sup> Street.

(B) Install Handicapped Parking Meter on the west side of E. 5<sup>th</sup> Street between Linden and Grand, and Revisions of Handicapped parking Restrictions throughout the Municipal Code to maintain consistency.

(C) Parking Restrictions – Cherry Street between 7<sup>th</sup> and 9<sup>th</sup> Street and west side of Linden Street, south of Mulberry.

## COMMUNICATIONS/REPORTS

WITHDRAWN

[06-1690](#) 43. ~~From Mary Rife, 1148 17<sup>th</sup> Street, regarding conditions at Good Park.~~

[06-1691](#) 44. Receipt of Des Moines Water Works 2005 Financial Report and Statements of Cash Receipts and Disbursements for Sewer, Solid Waste and Stormwater. **Moved by Mahaffey to receive and file. Motion Carried 5-1.**



**HEARINGS (OPEN AT 5:07 P.M.) (ITEMS 45 THRU 51)**

- [06-1692](#) 45. **On** sale of City-owned property acquired for Airport purposes, at the NE corner of intersection of Stanton Avenue and SW 34<sup>th</sup> Street, and for vacation and conveyance of portion of Stanton Avenue, to James J. and Jamie M. Ellis, \$110,000. ([Council Communication No. 06-535](#)) **Moved by Kiernan to adopt. Motion Carried 5-1.**
- [06-1693](#) (A) **First** consideration of ordinance above. **Moved by Kiernan that this ordinance considered and given first vote for passage. Motion Carried 5-1.**
- [06-1694](#) 46. **On** vacation and conveyance of encroachment easement and air rights adjoining 301 East Court Avenue to East Village Court, LLC, \$1,385 and vacation and conveyance of north/south alley adjoining 301 East Court Avenue to East Village Court, LLC, \$5,800 to Timothy J. Conroy and Polly Anton-Lyman, \$5,800. ([Council Communication No. 06-537](#)) **Moved by Kiernan to adopt. Motion Carried 5-1.**
- [06-1695](#) (A) **First** consideration of ordinance above. **Moved by Kiernan that this ordinance considered and given first vote for passage. Motion Carried 5-1.**
- [06-1696](#) 47. **On** request from Raccoon Valley Investment Company to amend the existing “City of Columbus Shopping Center Commercial District Development Plan for the Fleur Market Plaza” located at 4707 Fleur Drive to provide additional retail commercial development. **Moved by Coleman to adopt. Motion Carried 5-1.**
- [06-1697](#) 48. **On** 2006 Bridge Repair Program – Contract 2: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate, and designating lowest responsible bidder as Cramer and Associates, Inc., (Robert Cramer, President/CAO), \$98,411. ([Council Communication No. 06-544](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1698](#) (A) **Approving** contract and bond and permission to sublet. **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1699](#) 49. **On** Court Avenue & Walnut Street Two-Way Traffic Conversion: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate, and designating lowest responsible bidder as Concrete Technologies, Inc., (Brad Baumler, President/CAO), \$196,239.50. ([Council Communication No. 06-545](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1700](#) (A) **Approving** contract and bond and permission to sublet. **Moved by Vlassis to adopt. Motion Carried 5-1.**

- [06-1701](#) 50. [On](#) E. 30<sup>th</sup> Street and State Avenue Realignment: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Sheets Excavating, Ltd., (Charles Sheets, President), \$208,258. ([Council Communication No. 06-543](#)) **Moved by Mahaffey to adopt. Motion Carried 5-1.**
- [06-1702](#) (A) [Approving](#) contract and bond and permission to sublet. **Moved by Mahaffey to adopt. Motion Carried 5-1.**
- [06-1703](#) 51. [Resolution](#) to REJECT all bids and close the hearing on plans, specifications, form of contract documents and Engineer's estimate on Northwest Community Center Family Shelter. ([Council Communication No. 06-546](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**

\*\*END HEARINGS AT 5:25 P.M.\*\*

#### APPROVING

- [06-1704](#) 52. [Commencement](#) Date Agreement for lease of City Parking Garage located at 8<sup>th</sup> and Mulberry Streets in accordance with Lease Purchase Agreement between the City of Des Moines and Employers Mutual Casualty Company. ([Council Communication No. 06-539](#)) **Moved by Mahaffey to adopt. Motion Carried 5-1.**
- [06-1705](#) 53. [Supplemental](#) Agreement No. 2 with HOK Sport, Inc. for modification of enhanced wheelchair feature design and redesign of toilet addition and storage area at Principal Park in conjunction with Principal Park Seating Expansion and Outfield Improvements, \$144,300. ([Council Communication No. 06-532](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1706](#) 54. [Change](#) Order No. 12 with Larson & Larson Construction, LLC for additional work on Principal Park Stadium Improvements Project, \$1,035,103. ([Council Communication No. 06-540](#)) **Moved by Coleman to adopt. Motion Carried 5-1.**
55. NUMBER NOT USED.
- [06-1707](#) 56. [Issuance](#) of Request for Proposals for a City Fleet Optimization Study. ([Council Communication No. 06-538](#)) **Moved by Vlassis to adopt, and to refer to the City Manager to include looking at Best Practices as it relates to environmental efficiency. Motion Carried 5-1.**
- [06-1708](#) 57. [Metropolitan](#) Planning Organization (MPO) Unified Planning Work Program and Budget for Fiscal Year 2006-2007. ([Council Communication No. 06-533](#)) **Moved by Coleman to adopt. Motion Carried 5-1.**

- [06-1709](#) 58. [Establishing](#) The Mission of the Mayor’s Task Force on Energy and the Environment. **Moved by Vlassis to adopt and refer to the City Manager to send a copy of Mission Statement to our Partner Agencies. Motion Carried 5-1.**
- [06-1710](#) 59. [Three-month](#) exception to City of Des Moines Municipal Code Section 102-487 authorize street performers without obtaining an Entertainment District License. ([Council Communication No. 06-520](#)) **Moved by Vlassis to adopt. Motion Carried 5-1.**
- [06-1711](#) 60. [Revised](#) Assessment Policy for new sidewalk construction. ([Council Communication No. 06-530](#)) **Moved by Mahaffey to adopt. Motion Carried 5-1.**
- [06-1712](#) 61. [Grant](#) Agreement with the Iowa Department of Transportation for Capital Improvement of the Des Moines International Airport, \$580,140. ([Council Communication No. 06-530](#)) **Moved by Kiernan to adopt. Motion Carried 5-1.**

### EXTRA ITEMS

These extra items are filed after 5:00 P.M. on the Wednesday preceding a Council meeting and have been included upon the Amended Agenda by the City Clerk, with sponsorship of the Mayor or a City Council Member who shall deem the item of sufficient urgency to warrant immediate Council action - said statement of urgency from the City Manager and/or appropriate Department Director shall be placed on file with the City Clerk.

- [06-1713](#) 1. [Resolution](#) for Competitive Process and Minimum Development Requirements and Competitive Criteria for the redevelopment of Disposition Parcel No. 1 in the Des Moines Agrimergent Technology Park in the SE Agribusiness Urban Renewal Area. ([Council Communication No. 06-529](#)) **Moved by Kiernan to approve. Motion Carried 5-1.**

### BOARD OF HEALTH

- [06-1714](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene at the Board of Health. Motion Carried 5-1.**

### AUTHORIZING

1. The Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:
- [06-1715](#) (A) [2316](#) Capitol Avenue (garage), Titleholder: Sandra L. Gist; Mortgage Holder: Citimortgage, Inc. **Moved by Kiernan to adopt. Motion Carried 5-1.**
- ~~[06-1716](#) (B) [6111](#) Muskogee Avenue (garage), Titleholders: Mark T. Hurley and Rosalinda Hurley; Mortgage Holder: Midfirst Bank a/k/a Midfirst Bank, State Savings Bank.~~

WITHDRAWN

[06-1717](#)

**MOTION TO ADJOURN. Moved by Vlassis to adjourn at 6:08 PM. Motion Carried 5-1.**

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All-America City  
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