



*** 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 '12-' 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

April 23, 2012
4:30 PM

SPECIAL PRESENTATIONS – 4:00 PM

[Hameytarim](#) Band from Akko, Israel

PROCLAMATIONS – 4:15 PM

[Administrative](#) Professionals Day/Week

[Arbor](#) Day – [2011](#) Tree City USA
[Champion](#) Tree Program
TreeKeepers

INVOCATION: Council Member Skip Moore

- [12-0583](#) 1. ROLL CALL: **Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.**
- [12-0584](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0585](#) 3. APPROVING CONSENT AGENDA * – items 3 through 32: **Moved by Hensley to adopt the balance of the consent agenda. Motion Carried 7-0.**

***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.

LICENSES AND PERMITS

12-0586

4. Approving Alcoholic Beverage License Application for the following: **Moved by Hensley to adopt. Motion Carried 7-0.**

NEW APPLICATIONS

(A)	GRAYS LAKE TERRACE	2101 FLEUR DR	C Beer/Wine
(B)	PROOF RESTAURANT	1301 LOCUST ST	C Beer/Wine
(C)	SANDS VOLLEYBALL CLUB	6214 GRAND AVE	C Liquor
(D)	VOLCANO NIGHT CLUB	1820 E ARMY POST	C Liquor

RENEWAL APPLICATIONS

(E)	14TH STREET TAVERN	3418 E 14TH ST	C Liquor
(F)	4TH DOWN SPORTS BAR	215 4TH ST	C Liquor
(G)	ALL IN THE FAMILY LOUNGE	4413 FLEUR DR	C Liquor
(H)	BARATTAS RESTAURANT	2320 S UNION ST	C Liquor
(I)	BEST TRIP INC	1516 SE 1ST ST	E Liquor
(J)	BOURBON ST	500 ARMY POST RD	C Liquor
(K)	CAFE BARATTA'S	600 E LOCUST ST	C Liquor
(L)	DES MOINES ART CENTER	4700 GRAND AVE	C Liquor
(M)	DES MOINES YACHT CLUB	2617 INGERSOLL	C Liquor
(N)	DJANGO RESTAURANT	210 10TH ST	C Liquor
(O)	FAMOUS DAVES	4351 MERLE HAY RD	C Liquor
(P)	GERRIS	232 E 30TH ST	C Liquor
(Q)	GIT N GO STORE #1	3735 HUBBELL AVE	C Beer
(R)	H & A MINI MART	5901 FLEUR DR	C Beer
(S)	HOME PLATE DINER	304 E 30TH ST	C Beer/Wine
(T)	JOHNNYS HALL OF FAME	302 COURT AVE	C Liquor
(U)	KIRKWOOD LOUNGE	400 WALNUT ST	C Liquor
(V)	KRUEGERS AMOCO #2	630 SW 9TH ST	C Beer
(W)	KUM & GO #120	101 ARMY POST RD	C Beer
(X)	KUM & GO #130	2930 HICKMAN RD	C Beer
(Y)	KUM & GO #194	4001 SW 9TH ST	C Beer
(Z)	LAST STOP BEVERAGE SHOP	2839 E UNIVERSITY	E Liquor
(AA)	RITUAL CAFE	1301 LOCUST ST	C Beer/Wine
(BB)	TROPHYS SPORTS BAR	2701 DOUGLAS AVE	C Liquor

OUTDOOR SERVICE APPLICATIONS

(CC) BLAZING SADDLE 416 E 5TH ST C Liquor
Temporary in conjunction with Cinco De Mayo celebration on May 5, 2012. Pending approval of Building Department.

(DD) BUDDYS CORRAL 418 E 5TH ST C Liquor
Temporary in conjunction with Cinco De Mayo celebration on May 5, 2012. Pending approval of Building Department.

(EE) COURT AVENUE BREWING 309 COURT AVE C Liquor
Temporary in conjunction with Drake Relays on April 27 – 28, 2012.

(FF) LIME LOUNGE 435 E GRAND AVE C Liquor
Temporary in conjunction with Cinco De Mayo celebration on May 5, 2012. Pending approval of Building Department.

~~(GG) LIME LOUNGE 435 E GRAND AVE C Liquor~~
Permenant outdoor service area.

(HH) LOCUST TAP 434 E LOCUST ST C Liquor
Temporary in conjunction with Cinco De Mayo celebration on May 5, 2012. Pending approval of Building, Electrical and Fire Departments.

(II) UNDERGROUND 500 E LOCUST ST C Liquor
Temporary in conjunction with Cinco De Mayo celebration on May 5, 2012. Pending approval of Building and Electrical Departments.

(JJ) UNIVERSITY LIBRARY 3506 UNIVERSITY C Liquor
Temporary in conjunction with Drake Relays on April 26 – 28, 2012.

SPECIAL EVENTS APPLICATIONS

(KK) BIG CITY BURGERS 1717 INGERSOLL AVE Five (5) Day License
Class C Liquor License for Des Moines Art Center's Art and Ends Preview Sale on April 26, 2012. Pending approval of Building Department.

(LL) CADDY SHACK BALL 2801 FLEUR DR Five (5) Day License
Class C Liquor License for a fundraising event for The Lukemia Lymphoma Foundation on April 28, 2012. Pending approval of Building, Electrical and Zoning Departments.

(MM) DOS RIOS 318 COURT AVE Five (5) Day License
Class C Liquor License for Cinco De Mayo celebration on May 5, 2012. Pending approval of Building and Electrical Departments.

(NN) HEV GALA 2012 400 ROBERT D RAY DR Five (5) Day License
Special Class C Liquor License (Beer/Wine) for annual fundraiser on April 30, 2012. Pending approval of Zoning Department.

(OO) LA HACIENDA III 3121 INGERSOLL AVE Five (5) Day License
Class C Liquor License for Cinco De Mayo celebration on May 5, 2012. Pending approval of Building Department.

(PP) QUINTONS BAR & GRILL 401 E 5TH ST Five (5) Day License
Class B Beer License for Cinco De Mayo celebration on May 5, 2012. Pending approval of Building and Fire Departments.

(QQ) SCORES SPORTS BAR 2335 HICKMAN RD Five (5) Day License
Class C Liquor License for Drake Relays Party on April 27 – 28, 2012

(RR) WOOLYS 401 E 5TH ST Five (5) Day License
Class B Beer License for Cinco De Mayo celebration on May 5, 2012. Pending approval of
Building, Electrical and Fire Departments.

WITHDRAWN

[12-0587](#) 5. ~~City Clerk to issue Coin Operated Machine Licenses.~~

PUBLIC IMPROVEMENTS

6. Ordering construction of the following:

[12-0588](#) (A) Columbus Park & McHenry Park Water Features: Receiving of bids, (5-8-12), Setting date of hearing, (5-21-12). (Construction Estimate - \$400,000). (Council Communication No. 12-180) **Moved by Moore to adopt. Motion Carried 7-0.**

[12-0589](#) (B) Woodland Cemetery Entrance Arch: Receiving of bids, (5-8-12), Setting date of hearing, (5-21-12). (Construction Estimate - \$69,500). (Council Communication No. 12-181) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0590](#) 7. Communication from contractors requesting permission to sublet certain items on public improvement projects. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0591](#) 8. Approval of contract and bond and permission to sublet on Hubbell Elementary School Enhanced School Crossings, \$228,938.25. (Council Communication No. 12-184) **Moved by Hensley to adopt; refer to the City Manager for review and recommendation regarding creating a template for the City to use when we partner with non-profits or others to share the cost of public improvement projects. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

[12-0592](#) 9. Approving deletion of rental inspection assessment at 2905 High Street. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0593](#) 10. Accepting completed construction and approving final payment for 2009-10 Paving Program, Jasper Construction Services, Inc. **Moved by Hensley to adopt. Motion Carried 7-0.**

(A) Items regarding Druid Hill Drive from Bell Avenue to Casady Drive:

[12-0594](#) (1) Accepting work and ordering preparation of plat and schedule of assessments. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0595](#) (2) Adopting and levying final schedule of assessments and providing for payment. **Moved by Hensley to adopt. Motion Carried 7-0.**

(B) Items regarding E. 35th Street and Arthur Avenue from Easton Boulevard to E. 34th Street:

[12-0596](#) (1) [Accepting](#) work and ordering preparation of plat and schedule of assessments. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0597](#) (2) [Adopting](#) and levying final schedule of assessments and providing for payment. **Moved by Hensley to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

[12-0598](#) 11. [Authorizing](#) issuance of Replacement Quit Claim Deed for previously vacated property adjoining 523 Waterbury Circle to Shannon M. Musgrave and Kurt P. Musgrave, \$100. ([Council Communication No. 12-183](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0599](#) 12. [Acceptance](#) of Planned Unit Development (PUD) Restoration Irrevocable Letter of Credit for The Woods of Copper Creek residential subdivision, vicinity of 4700 Block of NE 23rd Avenue (Easton Boulevard). ([Council Communication No. 12-195](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0600](#) 13. [Release](#) of \$48,336 PUD Restoration Bond from Merchant's Bonding Company for satisfactory completion of required grading and site restoration at Dahl's Grocery Store, 3425 Ingersoll Avenue. ([Council Communication No. 12-190](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

WITHDRAWN

[12-0601](#) 14. [Recommendation](#) from Mayor Frank Cownie to reappoint Dr. David Drake to the Human Rights Commission, Seat 1, for a three year term commencing April 1, 2012 to expire April 1, 2015.

[12-0602](#) 15. [Recommendation](#) from Council Member Christine Hensley to appoint Jake Christensen to the Zoning Board of Adjustment, Seat 6, for a five-year term commencing April 1, 2011 to expire April 1, 2016. **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0603](#) 16. [Appointments](#) of Doug Brooks, Representative of Iowa Workforce Development, Breanne Bolin, Representative of Federal Enterprise Community, Mark Ackelson, Representative of City of Pleasant Hill, and Kaye Lozier as the At Large Representative to the Des Moines Enterprise Zone Commission for a two-year term to expire on January 24, 2014. ([Council Communication No. 12-187](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [12-0604](#) 17. On conveyance by installment contract of vacated east/west and north/south alley right-of-ways adjoining 319 SW 5th Street to Create 319, LLP, \$8,000, (5-7-12). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0605](#) 18. On conveyance of underground gas line easement on City-owned property at the Blank Park Zoo to MidAmerican Energy Company, \$1, (5-7-12). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0606](#) 19. On proposed amendment to the Third (2012) Year Action Plan of the 2010-2014 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan, (6-11-12). **Moved by Hensley to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [12-0607](#) 20. Approving payment to Belin McCormick Law Firm in conjunction with Kragnes v. City of Des Moines, Iowa, \$8,662.14. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0608](#) 21. Approving payment to Ken Murray for workers' compensation claim, \$28,597.80. **Moved by Hensley to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [12-0609](#) 22. Submitting travel and training request for T. M. Franklin Cownie. (Council Communication No. 12-193) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

- [12-0610](#) 23. First Amendment to the Iowa Economic Development Financial Assistance Contract by Kemin Industries, Inc., City of Des Moines and Iowa Department of Economic Development. (Council Communication No. 12-188) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0611](#) 24. Agreement with the National Recreation and Park Association (NRPA) for a \$20,000 grant award provided through the Sprite Spark Parks Program to aid in replacing existing basketball courts at Cheatom Park. (Council Communication No. 12-194) **Moved by Hensley to approve. Motion Carried 7-0.**
25. Applications from the Drake Relays Group for temporary banners as follows:
- [12-0612](#) (A) Grand Blue Mile on April 24, 2012 across the street on Grand Avenue between 12th and 13th Street for starting and finish lines. **Moved by Hensley to receive, file and approve banner. Motion Carried 7-0.**

- [12-0613](#) (B) [Drake](#) Relays On-The-Roads on April 28, 2012 across the street as the starting line on Forest between 27th and 29th Street and finish line on 25th Street. **Moved by Hensley to receive, file and approve banner. Motion Carried 7-0.**
- [12-0614](#) 26. [Receive](#) and file Quarterly Treasurer's Report as of March 31, 2012. **Moved by Hensley to receive and file. Motion Carried 7-0.**
- [12-0615](#) 27. [Execution](#) and delivery of Supplement No. 2 to the Governmental Lease-Purchase Master Agreement with Wells Fargo Bank, NA, not to exceed \$1,147,482, (to amend Roll Call 12-0464 of March 26, 2012). ([Council Communication No. 12-196](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0616](#) 28. [Bids](#) from Bayliff Construction (Walt Bayliff, President) and Lamberti Concrete (Miguel Hadsall, President) for annual contract with two (2) additional one-year renewal options to furnish concrete construction services for repair and maintenance of minor concrete improvements for use by the Building Services Division, annual estimate \$69,000. (Fifteen bids mailed, three received). **Moved by Hensley to adopt. Motion Carried 7-0.**
29. Bids from the following:
- [12-0617](#) (A) [AC](#) Contractors (Paul Chatham, President) for HVAC replacement at Fire Stations 2, 5, 6 and 7 for use by the Fire Department, \$145,160. (Seven bids mailed, two received). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0618](#) (B) [Bonnie's](#) Barricades (Bonnie Ruggless, President) for an annual contract with two (2) additional one-year renewal options to furnish traffic safety devices for use by the Public Works Department, annual estimate \$80,000. (Fours bids mailed, three received). **Moved by Moore to adopt. Motion Carried 7-0.**
- [12-0619](#) (C) [Quality](#) Painting (Pat Dawson, President) for annual contract with two (2) additional one-year renewal options to furnish graffiti removal services for used by Park and Recreation Department, annual estimate \$125,000. (Three bids mailed, three received). **Moved by Moore to adopt. Motion Carried 7-0.**
- WITHDRAWN**
- [12-0620](#) (D) ~~Trans-Iowa Equipment (Eric Thorson, Vice President) for non-competitive procurement for chemical root control system to be installed on an existing Vactor sewer cleaning truck for use by the Public Works Department, \$36,000.~~
- [12-0621](#) (E) [Pratt](#) Audio Visual (Cindy Egger, President) for a sound system at James W. Cownie Soccer Park for use by Park and Recreation Department, \$62,648. (Six bids mailed, one received). ([Council Communication No. 12-192](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[12-0622](#) 30. Civil Service Entrance Lists for Electronic Flow Meter Technician and Police Budget Specialist. **Moved by Hensley to receive and file. Motion Carried 7-0.**

[12-0623](#) 31. Authorizing Finance Director to draw checks on registers for weeks of April 23 and 30, 2012; to draw checks for the bills of the Des Moines Municipal Housing Agency for weeks of April 23 and 30, 2012; and to draw checks for biweekly payroll due May 4, 2012. **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

[12-0624](#) 32. Amending Chapter 114 of the Municipal Code submitting traffic regulation changes as follows: **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.**

(A) Removal of rush-hour restriction – Locust Street from 13th to 15th Streets.

(B) Traffic Control Signals – 11th Street and Euclid Avenue.

(C) Designated Handicapped Parking Space – north side of Woodland Avenue, west of 18th Street.

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

COUNCIL REQUESTS

[12-0625](#) 33. From Council Member Christine Hensley to discuss complaints received about peddlers in Des Moines. **Moved by Hensley to refer to the City Manager and Legal Department for review and recommendation back to Council within 30 days. Motion Carried 7-0.**

[12-0626](#) 34. From Council Member Brian Meyer to discuss Designated Music Venue ordinance. **Moved by Meyer to refer to the City Manager and Legal for review and recommendation. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [12-0627](#) 35. [Presentation](#) from Big Yellow Bike, LLC regarding multi-passenger bike tours in downtown Des Moines. **Moved by Hensley to receive and file comments, refer to the City Manager to work with the owner on implementation. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:03 P.M.) (ITEMS 36 THRU 46)

- [12-0628](#) 36. [On](#) appeal from Hamad G. Koko Ahmed, 3800 Martin Luther King, Jr. Parkway, regarding recommended denial of a Taxicab License, (continued from 4-9-12). **Moved by Griess to deny the license. Motion Carried 6-1. Nays: Meyer.**

37. On appeal by Conlin Properties of decision by the Historic Preservation Commission regarding replacement of windows at 826 18th Street:

- [12-0629](#) (A) [Affirming](#) decision to conditionally approve. **Moved by Hensley to refer back to the Historic Preservation Commission to review the new information presented. Motion Carried 7-0.**

OR

WITHDRAWN

- [12-0630](#) (B) [ALTERNATE RESOLUTION](#): Reversing the decision to conditionally approve.

- [12-0631](#) 38. [On](#) vacation and conveyance of the north/south alley lying between SW 9th and SW 12th Streets and running from Virginia Avenue to Pleasant View Drive to multiple property owners, \$300 total. ([Council Communication No. 12-185](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [12-0632](#) (A) [First](#) consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- [12-0633](#) (B) [Final](#) consideration of ordinance above (waiver requested by Jennifer Kerns), requires six 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, [#15,100](#). Motion Carried 7-0.**

39. Items regarding request from HOME Inc. for property at 1303 and 1305 Clark Street and 1512 and 1516 13th Street:

[12-0634](#)

(A) [Amending](#) the Des Moines 2020 Community Character Plan to revise the existing future land use designation from Low-Density Residential to Low/Medium-Density Residential. **Moved by Griess to adopt, and approve the proposed amendment. Motion Carried 7-0.**

[12-0635](#)

(B) [Hearing](#) on rezoning the property from “R1-60” (One-Family Low Density Residential) to Ltd. “R-3” (Multiple-Family Residential) to allow development of two small-lot two-family dwellings, and one small-lot single-family dwelling. **Moved by Griess to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

[12-0636](#)

(C) [First](#) consideration of ordinance above. **Moved by Griess that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[12-0637](#)

(D) [Final](#) consideration of ordinance above, (waiver requested by applicant), requires 6 votes. **Moved by Griess 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, [#15,101](#). Motion Carried 7-0.**

[12-0638](#)

40. [On](#) rezoning of 931 SE 21st Street from “M-1” (Light Industrial) to a Ltd. “M-2” (Heavy Industrial) to correct a publication error. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

[12-0639](#)

(A) [First](#) consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[12-0640](#)

(B) [Final](#) consideration of ordinance above (waiver requested by WRA), requires six 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, [#15,102](#). Motion Carried 7-0.**

[12-0641](#)

41. [On](#) request from Imperial Properties, Inc. to rezone 4141 E. 14th Street from “C-2” (General Retail and Highway Oriented Commercial) to “M-1” (Light Industrial) for a chrome plating operation. (Roll Call contains alternative motions) ([Council Communication No. 12-191](#)) **Moved by Mahaffey to adopt and to DENY the proposed rezoning. Direct the City Manager and City Attorney to work with the tenant (Chrome Reflections) for the next 60 days to come up with a permanent solution. Motion Carried 7-0.**

- [12-0642](#) 42. [On](#) proposed Lease-Purchase Agreement to acquire certain items of equipment consisting of nine dump trucks, an asphalt paver, and a compact motor control, not to exceed \$2,000,000. ([Council Communication No. 12-189](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0643](#) (A) [Authorization](#) for additional action. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0644](#) 43. [On](#) renewal of Parking Lease Agreement with Nelson Development, LLC for 418 E. Grand Avenue. **Moved by Meyer to adopt, and to continue the public hearing until May 7, 2012 at 5:00 PM. Motion Carried 7-0.**
- [12-0645](#) 44. [On](#) 2012 Levee Improvements – Contract 1: Resolution approving plans, specifications, form of contract documents, engineer’s estimate, receive and file bids, and designation of lowest responsible bidder as Reilly Construction Co., Inc., (Chris R. Reilly, President), \$438,067. ([Council Communication No. 12-179](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-0646](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-0647](#) 45. [On](#) 2012 Sewer Repair – Contract 1: Resolution approving plans, specifications, form of contract documents, engineer’s estimate, receive and file bids, and designation of lowest responsible bidder as J & K Contracting, LLC, (Jeremy Feldman, President), \$989,947.56. ([Council Communication No. 12-182](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-0648](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-0649](#) 46. [On](#) Tuttle Street at SW 8th & SW 9th Streets Traffic Signals: Resolution approving plans, specifications, form of contract documents, engineer’s estimate, receive and file bids, and designation of lowest responsible bidder as Baker Electric, Inc., (Britt Baker, CEO), \$224,840. ([Council Communication No. 12-186](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-0650](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

*** END HEARINGS AT 6:07 PM ***

APPROVING

- [12-0651](#) 47. **Consideration** of Class E Liquor License renewal for Fast Mart, 1401 Buchanan Avenue. **Moved by Mahaffey to grant the license subject to execution of an operational agreement containing all restrictions and limitations currently in place and agreed to by the applicant, and including no less than quarterly compliance reviews for applicant's compliance with the agreement. Motion Carried 6-1. Nays: Meyer.**
- [12-0652](#) 48. **Dismissing** proceedings on proposed rezoning of 1241 E. 38th Street, (requested by Arnold Dewitt). **Moved by Mahaffey to continue the proceedings to the May 7 Council Meeting; refer to the City Manager for review and recommendation regarding projects that were started prior to the new tax abatement ordinance, and that now fall under the new rules. Motion Carried 7-0.**

EXTRA ITEM

- [12-0653](#) 1. **Request** from Council Member Skip Moore to discuss establishing a City Council policy that all City Boards and Commissions be gender balanced. **Moved by Moore to refer to the City Manager and City Attorney for review and recommendation. Motion Carried 7-0.**

BOARD OF HEALTH

- [12-0654](#) MOTION TO CONVENE. **Moved by Griess that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**
1. Approving the Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:
- [12-0655](#) (A) **1900** Lincoln Avenue, fire-damaged main structure, Titleholders: Ronald L. Vaughn and Carol Guyer. **Moved by Griess to adopt. Motion Carried 7-0.**
- [12-0656](#) (B) **1400** Mondamin Avenue, main structure, Titleholder: Cloteal M. Carr and Larry Carr (deceased); Mortgage Holder: The Bank of New York Mellon Trust Company, N.A. as successor to JP Morgan Chase Bank N.A. as Trustee for RASC2003KS4. **Moved by Griess to adopt. Motion Carried 7-0.**
- [12-0657](#) MOTION TO ADJOURN. **Moved by Griess to adjourn at 6:27 PM Motion Carried 7-0.**