

*** 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

October 23, 2006 4:30 P.M.

PROCLAMATIONS – 4:15 P.M.

Lupus Awareness Month
Waveland Park Neighborhood

INVOCATION: Pastor Craig Robertson
Grant Park Christian Church

[06-2056](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Mahaffey, Kiernan and Vlassis**

[06-2057](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 6-0.**

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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.

[06-2058](#) 3. APPROVING CONSENT AGENDA – items 3 through 39: **Moved by Hensley to adopt the balance of the Consent Agenda. Motion Carried 6-0.**

LICENSES AND PERMITS

[06-2059](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt. Motion Carried 6-0.**

NEW APPLICATIONS

(A)	MAUDES	509 E 25TH ST	C Liquor
(B)	NATHANS PIZZA & PUB	1760 BEAVER AVE	C Liquor

RENEWAL APPLICATIONS

(C)	ALDI INC #03	3940 E 14TH STREET	C Beer
(D)	ALDI INC #38	2543 E UNIVERSITY AVE	C Beer
(E)	APEX OIL	1200 SE 30TH ST	C Beer
(F)	BORDENAROS PIZZA	6108 SW 9TH ST	C Beer/Wine
(G)	CARLOS O'KELLYS	6250 SE 14TH ST	C Liquor
(H)	CENTRO RESTAURANT	1011 LOCUST ST	C Liquor
(I)	CONNIES LOUNGE	3839 MERLE HAY RD	C Liquor
(J)	DAHLS FOODS	4343 MERLE HAY RD	E Liquor
(K)	DAHLS FOODS	3400 E 33RD ST	E Liquor
(L)	MY PLACE	910 HULL AVE	C Liquor

[06-2060](#)

- 4-I. [Approving](#) Class B Wine License for Mars Café, 2318 University Avenue and Class B Beer License for Duds–N-Suds, 2629 Beaver Avenue. Subject to approval of Building, Electrical, Zoning, Fire and Police Departments. SPONSOR: Kiernan and Vlassis. **Moved by Hensley to adopt. Pending approval of Building, Electrical, Fire and Zoning Departments. Motion Carried 6-0.**

[06-2061](#)

5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 5-1. Nays: Cownie.**

[06-2062](#)

6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 6-0.**

PUBLIC IMPROVEMENTS

[06-2063](#)

7. [Ordering](#) construction of South Union Street & Park Avenue Storm Sewer Improvement. Receiving of bids, (11-7-06), and Setting date of hearing, (11-20-06). (Construction Estimate - \$230,600). ([Council Communication No. 06-668](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2064](#)

8. [Approving](#) execution of Iowa Department of Transportation Agreement for E. Army Road widening from South Union Street to SE 5th Street. ([Council Communication No. 06-665](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

- [06-2065](#) 9. [Approving](#) execution of Iowa Department of Transportation Addendum to Preconstruction Agreement for I-235 Reconstruction-Cottage Grove Easterly to the Des Moines River (Council Communication No. 06-664) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2066](#) 10. [Approving](#) contract and bond for construction of a Public Improvement, estimated cost which is less than \$25,000 – 5th & Walnut Parking Garage CFR Repair, \$12,969. (Council Communication No. 06-667) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2067](#) 11. [Approving](#) Change Order No. 6 with Des Moines Asphalt & Paving for additional resurfacing work on the 2006 Expanded Street Resurfacing Program – Contract \$46,769.60. (Council Communication No. 06-666) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2068](#) 12. [Approving](#) partial release of lien in conjunction with Easter Lake Sanitary Trunk Sewer Connection Fee Agreement and Covenant, and direct Legal Department to bring back ordinance authorizing City Manager to execute partial release of liens associated with sewer connection fee agreement and covenant. (Council Communication No. 06-665) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2069](#) 13. [Communication](#) from various contractors requesting permission to sublet certain items on three public improvement projects. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2070](#) 14. Accepting completed construction and final payment for the following:
 (A) [Bergstrom](#) Construction, Inc. – Skywalk Bridge 6D-6E Repairs. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2071](#) (B) [Larson](#) & Larson Construction LLC – Western Gateway Improvements at 12th Street and Grand Avenue. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2072](#) (C) [Sheets](#) Excavating, Ltd. – E. 16th Street and E. Sheridan Avenue Storm Sewer Improvements. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2073](#) (D) Van Hauen & Associates, Inc. – Kirkwood Avenue Storm Sewer – 300 to 500 block. **Moved by Hensley to adopt. Motion Carried 6-0.**

SPECIAL ASSESSMENTS

15. Levying assessments for costs of Nuisance Abatement – NAC Emergency Orders for the following:
- [06-2074](#) (A) [Community](#) Development – Schedule No. 2006-09. **Moved by Hensley to adopt. Motion Carried 6-0.**

- [06-2075](#) (B) [Public](#) Works – Schedule No. 2006-08. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2076](#) 16. [Approving](#) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Fees September 2006. **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2077](#) 17. [Approving](#) Delinquent Sewer Rental and/or Solid Waste/Stormwater Utility Credits September 2006. **Moved by Hensley to adopt. Motion Carried 6-0.**

LAND/PROPERTY TRANSACTIONS

18. Approving real estate transactions and accepting real estate documents from Union Pacific Railroad Company for various City projects for the following:
- [06-2078](#) (A) [Flood](#) Protection System Improvements (Levee Closures). ([Council Communication No. 06-674](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2079](#) (B) [Southwest](#) Connector. ([Council Communication No. 06-674](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2080](#) (C) [Settlement](#) of Condemnation Appeal for property acquired for the American Discovery Trail-Riverpoint Segment. ([Council Communication No. 06-673](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2081](#) 19. [Accepting](#) Warranty Deed for property in the 300 block of E. Kenyon Avenue to be dedicated as street right-of-way for the widening of E. Kenyon Avenue. ([Council Communication No. 06-662](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [06-2082](#) 20. [Approving](#) Neighborhood Revitalization Board's recommendation to change Waveland Park Neighborhood from a designated neighborhood to a Charter Neighborhood effective January 1, 2007. ([Council Communication No. 06-661](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**
- [06-2083](#) (A) [Communication](#) from Frank E. Affannato, Chair of the Neighborhood Revitalization Board. **Moved by Hensley to receive and file. Motion Carried 6-0.**
- [06-2084](#) 21. [Communication](#) from Gregory Wattier advising of his resignation from the Licensing Appeals Board, Seat 15 effective immediately. **Moved by Hensley to receive, file and accept resignation with appreciation for his years of service. Motion Carried 6-0.**

[06-2085](#)

- (A) [Recommendation](#) from Council Member Chris Coleman to appoint Gregory Wat to Seat 3 on the Urban Design Review Board for a three-year term commencing J 30, 2006 to expire June 30, 2009. **Moved by Hensley to adopt. Motion Carried 6-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

[06-2086](#)

22. [Regarding](#) request from Mike Kinter, owner of 923 E. 23rd Court, for vacation and conveyance of the north/south alley right-of-way between E. 23rd Court and E. 24th Street extending 161.23 feet south from E. University Avenue, subject to conditions. **Moved by Hensley to receive and file, and to refer to the City Manager for further processing in accordance with standard City property disposition procedures. Motion Carried 6-0.**

[06-2087](#)

23. [Regarding](#) request from Neighborhood Development Corporation, owner of 408 E. 30th Street, for vacation and conveyance of the east 200 feet of the adjoining east/west alley extending west from E. 30th Street between E. Grand Avenue and E. Capitol Avenue, subject to conditions. **Moved by Hensley to receive and file, and to refer to the City Manager for further processing in accordance with standard City property disposition procedures. Motion Carried 6-0.**

SETTING DATE OF HEARINGS

[06-2088](#)

24. [On](#) City Council initiated proposal to rename the portion of County Line Road between Fleur Drive and Highway 28 to Echo Valley Drive, (11-6-06). **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2089](#)

25. [On](#) vacation and conveyance of portions of right-of-way at the southwest corner of County Line Road and Fleur Drive to United Properties Investment Company, LC, \$86,000, (11-6-06). **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2090](#)

26. [On](#) request from Hubbell Realty Company to rezone property in the vicinity of 31st Street and Carpenter Avenue from "R-3" (Multiple-Family Residential) to "PUD" (Planned Urban Development) and to approve a proposed "PUD" Conceptual Plan for development of five-story student apartment buildings on the block bounded by Forest Avenue, Carpenter Avenue, 30th Street and 31st Street, and a three-story student apartment building on the block bounded by Carpenter Avenue, University Avenue, 31st Street and 32nd Street, subject to conditions, (11-6-06). **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2091](#)

27. [On](#) request from Paula Avalos to rezone property at 2276 Hubbell Avenue from Limited "C-1" (Neighborhood Retail Commercial) to Limited "C-2" (General Retail and Highway Oriented Commercial), subject to conditions, (11-6-06). **Moved by Mahaffey to adopt and refer to City Manager to arrange a meeting between the developer and neighborhood prior to the hearing. Motion Carried 6-0.**

- [06-2092](#) 28. [Regarding](#) request from Des Moines Area Regional Transit Authority (DART), 1100 M Lane, to rename MTA Lane to DART Way, from SW 9th Street, west to its terminus, (106). **Moved by Hensley to adopt. Motion Carried 6-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [06-2093](#) 29. [Approving](#) payment of \$2,906.24 to Hall & Associates for services related to the Combined Sewer System and Combined Sewer Overflows related to the WRF National Pollution Discharge Elimination System (NPDES) Permit. **Moved by Hensley to adopt. Motion Carried 6-0.**

- [06-2094](#) 30. [Approving](#) payment of \$4,662.93 to Kay and William Dilks for property damage as a result of a sewer backup. **Moved by Hensley to adopt. Motion Carried 6-0.**

- [06-2095](#) 31. [Approving](#) payment of \$3,061.80 to Carol and Charles Jeffries and \$2,185.05 to Pro-T Carpet Care for property damage as the result of sewer backup. **Moved by Hensley to adopt. Motion Carried 6-0.**

- [06-2096](#) 32. [Approving](#) payment of \$11,035.92 to Stanford Lamay of the Public Works Department for a workers' compensation claim. **Moved by Hensley to adopt. Motion Carried 6-0.**

CITY MANAGER COMMUNICATIONS

- [06-2097](#) 33. [Submitting](#) out-of-state travel for Sara Henry. ([Council Communication No. 06-675](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

APPROVING

- [06-2098](#) 34. [Lease](#) Agreement with the Ruan Center, 666 Grand, to house radio transmitters and receivers for the Public Safety Emergency Radio System, to expire December 31, 2006, \$8,100 annually. ([Council Communication No. 06-675](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

- [06-2099](#) 35. [Receipt](#) of Quarterly Treasurer's Report as of September 30, 2006. **Moved by Hensley to receive and file. Motion Carried 6-0.**

36. Bids from the following:

- [06-2100](#) (A) [Minneapolis](#) Asphalt Systems for high performance asphalt cold mix to be used by Street Maintenance Division, \$57,200. (Six bids mailed, two received.) **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2101](#) (B) [Farber](#) Specialty Vehicles for one replacement mobile Incident Command Unit to used by the Fire Department, \$379,900. (Twenty-five bids mailed, three received) ([Council Communication No. 06-659](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

[06-2102](#) 37. [Civil](#) Service Entrance Lists for Senior City Planner, Planning Technician, Park Planner and Budget Analyst II. **Moved by Hensley to receive and file. Motion Carried 6-0.**

[06-2103](#) 38. [Authorizing](#) Finance Director to draw checks on registers for the weeks of October 23 and October 30, 2006; and to draw checks for the bills of the Des Moines Municipal House Agency for the weeks of October 23 and October 30, 2006; and to draw checks for weekly payroll due October 27, 2006. **Moved by Hensley to adopt. Motion Carried 6-0.**

ORDINANCES - FINAL CONSIDERATION

[06-2104](#) 39. [On](#) vacation of the north 25 feet of Army Post Rd. between SW 5th and SW 6th Streets. **Moved by Hensley that this ordinance do now pass, [#14,596](#). Motion Carried 6-0.**

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

ORDINANCES - FIRST CONSIDERATION

[06-2105](#) 40. [Amending](#) Chapter 114 of the Municipal Code submitting traffic regulation changes as follows: ([Council Communication No. 06-676](#)) **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

(A) Removal of Bus Loading Zone – west side of 48th Street, north of Franklin Avenue

(B) Parking Restrictions – north side of Forest Avenue between 25th and 29th Streets.

(C) Temporary Municipal Parking Lot - 411 E. Grand Avenue.

(D) Removal of Metered Parking – south side of Mulberry Street, 7th to 9th Streets.

(E) Back-In Angle Parking – south side of Court Avenue, Water Street to E. 3rd Street; north side of Walnut Street Bridge; west side of E. 4th Street, Grand Avenue to Locust Street; and east side of E. 5th Street between Walnut Street and Grand Avenue.

COMMUNICATIONS/REPORTS

- [06-2106](#) 41. [From](#) Bob Wessel, 2719 E Leach, to speak regarding taxation. **Moved by Hensley to receive and file comments. Motion Carried 6-0.**
- [06-2107](#) 42. [From](#) Richard Haskins, 3904 Dakota Drive, West Des Moines to speak regarding the Des Moines Chapter of Score (Counselors to America's Small Business). **Moved by Vlassis to receive and file comments. Motion Carried 6-0.**
- [06-2108](#) 43. [From](#) Mark Murray, 2608 Driftwood, to speak regarding mowing of city property at The Lakes Estates. **Moved by Coleman to receive and file comments; refer to City Manager and Legal Department for review and recommendation. Motion Carried 6-0.**
- [06-2109](#) 44. [Communication](#) from Rev. Dr. George H. Mullins submitting a petition from property owners requesting sidewalks on State Avenue from 32nd Street to 33rd Street. **Moved by Hensley to receive, file and refer to City Manager and City Engineer for review and recommendation. Motion Carried 5-1. Absent: Coleman.**
- [06-2110](#) 45. [Submitting](#) Des Moines International Airport Marketing presentation. **Moved by Hensley to adopt. Motion Carried 6-0.**

***Note: If the City Council completes all items above before 5:00 PM, they will skip the Hearing Items, and continue the agenda starting with the next item following the Hearing Items. At 5:00 PM, they will return to this point in the agenda to consider the Hearing Items and then continue with all the remaining items on the agenda.**

INFORMAL HEARINGS (OPEN AT 5:11 P.M.) (ITEM 46)

- [06-2111](#) 46. [To](#) adopt City of Des Moines Goal Statements. ([Council Communication No. 06-6](#)) **Moved by Hensley to adopt. Motion Carried 6-0.**

HEARINGS (ITEMS 47-I THRU 53)

- [06-2112](#) 47-I. **On** appeal from Michelle Johnson, 109 SE Hart, of the Administrative Hearing Office decision regarding her dog. **Moved by Coleman to uphold declaration. Motion Carried 4-2. Nays: Hensley and Mahaffey. Previous motion by Hensley to maintain Alternative Three failed. Yeas: Hensley and Mahaffey. Nays: Cownie, Coleman, Kiernan and Vlassis.**
- [06-2113](#) 47. **On** conveyance of Electrical Line Easement to MidAmerican Energy to provide service to a new pump station for the Southeast Ridge Trunk Sanitary Sewer Project-Phase Two, **Moved by Coleman to adopt. Motion Carried 6-0.**
- [06-2114](#) 48. **On** vacation and conveyance of east 10 feet of SE 10th Street, and the west 10 feet of SE 11th Street, adjoining 1005 Maury Street to Southern Rose, LP, \$5,600. ([Council Communication No. 06-672](#)) **Moved by Kiernan to adopt. Motion Carried 6-0.**
- [06-2115](#) (A) **First** consideration of ordinance above. **Moved by Kiernan that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-2116](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Kiernan 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, #14,597. Motion Carried 6-0.**
- [06-2117](#) 49. **On** vacation and conveyance of Maple Street between E. 20th Ct. and Union Pacific Railroad to Dennis A. Murray, \$1,290 and to Prism Realty LLC, \$1,290. ([Council Communication No. 06-670](#)) **Moved by Mahaffey to adopt. Motion Carried 6-0.**
- [06-2118](#) (A) **First** consideration of ordinance above. **Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**
- [06-2119](#) (B) **Final** consideration of ordinance above, (waiver requested by 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, #14,597. Motion Carried 6-0.**
- [06-2120](#) 50. **On** vacation and conveyance of Maryland Pike right-of-way in vicinity of 2300 Beaver Avenue to 2300 Beaver, LLC, \$1,000 and Mark E. and Karen E. Barkley, \$100. ([Council Communication No. 06-671](#)) **Moved by Vlassis to adopt. Motion Carried 6-0.**
- [06-2121](#) (A) **First** consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

[06-2122](#) (B) **Final** consideration of ordinance above, (waiver requested by applicants), require votes. **Moved by Vlassis 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, #14,5**
Motion Carried 6-0.

[06-2123](#) 51. **On** request from Nelson Development 14, LLC, to rezone property at 401 31st Street from “R1-80” (One Family Residential) to “PUD” (Planned Unit Development) and approve proposed “PUD” Conceptual Plan for development of the property with four single-family dwellings, subject to conditions. **Moved by Hensley to adopt and approve the rezoning and Conceptual Plan as amended above, subject to final passage of the rezoning ordinance. Motion Carried 6-0.**

[06-2124](#) (A) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

[06-2125](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), require votes. **Moved by Hensley 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, #14,6**
Motion Carried 6-0.

52. Items regarding property at 219 College (**continued from October 9, 2006**):

[06-2126](#) (A) **To** amend the Des Moines 2020 Community Character Land Use Plan future land use designation from Low/Medium Density Residential to General Industrial. **Moved by Kiernan to adopt and approve the proposed amendment. Motion Carried 6-0.**

[06-2127](#) (B) **Hearing** on request from Mark Daggy to rezone property from “R-3” (Multi-Family Residential) to Ltd. “M-1” (Light Industrial) to allow for industrial development, subject to conditions. **Moved by Kiernan to adopt and approve the rezoning subject to final passage of the rezoning ordinance. Motion Carried 6-0.**

[06-2128](#) (C) **First** consideration of ordinance above. **Moved by Kiernan that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

WITHDRAWN

[06-2129](#) ~~(D) **Final** consideration of ordinance above, (waiver requested by applicant), require votes.~~

53. Items regarding property at 1331 Idaho Street, Rose of East Des Moines, LP:

[06-2130](#)

(A) [To](#) amend the Des Moines 2020 Community Character Land Use Plan future land designation from Low/Medium Density Residential to High Density Residential. **Moved by Mahaffey to approve the proposed amendment. Motion Carried 6-0.**

[06-2131](#)

(B) [Hearing](#) on rezoning of the property from “R-2A” (General Residential) to “PU” (Planned Unit Development) to redevelop property with a three-story senior living apartment complex with 64 units and associated off-street parking areas. **Moved by Mahaffey to adopt and approve the rezoning and Conceptual Plan, subject to final passage of the rezoning ordinance. Motion Carried 6-0.**

[06-2132](#)

(C) [First](#) consideration of ordinance above. **Moved by Mahaffey that this ordinance be considered and given first vote for passage. Motion Carried 6-0.**

[06-2133](#)

(D) [Final](#) consideration of ordinance above, (waiver requested by applicant), requires 2/3 majority 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, #14,600. Motion Carried 6-0.**

****END HEARINGS AT 5:47 PM****

APPROVING

[06-2134](#)

54. [Grant](#) agreement with State of Iowa Homeland Security and Emergency Management Division for FY2006 Law Enforcement Terrorism Prevention Program (LETP) \$366,305.50. ([Council Communication No. 06-660](#)) **Moved by Kiernan to approve. Motion Carried 6-0.**

[06-2135](#)

55. [Selection](#) of Lincolnway Energy, LLC as the Preferred Redeveloper and Vision Fuels, LLC as the Alternate Redeveloper of Disposition Parcel No. 1 in the Des Moines Agrimergent Technology Park in the SE Agribusiness Urban Renewal Area. ([Council Communication No. 06-663](#)) **Moved by Vlassis to set a Special Council Meeting for Wednesday, November 1st at 6:00 PM. Each Redeveloper will make a presentation and Council will make a selection at that meeting. Motion Carried 6-0.**

[06-2136](#)

56. [Receipt](#) of Library Board resolution regarding rededicating the former Central Library, Locust Street, for City use. **Moved by Coleman to receive and file, and to refer to City Manager for review and recommendation regarding rededicating the use of former central library site for City use. Motion Carried 6-0.**

BOARD OF HEALTH

[06-2137](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene at the Board of Health. Motion Carried 6-0.**

AUTHORIZING

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

[06-2138](#) (A) [2932](#) Dubuque Avenue, Titleholder: McCauley Insurance Agency, Inc. **Moved by Vlassis to adopt. Motion Carried 6-0.**

[06-2139](#) (B) [3919](#) 15th Street (garage), Titleholder: Bankers Trust Company, N.A., as Trustee of the Vendee Mortgage Trust 1991-1; Contract Buyer: Lavonne M. Sturtevant. **Moved by Vlassis to adopt. Motion Carried 6-0.**

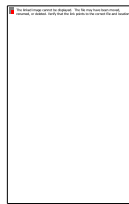
[06-2140](#) (C) [705](#) 32nd Street, Titleholder: Sherry L. Singleton, Mortgage Holder: Commercial Federal Bank. **Moved by Vlassis to adopt. Motion Carried 5-0. Council Member Hensley declares a conflict of interest and abstains from voting.**

COMMUNICATION

[06-2141](#) 2. [Communication](#) regarding demolition cost reserve being held by Integrity Insurance for a fire-damaged garage located at 3111 Douglas Avenue. **Moved by Vlassis to receive a report, file and to direct that Corporation Counsel bring legal action within one hundred eighty days of receipt of notice if owners have not demolished or renovated the structure. Motion Carried 6-0.**

[06-2142](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 6:54 PM. Motion Carried 6-0.**

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