

*** 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 '07-' 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

October 22, 2007 4:30 P.M.

PROCLAMATIONS – 4:15 P.M.

National Jazz Month

INVOCATION: Pastor Carol Archer
College Avenue Christian Church
4440 College Avenue

07-2003 1. **ROLL CALL: Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey, Meyer and Vlassis. Council Member Kiernan participated by telephone.**

07-2004 2. **APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: Moved by Vlassis to adopt. Motion Carried 7-0.**

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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.**

07-2005 3. **APPROVING CONSENT AGENDA – items 3 through 36: Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS

[07-2006](#)

4. [Approving](#) Alcoholic Beverage License applications for the following: **Moved by Vlassis to adopt. Council Member Mahaffey declares a conflict of interest on 4(D) and abstains from voting. Motion Carried 7-0.**

NEW APPLICATIONS

(A)	BORDENAROS PIZZA	6108 SW 9TH ST	C Liquor
(B)	DUBAYS	1229 25TH ST	C Liquor
(C)	EL PALOMINO IMPORTS & GROC	3116 E 14TH ST	C Beer
(D)	GRAND VIEW COLLEGE	1200 GRANDVIEW AVE	C Beer/Wine
(E)	MALONEYS	2307 UNIVERSITY AVE	C Liquor
(F)	OKEY DOKEY CAFE	1700 E 27TH ST	C Liquor

RENEWAL APPLICATIONS

(G)	ALDI INC #03	3940 E 14TH STREET	C Beer
(H)	ALDI INC #29	500 E ARMY POST RD	C Beer
(I)	ALDI INC #38	2543 E UNIVERSITY AVE	C Beer
(J)	APEX OIL	1200 SE 30TH ST	C Beer
(K)	DAHLS FOODS	3400 E 33RD ST	E Liquor
(L)	DUDS N SUDS	2629 BEAVER AVE	B Beer
(M)	GIT N GO STORE #6	5736 FRANKLIN AVE	C Beer
(N)	QUIKTRIP #541	2428 HUBBELL AVE	C Beer
(O)	TROPIK RESTAURANT AND BAR	3015 MERLE HAY RD	C Liquor

OUTDOOR SERVICE APPLICATIONS

(P)	AMICI EXPRESSO	206 6TH AVE	C Liquor
	Adding permanent outdoor service area.		

[07-2007](#)

- 4-I. [Approving](#) Class C Beer/Wine Application for Black Cat Café Bar & Lounge, 3701 Ingersoll Avenue. **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2008](#)

5. [Informal](#) Hearing on consideration of renewal of Class E Liquor License with B Wine C Beer privileges for Plaza Pantry, 300 Walnut, Ste. 150. (Continued from January 2007 Council Meeting). **Moved by Hensley to deny the license based upon lack of good moral character that is needed to show the applicant will comply with Chapter 123 of the Iowa Code and all laws, ordinances, and regulations governing the applicant's operations under Chapter 123 of the Iowa Code. Motion Carried 4-3. Nays: Cownie, Mahaffey and Vlassis.**

PUBLIC IMPROVEMENTS

- [07-2009](#) 6. [Ordering](#) construction of E. 29th Street and Hubbell Avenue Traffic Signal Upgrade. Receiving of bids, (11-6-07), and Setting date of hearing, (11-19-07). (Construction Estimate - \$119,000). ([Council Communication No. 07-638](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2010](#) 7. [Approving](#) Professional Services Agreement with Snyder & Associates for design and construction phase services for the High Street Alignment, not to exceed \$444,500. ([Council Communication No. 07-637](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2011](#) 8. [Authorizing](#) feasibility study and preliminary design of a sanitary sewer from 3200 to 3300 block of Lincoln Avenue. ([Council Communication No. 07-628](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2012](#) 9. [Communication](#) from Johnson Concrete & Petroleum Construction, Inc. requesting permission to sublet certain items on the Blank Park Zoo Snow Monkey Holding and Sanitary Grill Building public improvement project. **Moved by Vlassis to adopt. Motion Carried 7-0.**
10. Accepting completed construction and approving payment for the following:
- [07-2013](#) (A) [Western](#) Waterproofing Co., Inc. – Birdland Swimming Pool Building Exterior Replacement. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2014](#) (B) [Azcon](#), Inc. – Sayers Park Restroom Renovation. **Moved by Vlassis to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [07-2015](#) 11. [Resolution](#) levying assessments for costs of Nuisance Abatement-NAC Emergency Ordinance (Community Development), Schedule No. 2007-16. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2016](#) 12. [Approving](#) deletion of NAC-Emergency Assessments at various locations. **Moved by Vlassis to adopt. Motion Carried 7-0.**
13. Approving the following for September 2007:
- [07-2017](#) (A) [Delinquent](#) Sewer Rental and/or Solid Waste/Stormwater Utility Credits. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2018](#) (B) [Delinquent](#) Sewer Rental and/or Solid Waste/Stormwater Utility Fees. **Moved by Vlassis to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [07-2019](#) 14. [Approving](#) real estate documents from the Des Moines Water Works for the Martin Luther King, Jr. Parkway Project – East/West Segment. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2020](#) 15. [Establishing](#) fair market value and authorizing acquisition of property at 1512 13th St for the Forest Avenue Urban Renewal Project. ([Council Communication No. 07-630](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2021](#) 16. [Approving](#) tax abatement applications (65) for additional value added by improvements made during 2007. ([Council Communication No. 07-631](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2022](#) 17. [Acceptance](#) of Planned Unit Development (PUD) Restoration Bond for Deer Ridge Apartments, 6000 Creston Avenue. ([Council Communication No. 07-625](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [07-2023](#) 18. [Regarding](#) a Tree Preservation/Management Ordinance. **Moved by Vlassis to receive a report and file. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [07-2024](#) 19. [On](#) request from Mora, Inc. to rezone property at 1434 Des Moines street from “C-1” (Neighborhood Retail Commercial) to Limited “C-2” (General Retail and High Density Residential Oriented Commercial) to allow for conversion of retail space to a billiard parlor, subject to certain conditions, (11-5-07). **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2025](#) 20. [On](#) vacation and conveyance of the east/west alley right-of-way adjoining 2112 Woodlawn Avenue to Freedom Financial Bank, \$2,400, (11-5-07). **Moved by Vlassis to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [07-2026](#) 21. [Approving](#) payment of \$2,227.82 to Ahlers & Cooney Law Firm for Environmental Law Services for the SE Connector Project. **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2027](#) 22. [Approving](#) payment of \$28,074.46 to Jim Milligan for a workers' compensation claim. **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2028](#) 23. [Approving](#) payment of \$22,696.17 to Troy Bemisdarfer for a workers' compensation claim. **Moved by Vlassis to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

[07-2029](#) 24. [Submitting](#) travel requests for Angela Dierenfeld, Sandy Roozeboom and Tom Vlassis. ([Council Communication No. 07-645](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

APPROVING

[07-2030](#) 25. [Supportive](#) Housing Program (SHP) Grant Agreement with the United States Department of Housing and Urban Development (HUD). ([Council Communication No. 07-643](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2031](#) 26. [Consent](#) to Sale and Partial Release regarding the Urban Renewal Agreement with I Village Partners, LLC for redevelopment of 412 and 418 E. Locust Street. ([Council Communication No. 07-644](#)) **Moved by Meyer to adopt. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**

[07-2032](#) 27. [Authorizing](#) submittal of STP and STP-TE Fund FY 2012 Applications to the Des Moines Metropolitan Planning Organization. ([Council Communication No. 07-629](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**

[07-2033](#) 28. [2007](#) Community Oriented Policing Methamphetamine Initiative Grant Award commencing September 1, 2007 through August 31, 2009. ([Council Communication No. 07-624](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2034](#) 29. [Fiscal](#) Year 2007 Federal Annual Certification Report and Revised Fiscal Year 2008 Annual Certification Report to the U.S. Department of Justice acknowledging compliance with federal forfeiture guidelines. ([Council Communication No. 07-619](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2035](#) 30. [Acceptance](#) of Department of Justice, 2007 COPS Secure Our Schools Award for a three-year period 9-1-2007 through 8-31-09 to bring state-of-the-art security systems to Des Moines schools. ([Council Communication No. 07-620](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-2036](#) 31. [Petitioning](#) Iowa Department of Economic Development for re-certification of Des Moines Agribusiness Enterprise Zone (formerly EZ-1). ([Council Communication No. 07-621](#)) **Moved by Vlassis to approve. Motion Carried 7-0.**

- [07-2037](#) 32. [Application](#) from Wellmark, Inc. to Iowa Department of Economic Development Enterprise Zone Benefits for a project in the Gateway Enterprise Zone. ([Council Communication No. 07-623](#)) **Moved by Vlassis to approve. Motion Carried 7-0.**
- [07-2038](#) 33. [Receipt](#) of Quarterly Treasurer's Report as of September 30, 2007. **Moved by Vlassis to receive and file. Motion Carried 7-0.**
34. Bids from the following:
- [07-2039](#) (A) [Vital](#) Support Systems for Hewlett Packard enterprise Storage Area Network (SAN) equipment to be used by the IT Department, \$499,536.96 (Seven bids mailed, six received). ([Council Communication No. 07-646](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-2040](#) (B) [Jerico](#) Services for deicing chemicals to be used by the Public Works Department, estimated cost \$41,000. (Fourteen bids mailed, six received). ([Council Communication No. 07-627](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2041](#) (C) [Larson](#) Davis, sole area wide distributor, for six (6) sound meters to be used by Patrol Watches and Neighborhood Based Service Delivery Section of the Police Department, \$26,310. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2042](#) (D) [WahlTek](#) Inc., sole area wide distributor, for enhancements to existing Audio/Video voice recording equipment used by the Police Department in the 911 Communication Center, \$47,075. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2043](#) 35. [Civil](#) Service Entrance Lists for Information Technology Network Engineer, Information Technology Systems Analyst/Programmer, Payroll and Benefits Analyst, Plans Examiner and Compensation Specialist. **Moved by Vlassis to receive and file. Motion Carried 7-0.**
- [07-2044](#) 36. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of October 22 and October 29, 2007; to draw checks for the bills of the [Des Moines Municipal Housing Agency](#) for the weeks of October 22 and October 29, 2007; and to draw checks for weekly payroll due October 26, 2007. **Moved by Vlassis to adopt. Motion Carried 7-0.**

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

Council considered Hearing Items 40 thru 51 next

ORDINANCES - FIRST CONSIDERATION

- [07-2045](#) 37. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes follows: ([Council Communication No. 07-630](#)) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- (A) Designation of a Three-Way Stop Intersection-Guthrie Avenue and North Union Street.
- (B) Parking Restriction – West side of 27th Street, north of Carpenter Avenue.

COUNCIL REQUESTS

- [07-2046](#) 38. Request from Council Member Brian Meyer to speak regarding placing a stop sign at 34th Street and Easter Lake Drive. **Moved by Meyer to refer to the City Manager review and recommendation. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [07-2047](#) 39. From Michael Harden, 3701 6th Avenue, to speak regarding Highland Park improvement. **Moved by Mahaffey to receive and file comments. Motion Carried 7-0.**

Council considered Items 52 thru Board of Health next

HEARINGS (OPEN AT 5:38 P.M.) (ITEMS 40 THRU 51)

- [07-2048](#) 40. On appeal from Sarah Amberson, 1816 Pleasant Street, regarding Administrative Hearing Officer's decision on impounded vehicle. **Moved by Hensley to uphold the decision. Motion Carried 7-0. Ms. Amberson did not appear at the meeting.**
- [07-2049](#) 41. On appeal from Tony Lemmo, 1220 SW Creston Avenue, regarding Administrative Hearing Officer's decision on impounded vehicle. **Moved by Kiernan to reverse decision, and authorize refund of the impound expenses; the ticket remains valid. Motion 6-1. Nays: Cownie.**
- [07-2050](#) 42. On proposed Amended and Restated Urban Renewal Agreement for Sale of Land and Private Redevelopment to Vision Fuels Des Moines, L.L.C. (SE Agribusiness Parcel Disposition Parcel No. 1). ([Council Communication No. 07-643](#)) **Moved by Meyer to adopt. Motion Carried 6-1. Nays: Cownie.**

- [07-2051](#) 43. On Voluntary Annexation Application from Darlene A. Fini for property between NE Avenue (E. Douglas Avenue) and NE 30th Place and west of NE 56th, includes additional property added without the owners consent to avoid the creation of an island. ([Council Communication No. 07-632](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [07-2052](#) 44. On vacation and conveyance of a portion of SE 1st Street right-of-way, along with conveyance of a segment of previously vacated Monroe Street, all adjoining 1306 SE Street, to 1306 Diamond View, LLC, \$7,610. ([Council Communication No. 07-631](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [07-2053](#) (A) First consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [07-2054](#) (B) Final consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Meyer that the rule requiring that an ordinance 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, #14,735. Motion Carried 7-0.**
- [07-2055](#) 45. On vacation and conveyance of an encroachment easement and air space easement to allow for encroachment of the building at 600 E. Grand Avenue, to Rescare, Inc., \$6,000. ([Council Communication No. 07-635](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [07-2056](#) (A) First consideration of ordinance above. **Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [07-2057](#) (B) Final consideration of ordinance above, (waiver requested by the applicant), requires 6 votes. **Moved by Mahaffey that the rule requiring that an ordinance 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, #14,735. Motion Carried 7-0.**
46. Items regarding property at 1455-2nd Place and 218 Clark Street, Central City Liquors, **be continued to November 5, 2007 at 5:00 P.M. at the request of the applicant):**
- WITHDRAWN
- [07-2058](#) (A) ~~Amending the Des Moines 2020 Community Character Land Use Plan future land use designation, from Low Density Residential to General Industrial.~~

[07-2059](#)

46. (B) [Hearing](#) on rezoning the property from “R1-60” (One-Family Low-Density Residential) to “M-1” (Light Industrial) to allow for construction of a 3,000–square foot commercial/industrial structure and associated parking, subject to conditions. (Continued from October 8, 2007 Council meeting) **Moved by Vlassi to continue the public hearing until November 5, 2007, at 5:00 P.M. Motion Carried 7-0.**

WITHDRAWN

[07-2060](#)

- ~~(C) [First](#) consideration of ordinance above.~~

WITHDRAWN

[07-2061](#)

- ~~(D) [Final](#) consideration of ordinance above, (waiver requested by applicant), requiring 7 votes.~~

47. Items regarding property at 6001 Indianola Avenue:

[07-2062](#)

- (A) [To](#) amend the Des Moines 2020 Community Character Land Use Plan future land use designations. **Moved by Meyer to adopt, and approve the proposed amendments. Motion Carried 6-1. Absent: Coleman.**

[07-2063](#)

- (B) [Hearing](#) on request from LeMar Koethe to rezone the property from “R1-80” (One-Family Residential) to Ltd. “C-1” (Neighborhood Retail Commercial), Limited “R1-70” (Multiple-Family Residential) and Ltd. “R1-70” (One-Family Low Density Residential) to allow for a large scale mixed use development, subject to conditions. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 6-1. Absent: Coleman.**

[07-2064](#)

- (C) [First](#) consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Coleman.**

[07-2065](#)

- (D) [Final](#) consideration of ordinance above (waiver requested by applicant), requiring 7 votes. **Moved by Meyer that the rule requiring that an ordinance 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, #14,777. Motion Carried 6-1. Absent: Coleman.**

[07-2066](#)

48. [On](#) request from Evangel Retirement Homes, Inc. to rezone property at 2600 Hubbell Avenue and 2131 E. 25th Street from “R-3” (Multiple-Family Residential) and “F-1” (Floodway) to “PUD” (Planned Unit Development) and for approval of PUD Conceptual Plan for “Valley View Village” to allow redevelopment of existing retirement community in a phased master plan approach including addition of new independent apartments, assisted living apartments, catered living, and brownstone townhomes to replace existing independent cottages, custodial living, and skilled units, subject to conditions. **Moved by Mahaffey to adopt and approve the rezoning and Conceptual Plan, subject to final passage. Motion Carried 6-1. Absent: Coleman.**

- passage of the rezoning ordinance. **Motion Carried 7-0.**
- [07-2067](#) 48. (A) **First** consideration of ordinance above. **Moved by Mahaffey that this ordinance considered and given first vote for passage. Motion Carried 7-0.**
- [07-2068](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), require votes. **Moved by Mahaffey that the rule requiring that an ordinance must considered and voted on for passage at two Council meetings prior to meeting at which it is to be finally passed be suspended, that the ordinance placed upon its final passage and that the ordinance do now pass, #14,7 Motion Carried 7-0.**
- [07-2069](#) 49. **On** request from James Ellis to rezone property at 6260 SE 19th Street from “R1-80” (C Family Residential) to Limited “C-2” (General Retail and Highway Oriented Commercial) to allow redevelopment of property for mini-warehouse use, subject to conditions. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [07-2070](#) (A) **First** consideration of ordinance above. **Moved by Meyer that this ordinance considered and given first vote for passage. Motion Carried 7-0.**
- [07-2071](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), require votes. **Moved by Meyer that the rule requiring that an ordinance must considered and voted on for passage at two Council meetings prior to meeting at which it is to be finally passed be suspended, that the ordinance placed upon its final passage and that the ordinance do now pass, #14,7 Motion Carried 7-0.**
- [07-2072](#) 50. **On** Dean’s Lake Storm Water Pump Station: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Herberger Construction Co., Inc., (Dean Herberger, President), \$2,544,865. ([Council Communication No. 07-639](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [07-2073](#) (A) **Approving** contract and bond and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [07-2074](#) 51. **On** Skywalks 11D-12D, 12th Street, north of Walnut & 11C-12B, 12th Mulberry Streets Allied: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designating lowest responsible bidder as Neumann Brothers, Inc., (Mars G. Linn III, President), \$1,664,000. ([Council Communication No. 07-640](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-2075](#) (A) **Approving** contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

****END HEARINGS AT 6:30 P.M.****

Council considered Items 37 thru 39 next

APPROVING

52. Applications to Iowa Housing Finance Authority requesting low income housing credits for the following:
- [07-2076](#) (A) [Equities](#), L.L.C. for rehabilitation of 48 units of low-income housing at 202 4th Street, 407-409 Court Avenue, 206-208 4th Street, Randolph Hotel and adjacent building. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2077](#) (B) [Oakridge](#) Neighborhood Associates, L.P. for rehabilitation of 150 units of low-income family housing at 15th and Oakridge Drive. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2078](#) (C) [MDI](#) Limited Partnership #86 for development of 30 units of mixed-income Affordable Housing, 1440 Walnut, The Crane Building. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2079](#) (D) [Preservation](#) Rose, L.L.L.P. for rehabilitation of 14 units of scattered site single family housing for The Renter to Ownership Savings Equity (ROSE) Program. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2080](#) (E) [Metro](#) Lofts, L.P. for new construction of mixed income housing at 255 Vine Street. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2081](#) (F) [YMCA](#) for new construction of 150 units of low income housing at 2715 Davenport Avenue. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2082](#) (G) [Akers](#) Holding, LLC, for new construction of 57 units of low-income senior housing between 5th and 6th Streets on S.W. Army Post Road. **Moved by Coleman to adopt. Motion Carried 7-0.**
 - [07-2083](#) (H) [Denial](#) of support for Chestnut Hills II, L.L.C. for new construction of 44 units of low-income family housing at the southeast corner of 10th and Chestnut. ([Council Communication No. 07-642](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [07-2084](#) 53. [Intergovernmental](#) 28E Agreement with Polk County Conservation Board for Wetland Mitigation for the American Discovery Trail, Walnut Creek Connection. ([Council Communication No. 07-633](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-2085](#) 54. [Rescinding](#) the Urban Renewal Development Agreement with High Land Co., L.C. for development of the Ingersoll Square residential condominium project, east of Main Street, Luther King Jr. Parkway, and between Ingersoll Avenue and High Street. ([Council Communication No. 07-622](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARD OF HEALTH

[07-2086](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene a Board of Health. Motion Carried 7-0.**

AUTHORIZING

1. The Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:

[07-2087](#) (A) [2120](#) Capitol Avenue (garage), Titleholder: John L. Davis, Mortgage Holder: Wells Fargo Bank Iowa, National Association. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[07-2088](#) (B) [2544](#) Capitol Avenue (garage), Titleholder: Annie L. Myers. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[07-2089](#) 2. [Request](#) to Council by Titleholder Steven J. Addy for extension of time to complete renovation of the public nuisance structure at 401 Forest Avenue. **Moved by Vlassis to adopt and grant the owner an extension of time to November 30, 2007. Motion Carried 7-0.**

[07-2090](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 7:03 P.M. Motion Carried 7-0.**

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