

**SUMMARY OF DES MOINES CITY COUNCIL MEETING**

**October 16, 2000 4:30 P.M.**

**PROCLAMATIONS - 4:15 P.M.:**

Million Family March

**INVOCATION:** Pastor Vernon Fasse, Central Lutheran Church

00-3971 1. ROLL CALL: **Present: Brooks, Coleman, Flagg, Hensley, and Vlassis. Absent: Daniels and McPherson.**

00-3972 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3973 3. APPROVING CONSENT AGENDA - items 3 through 58: **Moved by Vlassis to adopt the balance of the Consent Agenda. Motion Carried 5-2.**

**LICENSES AND PERMITS:**

Approving

00-3974 4. Communication from Legal Department regarding October 16, 2000 License and Permit Agenda. **Moved by Vlassis to receive and file. Motion Carried 5-2.**

Class "B" Beer

00-3975 5. Campbell's Concessions, Inc., Calvin Campbell, President dba Campbell's Concessions, 3000 East Grand - Iowa State Fairgrounds - Tourism Building; Renewal - Expires 10-23-00 (With Sunday Sales) - Application submitted 9-22-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3976 6. Campbell's Concessions, Inc., Calvin Campbell, President dba Campbell's Concessions, 3000 East Grand - Iowa State Fairgrounds - Pavilion; Renewal - Expires 10-23-00 (With Sunday Sales) - Application submitted 9-22-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

Class "C" Beer/Wine Licenses

00-3977 7. Robin's Nest, Inc., Dan Smith, President dba Robin's Wood Oven Grill, 6401 SE 14th Street; Renewal (With Sunday Sales) - Expires 10-14-00 - Application submitted 9-14-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

Class "C" Liquor Licenses

00-3978 8. Blazing Saddle, Inc., Robert J. Eikleberry, President dba Blazing Saddle, 416 East 5th Street; Renewal (With Sunday Sales) - Expires 10-24-00 - Application submitted 9-22-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3979 9. B V T, Inc., Betty Thielen, President dba Dally's Pub & Emporium, 430 East Locust Street; Renewal - Expires 10-26-00 (With Sunday Sales) - Application submitted 10-1-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3980 10. Drake Diner L.L.C., R. Stephen Vilmain, Owner dba Drake Diner, 1111 25th Street; New Application (With Sunday Sales and Outdoor Service);-Application submitted 9-22-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3981 11. Thomas V. Ellis, Inc., Thomas V. Ellis, President dba Ellis Island, 1833 Hubbell; Renewal - Expires 10-27-00 (With Sunday Sales) - Application submitted 10-1-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3982 12. Betty Lou Gosek dba Joe & Betty's Tap, 1225 E. 30th Street; Renewal - Expires 10-22-00 (With Sunday Sales) - Application submitted 9-21-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3983 13. Valley Park Stadium, Inc., Lawrence A. Reed, President dba Valley Park Stadium, 4337 Park Avenue; Renewal - Expires 10-31-00 (With Sunday Sales and Outdoor Service) - Application submitted 10-1-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3984 14. Michael J. Kelley dba West End Lounge, 2309 Forest Avenue; Renewal - Expires 10-31-00 (With Sunday Sales) - Application submitted 10-1-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

Authorizing

00-3985 15. City Treasurer to issue refunds. **Moved by Vlassis to adopt. Motion Carried 5-2.**

Gamerrooms

00-3986 16. Robert Pasutti dba The Grand Arcade, 1731 Grand Avenue; New Application - Application submitted 9-20-00. **Moved by Vlassis to adopt. Motion Carried 5-2.**

## **PUBLIC IMPROVEMENTS**

**WITHDRAWN**00-3987 17. Approving Agreement for professional services with Herbert Lewis Kruse Blunck Architecture, LPD (Kirk Blunck, President) for soil borings, schematic design and cost projections in conjunction with 8th and Mulberry Parking Garage Expansion - \$143,500. ([Council Communication No. 00-472](#))

00-3988 18. Approving Supplemental Agreement No. 17 with Earth Tech, Inc. for final design of Grand Avenue Bridge over Martin Luther King, Jr., Parkway - \$161,395. [\(Council Communication No. 00-480\)](#). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3989 19. Approving Change Order No. 1 with REW Services Corporation (Pete Walter, President, Ankeny) for additional work in conjunction with removal of asbestos containing materials at 1106 Locust Street - \$15,490. [\(Council Communication No. 00-478\)](#). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3990 20. Communication from Brown Brothers, Inc. Electrical Contractors requesting an extension of time until December 13, 2000 for Outdoor Warning Siren Replacement. **Moved by Vlassis to receive, file and grant the extension of time until December 13, 2000. Motion Carried 5-2.**

00-3991 21. Authorizing City Engineer to repair, replace, or reconstruct sidewalks at 167 locations. (Call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 5-2.**

22. Approval of Contracts and Bonds for the following:

00-3992 (A) Sec Taylor Stadium Joint Repairs to Western Waterproofing, (William L. Bishop, CEO, 1829 Industrial Circle, West Des Moines), \$14,132. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3993 (B) Stone Park Lighting Improvements to The Electric Company of Greater Des Moines, (Larry Ball, President, 4620 NW 62nd Avenue, Johnston, IA), \$15,905.89. **Moved by Vlassis to adopt. Motion Carried 5-2.**

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

00-3994 (A) Merle Hay Road Sanitary Sewer-North of Meredith Drive, \$27,867.23 is now due, and remaining balance of \$16,365.27 is to be paid at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3995 (B) Sec Taylor Stadium Drain Repairs, \$1,900 is now due, and remaining balance of \$1,562.50 is to be paid at the end of 30 days. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3996 24. Approving partial payments on four (4) public improvement projects. (Call City Clerk's Office for listing). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-3997 25. Authorizing City Engineer to proceed with curb/sidewalk/ driveway replacement programs, (waivers signed by 11 property owners). **Moved by Vlassis to adopt. Motion Carried 5-2.**

## **LAND/PROPERTY TRANSACTIONS**

00-3998 26. Approving Condemnation Award (Stipulation Agreement) and payment of Commissioners and Sheriff's costs to Hawkeye Land Company for property at SW 11th and Market Street in conjunction with Martin Luther King Jr. Parkway Project. **Moved by Vlassis to adopt. Motion Carried 4-1-2. Nays: Flagg. Absent: Daniels and McPherson.**

00-3999 27. Approving and accepting Quit Claim Deeds from Polk County Tax Sale for two properties, 2117 Olive Avenue and 2005 Center Street, in conjunction with Martin Luther King, Jr. Parkway Project. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4000 28. Offer to Purchase Real Estate and Acceptance, form of Warranty Deed in conjunction with Indianola Avenue Connector Project, from Carl E. and Roberta Graham, 1811 SW 1st Street - \$ 40,000 and Florence Bell, 15 Edison Avenue - \$ 26,000. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4001 29. Approving easement for Storm Sewer Right-of-Way and Surface Water Flowage, and Temporary Easement for Construction and Future Title Work Compensation in conjunction with 7th Ward Ditch Flood Control Phase II Improvement Project, from Robert J. and Cheryl A. Hites and Todd Anderson, 2914 and 2918 Garfield Avenue - \$3,874.50 plus closing costs. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4002 30. Permanent Easements for Sanitary Sewer Right-of-Way for two (2) properties in conjunction with Grandshire Area Sanitary Sewer Project, from John and Janice Giblin, 1770 E. McKinley and Douglas O. Kennedy, 1755 E. Emma. **Moved by Vlassis to adopt. Motion Carried 5-2.**

## **BOARDS/COMMISSIONS/NEIGHBORHOODS**

00-4003 31. Recommendation of Council Member Christine Hensley for reappointment of Marilyn Staples to the City Plan Commission for a five year term to expire July 4, 2005. **Moved by Vlassis to adopt. Motion Carried 5-2.**

## **CITY PLAN COMMISSION RECOMMENDATIONS**

00-4004 32. Regarding approval of request from Tom Petet, 1123 Pleasantview Drive, for vacation and conveyance of the east/west alley 680' east of the north/south alley between Virginia Avenue and Pleasantview Drive, all west of SW 9th Street. **Moved by Vlassis to receive, file and refer to City Manager and Legal Department for implementation. Motion Carried 5-2.**

## **SETTING DATE OF HEARINGS**

00-4005 33. On request from Frisbee Park, L.C., represented by John Kline, Randy Walters and Dick O'Connor, to rezone property at 5801 North Valley Drive, from "R1-60" (One Family, Low Density Residential), "U-1" (Floodplain) and "FW" (Floodway District), to PUD, and to approve

Conceptual Plan providing for construction of 56 townhomes, (11-6-00) **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4006 34. On proposed amendment to the Zoning Ordinance for inclusion of a new "C-3R" Central Business District Mixed Residential District, and accompanying Site Plan Policy amendments, (11-6-00). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4007 35. On Amendment to the Zoning Ordinance, creating an Entertainment Sign Overlay District, wherein the regulation of signs would be reduced to allow a greater variety of signage, (11-6-00). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4008 36. On vacation of the North 28 feet of two separate segments of Elm Street, from 5th to 6th, and the 6th to 7th, (10-23-00). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4009 37. On vacation and conveyance of the North/South and East/West alley rights-of-way between E. 21st Street and Ure Street, and between E. University Avenue and south of I-235 right-of-way, to Ora L. Thomas, (10-23-00). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4010 38. On vacation and conveyance of a portion of Chicago Avenue right-of-way north of Dubuque Avenue, to Kenneth and Marilyn Tjaden, \$100, and to Dan Gross, \$100, (10-23-00). **Moved by Vlassis to adopt. Motion Carried 5-2.**

#### **LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS**

00-4011 39. Approving payment of \$24,175.67 to Patterson, Lorentzen, Duffield, Timmons, Irish, Becker & Ordway, L.L.P. for representation of City in lawsuit entitled Merchants White Line Warehousing, Inc., Reppert Transfer and Storage Co., and Ackerman Auto Parts Co., Inc. v. City of Des Moines. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4012 40. Approving payment of \$1,136.65 to Jane McAllister of Ahlers Law Firm for assistance to City with certain environmental matters in conjunction with development of Kiwanis Nature Island at Riverview Park. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4013 41. Approving payment of \$8,074.70 to Ronald D. Sowden in payment of workers' compensation benefits for injury sustained in course and scope of employment. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4014 42. Approving payment of \$1,500 to Jeanette Stevenson and Attorney Todd A. Elverson for settlement for bodily injury claim resulting from an auto accident on April 6, 2000. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4015 43. Approving payment of \$11,442 to William C. Hites for workers' compensation benefits for injury sustained in course and scope of employment. **Moved by Vlassis to adopt.**

**Motion Carried 5-2.**

00-4016 44. Approving payment of \$6,510 to Edward and Sandy Jones and TKC General Contractors for a claim of property damage as a result of a problem discovered on or about September 22, 2000. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4017 45. Approval of hiring outside counsel, Randall H. Stefani, at the rate of \$95 an hour to represent City in Polk County District Court in case entitled Kathryn Blom v. City of Des Moines and John Mihalovich. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4018 46. Approving payment of \$16,941 to Bonnie's Barricades, Inc. for a property damage claim as a result of an accident on September 12, 2000. **Moved by Vlassis to adopt. Motion Carried 5-2.**

**CITY MANAGER COMMUNICATIONS**

00-4019 47. Submitting traffic regulation changes as follows. **Moved by Vlassis to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 5-2.**

(1) Extension of Corner Clearance Parking Restriction-South Side of Porter Avenue East of Fleur Drive.

(2) Corner Clearance Parking Restriction-West Side of 16th Street North of Lynn Street.

(3) Two-Sided Parking Restriction-Both Sides of Irving Street from Holmes Street to Bancroft Street.

(4) Two-Sided Parking Restriction-Both Sides of SW 42nd Street from Park Avenue to Watrous Avenue.

(5) Speed Limit Modification-Pine Avenue West of Iowa Highway 28.

(6) Placement of a Two-Way Stop-East 21st Street and Milton Avenue.

(7) Placement of a Two-Way Stop-Gray's Woods Neighborhood.

[\(Council Communication No. 00-476\)](#)

00-4020 48. Submitting out-of-state travel requests for Theresa Mikes, James Morano, John Feeley, Jon Frisch, Richard Towers, Justin Miller and Terrence Timmins. [\(Council Communication No. 00-469\)](#). **Moved by Vlassis to adopt. Motion Carried 5-2.**

**APPROVING**

00-4021 49. Competitive Progress Report for Fourth Quarter of Fiscal Year 1999-2000 for Des

Moines Metropolitan WRA Wastewater Reclamation Facility. ([Council Communication No. 00-470](#)). **Moved by Flagg to adopt. Motion Carried 5-2.**

00-4022 50. Quarterly Treasurer's Report for three months ended September 30, 2000. **Moved by Vlassis to receive and file. Motion Carried 5-2.**

00-4021-A 51. Authorization to negotiate a five-year agreement with Electric Pump, Dick Miller, President, for pump equipment and services standardization at storm, sanitary and Wastewater Reclamation Authority (WRA) pump stations, \$1,783,629. ([Council Communication No. 00-479](#)). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4022-A 52. Approval of LIHEAP Contract No.01-07-J by and between Iowa Department of Human Rights/Division of Community Action Agencies and City for energy related assistance for low-income persons from October 1, 2000 to September 30, 2001. **Moved by Vlassis to adopt. Motion Carried 5-2.**

53. Bids for the following:

00-4023 (A) Road Machinery and Supply, (100 Sheridan Avenue, Mike Sill, President) for purchase of an additional street sweeper to be used by the Public Works Department to replace street sweeper that was destroyed by fire, \$79,989. **Moved by Vlassis to adopt. Motion Carried 5-2.**

**WITHDRAWN**00-4024 (B) Smurfit Stone Container, Corporation, (2201 Bell Avenue, DM. Michael W. J. Smurfit, President) for an annual contract with two renewal options for yard waste bags to be used by the Public Works Department (Sanitation Division), \$300,000. (Eleven bids mailed, three received).

00-4025 (C) Jerico Services, Inc., (Indianola, IA, Steven P. Long, President) for an annual contract with two renewal options for liquid calcium chloride to be used by the Public Works Department (Street Maintenance), \$50,000. (Five bids mailed-three received). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4026 (D) Three suppliers for traffic signal equipment for the East-West Arterial Signal Visibility Project to be used by the Traffic and Transportation Department, \$34,788. (Six bids mailed-four received). (Call City Clerk's Office for vendor listing and price breakdown). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4027 (E) Bid awarded to Road Machinery and Supply Co., (100 Sheridan Avenue, Mike Sill, President) for replacement of four (4) motor graders to be used by the Public Works Department (Street Maintenance), \$389,588. Bid from Spreitzer, Inc. did not meet specifications, therefore, non compliant. (Five bids mailed-three received). **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4028 (F) Pratt Audio/Visual and Video Corporation, (333 SW 9th Street, Tim Wright, President) for upgrade to the audio/visual system to be used by the Police Department, \$29,230.

(Nine bids mailed-one received). ([Council Communication No. 00-468](#)). **Moved by Vlassis to adopt. Motion Carried 4-1-2. Nays: Hensley. Absent: Daniels and McPherson.**

00-4029 54. Submitting Civil Service List for Entrance Lists for Park and Recreation Superintendent, Human Resources Generalist, Security Assistant, and Promotional Lists for Accounting Specialist III, Equipment Lubricator, Assistant Haz Mat Coordinator and Fire Engineer Reserve List. **Moved by Vlassis to receive and file. Motion Carried 5-2.**

00-4030 55. Authorizing Finance Director to draw checks on registers of October 13, 2000 and October 20, 2000 and for the bills of the Des Moines Municipal Housing Agency for the weeks beginning October 9, 2000 and October 16, 2000, and to draw checks for the biweekly payroll due employees on October 20, 2000. **Moved by Vlassis to adopt. Motion Carried 5-2.**

### **ORDINANCES - FINAL CONSIDERATION**

00-4031 56. Amending Chapter 102 of the Municipal Code regarding waiver of fees for Street Use Permits. **Moved by Coleman to defer final consideration to the 10-23-00 meeting. Staff to report on proposed changes to the fees for residential events. Motion Carried 5-2.**

00-4032 57. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Vlassis that this ordinance do now pass, #13,870. Motion Carried 5-2.**

- (1) Parking Restriction Near Delivery Driveway--South Side of Woodland Avenue West of 29th Street.
- (2) Corner Clearance Parking Restriction--North Side of Lynn Street West of 16th Street.
- (3) Corner Clearance Parking Restriction--North Side of Mahaska Avenue East of East 33rd Street.
- (4) Corner Clearance Parking Restriction--West Side of SE 8th Street North of East Bell Avenue.
- (5) Installation of a Loading Zone--South Side of Market Street West of SW 1st Street.
- (6) Corner Clearance Parking Restriction--West Side of 51st Street North and South of Robertson Drive.
- (7) Corner Clearance Parking Restriction--South Side of East Market Street East of SE 27th Street.

### **ORDINANCES - SECOND CONSIDERATION**

00-4033 58. On vacation of the East/West alley south of Easton Boulevard and west of E. 27th Street. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 5-2.**



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

## **ORDINANCES - FIRST CONSIDERATION**

00-4034 59. Amending Chapter 114 of the Municipal Code, to place a 4-way stop at E. 28th and Douglas. ([Council Communication No. 00-477](#)) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

## **COMMUNICATIONS/REPORTS**

**WITHDRAWN**00-4035 60. From John D. Dingeman, 2710 SW 9th Street requesting permission to speak regarding Blank Golf Course.

## **INFORMAL HEARINGS (Opened at 5:05 P.M.) (Item 61)**

00-4036 61. On authorization of an Assignment and Loan Agreement and issuance of not to exceed \$10,135,000 Land Sale Proceeds Project Notes, taxable Series 2000G - Allied Gateway Campus Project. ([Council Communication No. 00-471](#)) **Moved by Vlassis to receive and file comments, and refer to the City Manager. Motion Carried 4-1-2. Nays: Flagg Absent: Daniels and McPherson.**

00-4037 (A) Setting Date of Formal Hearing on the issue, (10-23-00). **Moved by Vlassis to adopt. Motion Carried 4-1-2. Nays: Flagg. Absent: Daniels and McPherson.**

## **HEARINGS (Opened at 5:12 P.M.) (Items 62 thru 72)**

00-4038 62. On amendments to the Zoning Ordinance and Site Plan Regulations, regarding allowed 100 foot extension of off-street parking into a district where it would not otherwise be allowed for customer and employee parking. **Moved by Brooks to adopt. Motion Carried 5-2.**

00-4039 (A) First consideration of ordinance above. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

00-4040 63. On amendment to the Zoning Ordinance and Site Plan Regulations, regarding site development standards for landscaping in C-1 and C-2 Districts. **Moved by Brooks to continue to 10-23-00. Motion Carried 5-2.**

00-4041 (A) First consideration of ordinance above. **Moved by Brooks to continue to 10-23-00. Motion Carried 5-2.**

64. On Council-initiated request to rezone two tracts of land located north of Park Avenue and southeast of Valley Drive:

00-4042 (A) On rezoning of property in the vicinity of 4301 Park Avenue, from "C-1" (Neighborhood Retail Commercial) to an "R-3" (Multiple Family Residential District). **Moved by Hensley to adopt. Motion Carried 5-2.**

00-4043 (B) First consideration of ordinance rezoning 4301 Park Avenue. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

00-4044 (C) On rezoning of property in the vicinity of 4205 Park Avenue, from "C-1" (Neighborhood Retail Commercial) to "R-3" (Multiple Family Residential District). **Moved by Hensley to adopt. Motion Carried 5-2.**

00-4045 (D) First consideration of ordinance rezoning 4205 Park Avenue. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

00-4046 65. On application from Thomas Akers, to rezone property at 508 Lally Avenue, from "R1-60" (One Family Low Density Residential) to a Ltd "C-2" (General Retail and Highway Oriented Commercial), subject to conditions. **Moved by Brooks to adopt. Motion Carried 5-2.**

00-4047 (A) First consideration of ordinance above. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

00-4048 66. On proposal to change the name of 60th Place between North Waterbury Road and Waterbury Circle, to North Waterbury Road. **Moved by Coleman to adopt. Motion Carried 5-2.**

00-4049 (A) First consideration of ordinance above. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 5-2.**

00-4050 67. On Des Moines Metropolitan Wastewater Reclamation Facility Grit Handling System Improvements: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Story Construction Co. (Richard T. Johnson, President, CEO, Ames), \$3,328,000. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4051 68. On Blank Park Zoo Pinniped Pool Repair: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Western Waterproofing Co. Inc. (William L. Bishop, CEO, WDM), \$63,000. **Moved by Coleman to adopt. Motion Carried 5-2.**

00-4052 (A) Approving contract and bond. **Moved by Coleman to adopt. Motion Carried 5-2.**

00-4053 69. On Allied Demolition Contract No. 1: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as

Metro Wrecking & Excavating, Inc., (Kurt Pagliai, President, DM), \$92,361. **Moved by Coleman to adopt. Motion Carried 5-2.**

00-4054 (A) Approving contract and bond, and permission to sublet. **Moved by Coleman to adopt. Motion Carried 5-2.**

00-4055 70. On Lower Bloomfield Sanitary Sewer Repair, 1800 Block of E. Lacona Avenue: 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, Clive), \$83,000. ([Council Communication No. 00-473](#)) **Moved by Brooks to adopt. Motion Carried 5-2.**

00-4056 (A) Approving contract and bond. **Moved by Brooks to adopt. Motion Carried 5-2.**

00-4057 71. Resolution to REJECT all bids on M.L. King Jr. Park Shelter and Water Playground - Phase One Project, (one bid received - over estimate). **Moved by Coleman to adopt. Motion Carried 5-2.**

**WITHDRAWN**00-4058 72. On appeal from Kealoha Crytser, 2940 Brattleboro Ave #1, DM, regarding recommended denial of taxicab license.

\* \* END HEARINGS at 5:21 P.M. \* \*

## **APPROVING**

00-4059 73. Acceptance of 2000 Local Law Enforcement Block Grant Award by the City for support for procuring radio communications and records management system related to basic law enforcement functions for the Police Department and establishing and maintaining an advisory board. ([Council Communication No. 00-467](#)) **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4060 74. Contract Amendment approval of unexpended funding of \$54,251 of 1998-1999 Weed & Seed. ([Council Communication No. 00-475](#)) **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4061 75. Formal recognition of Fairmont Park Neighborhood Association in accordance to the Neighborhood Recognition Policy in area generally bound by East Euclid Avenue (North), East 33rd Street, (East), Easton Boulevard, (South) and Delaware Avenue, (West), ([Council Communication No. 00-474](#)) **Moved by Flagg to defer to 10-23-00. Motion Carried 5-2.**

00-4062 (A) Communication from Bob King, Chair, Neighborhood Revitalization Board. **Moved by Flagg to defer to 10-23-00. Motion Carried 5-2.**

00-4063 76. Approval of short-term lease with Des Moines Blue Print Company of property acquired for Allied Gateway Campus Project to allow business to remain on property until October 31 with possible extension to November 15. **Moved by Coleman to adopt. Motion**

Carried 5-2.

\* \* \* \* \*

## 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.

00-4064 1. Approving Hold Harmless Statement, in conjunction with use of property for Fire Department training programs. SPONSOR: Vlassis. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4065 2. Approving request from Gary D. Babberl, 4913 SW 17th Street, requesting permission to close SW 17th Street at Frazier and Evans Street, at SW 16th Street, on Saturday, October 21, 2000 from Noon to 6:00 P.M., for a neighborhood block party - requesting waiver of all applicable fees. Sponsor: Coleman. **Moved by Coleman to approve the street closures listed, and approve any street closures continued to a future date, necessitated by inclement weather, upon approval of the City Clerk, and waive all fees except the \$10.00 application fee. Motion Carried 4-1-2. Nays: Brooks. Absent: Daniels and McPherson.**

## A G E N D A

### BOARD OF HEALTH October 16, 2000

00-4066 MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 5-2.**

## AUTHORIZING

1. Court authority to abate the public nuisance at the following locations:

00-4067 (A) 1117 Creston Avenue (vacant) Titleholder: Dan D. and Laurie B Richardson; Legal Interest Holders: Chris Newhouse, Jerrold Wanek and West Des Moines State Bank, Attn: Michelle Belden, Vice President. **Moved by Vlassis to adopt. Motion Carried 5-2.**

00-4068 (B) 705 Fremont Street (vacant) Titleholder: Russell L Laeffler, DECEASED, Bernadine Rogers, as Heir of Russell L Laeffler Estate; Legal Interest Holder: Bank of America f/k/a Southmark Mortgage Corporation of America, Attn: Scott Arnold, Vice President of

Foreclosure. **Moved by Vlassis to adopt. Motion Carried 5-2.**

**\*\*Council recessed at 5:21 P.M. and reconvened at 5:30 P.M. to hear any discussion on the Hearings, then adjourned.\*\***

00-4069 MOTION TO ADJOURN. **Moved by Flagg to adjourn at 5:31 P.M. Motion Carried 5-2.**

***DES MOINES-CITY OF SKYWALKS***