



*** 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

October 22, 2012
4:30 PM

PROCLAMATIONS – 4:00 PM

[National](#) Federation of the Blind - Meet the Blind Month

[National](#) Disability Employment Awareness Month

[Des](#) Moines' Jazz History Day

INVOCATION: Council Member Moore

- [12-1595](#) 1. ROLL CALL: **Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.**
- [12-1596](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1597](#) 3. APPROVING CONSENT AGENDA * – items 3 through 32: **Moved by Mahaffey 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

[12-1598](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Griess to adopt; continue item 4(A) Dublin to November 5, 2012, refer the Dublin to the City Manager to work with the applicant, the Police Department and Drake University on an operation agreement. Motion Carried 7-0.**

NEW APPLICATIONS

* (A)	DUBLIN	2307 UNIVERSITY	C Liquor
(B)	FAT TONYS	1500 SE 1ST ST	C Liquor
(C)	FIGHTING BURRITO	309 13TH ST	B Beer
(D)	HY VEE WINE SHOP	730 3RD ST	C Beer
(E)	NOODLES & COMPANY	2105 INGERSOLL	C Beer/Wine

RENEWAL APPLICATIONS

(F)	APEX OIL	1200 SE 30TH ST	C Beer
(G)	BIG CITY BURGERS & GREENS	400 LOCUST ST	C Liquor
(H)	BLAZING SADDLE	416 E 5TH ST	C Liquor
(I)	BORDENAROS PIZZA	6108 SW 9TH ST	C Liquor
(J)	CAMPBELLS CONCESSIONS	3000 E GRAND AVE	B Beer
(K)	CAMPBELLS CONCESSIONS	3000 E GRAND AVE	B Beer
(L)	CENTRO RESTAURANT	1011 LOCUST ST	C Liquor
(M)	CHEESE SHOP OF DES MOINES	833 42ND ST	C Beer/Wine
(N)	DAHLS FOODS	4343 MERLE HAY	E Liquor
(O)	DUDS N SUDS	2629 BEAVER AVE	B Beer
(P)	GIT N GO STORE #33	865 42ND ST	C Beer
(Q)	GIT N GO STORE #42	806 SE 14TH ST	C Beer
(R)	GRAND VIEW COLLEGE	1500 MORTON AVE	C Beer/Wine
(S)	HESSEN HAUS	101 4TH STREET	C Liquor
(T)	KAMODO KLUB SAKE N SUSHI	214 3RD ST	C Liquor
(U)	MEXICAN MARKET	1456 2ND AVE	C Beer
(V)	STANDARD	208 3RD ST	C Liquor
(W)	TROPIK RESTAURANT	3015 MERLE HAY RD	C Liquor

TRANSFER TO NEW LOCATION

(X)	LUNA	1312 LOCUST ST	C Beer/Wine
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Temporary transfer from 621 Des Moines Street. Pending approval of Building and Electrical Departments.

SPECIAL EVENTS APPLICATIONS

(Y) CATERING DSM 1011 LOCUST ST Five (5) Day License
Class C Liquor License for Networking Event on November 8, 2012.

(Z) EMBASSY CLUB-TEMPLE 1011 LOCUST ST Five (5) Day License
Class C Liquor License for a wedding reception on November 3, 2012.

(AA) EMBASSY CLUB-TEMPLE 1011 LOCUST ST Five (5) Day License
Class C Liquor License for wedding receptions on November 9 and 10, 2012.

(BB) WATLAO BUDDHAVAS 3000 E GRAND AVE Five (5) Day License
Class B Beer License for an event on November 10, 2012.

- [12-1599](#) 5. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

- [12-1600](#) 6. [Authorize](#) City Manager to initiate grant applications for a future traffic signal with turn lanes at NE 46th Street and Hubbell Avenue. ([Council Communication No. 12-557](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

- [12-1601](#) 7. [Approving](#) Professional Services Agreement with Shive Hattery, Inc. for design and construction phase services for the Police Department Evidence Storage Facility, Phase II, not to exceed \$85,371. ([Council Communication No. 12-551](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

8. Accepting completed construction and approving final payment for the following:

- [12-1602](#) (A) [2010](#) Storm Sewer Repair Contract 1, The Underground Company, Ltd. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

- [12-1603](#) (B) [2011](#) HMA Pavement Scarification and Resurfacing, Grimes Asphalt & Paving Corporation. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

- [12-1604](#) (C) [Merle](#) Hay Road Traffic Signal Interconnect, Iowa Signal, Inc. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

- [12-1605](#) (D) [Washington](#) Avenue Pump Station Modifications, Baker Electric, Inc. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [12-1606](#) 9. [Levying](#) assessments for cost of Nuisance Abatement-NAC Emergency Orders (Community Development) for Schedule No. 2012-06. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1607](#) 10. [Approving](#) deletion of NAC-Emergency Assessment at 2733 Sheridan Avenue. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [12-1608](#) 11. [Approving](#) Tax Abatement Applications for additional value added improvements completed during 2012, (88 applications). ([Council Communication No. 12-544](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [12-1609](#) 12. [Regarding](#) City Council initiated request for vacation of Wagner Street from north/south alley to 5th Avenue and a 132-foot segment of the north/south alley between 5th Avenue and 6th Avenue north of Vine Street, subject to conditions. **Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [12-1610](#) 13. [On](#) request from Hubbell Properties II, LC (owner) represented by Steve Niebuhr (officer) to rezone property at 4312, 4282, 4250, and 4216 E. 50th Street from Limited “M-1” (Light Industrial) to “R-3” (Multiple Family Residential) to allow development of up to 200 residential apartments, (11-5-12). **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1611](#) 14. [On](#) request from Conlin Properties, Inc. represented by James C. Conlin, to rezone property at 3710 Hubbell Avenue from “C-2” (General Retail and Highway Oriented Commercial) and “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Unit Development) for development of 254 residential dwelling units, (11-5-12). **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1612](#) 15. [On](#) request from 3201 Forest LLC (developer) represented by Mike Nelson to rezone property at 3201, 3211, 3221 Forest Avenue and 1414 32nd Street from “C-1” (Neighborhood Retail Commercial), “R1-60” (One-Family Low-Density Residential), and “R-3” (Multiple-Family Residential) to Limited “NPC” (Neighborhood Pedestrian Commercial), to allow redevelopment of the property for pedestrian-oriented multiple-family residential apartments, subject to conditions, (11-5-12). **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1613](#) 16. [Communication](#) from Planning and Zoning regarding City Council initiated request for vacation of segments of right-of-ways at dead end segment of the north/south alley between SE 14th Street and SE 14th Court south of E. Market Street, segment of SE 14th Court south of E. Market Street and north of Scott Avenue, segment of the north/south alley between SE 14th Court and SE 15th Street south of E. Market Street, and segment of SE 15th Street south of E. Market and north of vacated Raccoon Street for relocation of a spur line for the Norfolk Southern Railroad as part of the Southeast Connector Project. **Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.**

[12-1614](#) (A) [Setting](#) date of hearing on vacation of various street and alley rights-of-way for the Southeast Connector Project, (11-5-12). **Moved by Mahaffey to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

17. Approving workers' compensation claims for the following:

[12-1615](#) (A) [Jason](#) Preston, \$29,407.62. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1616](#) (B) [Albert](#) Salazar, \$14,672.25. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1617](#) (C) [Rickey](#) Figgins, \$40,197.75. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1618](#) 18. [Approving](#) payment of \$20,000 to Dorothy Kelley for a Trip and Fall Settlement. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1619](#) 19. [Approving](#) payment of \$180 to Belin McCormick Law Firm for services related to Kragnes v. City of Des Moines, Iowa. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

[12-1620](#) 20. [Submitting](#) travel and training requests for T.M. Franklin Cownie, John Herzog and Robert Mezera. ([Council Communication No. 12-556](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

APPROVING

21. Number Not Used.
- [12-1621](#) 22. [Iowa](#) Economic Development Authority (IEDA) State Energy Program Grant Sub-Recipient Contract of \$40,202.84, and authorizing City Manager to negotiate and execute Assignment and Assumption Agreement of grant to Des Moines Metropolitan Wastewater Reclamation Authority (WRA). **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1622](#) 23. [Community](#) Development Block Grant Disaster Recovery Loan of \$3,000,000 and contract documents with Ingersoll Square Phase II, LP for development of 63 apartments at 2000 High Street. ([Council Communication No. 12-550](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1623](#) 24. [FY2012](#) Equitable Sharing Agreement and Certification Report to U.S. Department of Justice, in conjunction with federally forfeited property. ([Council Communication No. 12-546](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1624](#) 25. [Grant](#) agreement with Iowa Homeland Security and Emergency Management Division (HSEMD) for the Law Enforcement Intelligence Network Region 5 (LEIN 5), \$147,882. ([Council Communication No. 12-547](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
26. Amending the City of Des Moines 28E Agreements for Hazardous Materials Response for participating counties: ([Council Communication No. 12-554](#))
 - [12-1625](#) (A) [Boone](#) County. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
 - [12-1626](#) (B) [Dallas](#) County. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
 - [12-1627](#) (C) [Madison](#) County. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
 - [12-1628](#) (D) [Marshall](#) County and Marshall County Emergency Management Commission. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
 - [12-1629](#) (E) [Polk](#) County. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
 - [12-1630](#) (F) [Story](#) County and Story County Emergency Management Commission. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
 - [12-1631](#) (G) [Warren](#) County. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [12-1632](#) 27. [The](#) 6th Avenue Streetscape Concept Plan and authorizing staff to proceed with design for a limited portion of the overall project. ([Council Communication No. 12-553](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
28. Number Not Used.
- [12-1633](#) 29. [Receive](#) and file Quarterly Treasurer's Report as of September 30, 2012. **Moved by Mahaffey to receive and file. Motion Carried 7-0.**

30. Bids from the following:

[12-1634](#)

(A) [Pomeroy](#) IT Solutions (Chris Fromm, President) for Uninterruptable Power Supply (UPS) equipment for the Dispatch Center of the Police Department, \$52,382.21. (Nine bids mailed, four received). **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1635](#)

(B) [Quality](#) Painting Company (Patricia Dawson) and Michael O'Brien (Owner) for an annual contract with two (2) additional one-year renewal options to furnish tuck pointing and caulking services for use by the Park & Recreation Department, estimated annual cost \$80,000. (Five bids mailed, two received). **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1636](#)

(C) [Faro](#) Technologies Inc. (Simon Raab and Greg Fraser, Owners) for a laser scanner per US General Services Administration (GSA) Schedule 66 Contract for use by the Identification Section of the Police Department for forensic and accident reconstruction, \$49,576.81. ([Council Communication No. 12-545](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1637](#)

31. [Civil](#) Service Promotional List for Medium Equipment Operator. **Moved by Mahaffey to receive and file. Motion Carried 7-0.**

[12-1638](#)

32. [Authorizing](#) Finance Director to draw [checks](#) on registers for weeks of October 22 and October 29, 2012; to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for weeks of October 22 and October 29, 2012; and to draw checks for biweekly payroll due November 2, 2012. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

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

COUNCIL REQUESTS

- [12-1639](#) 33. [Communication](#) from Council Member Brian Meyer regarding Market District redevelopment and Municipal Services Center Phase 2. **Moved by Meyer to receive and file, and to direct the City Manager to recommend an implementation strategy to relocate the Public Works facilities to the Municipal Services Center and to monitor the availability of other critical development parcels, consistent with available funding. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [12-1640](#) 34. [From](#) Don Burgmaier, 1101 21st Street, to speak regarding an adverse decision made by the Administrative Hearing Officer on September 19, 2012. **Moved by Hensley to receive and file comments. Motion Carried 6-1. Nays: Griess.**
- [12-1641](#) 35. [From](#) Todd A. Francisco, President, Local 4 – International Association of Fire Fighters, to speak regarding their perspective on the FY13 budget impact of the cuts within the Fire Department. **Moved by Hensley to receive and file comments; refer to the City Manager to report back in 30 days. Motion Carried 7-0.**
- [12-1642](#) 36. [Speakers](#) regarding the Beaverdale Avenue Streetscape Project. **Moved by Griess to receive and file comments. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:14 PM) (ITEMS 37 THRU 45)

- [12-1643](#) 37. [On](#) sale by installment contract of City-owned property in the vicinity of 900 Mulberry Street (Central Fire Station No. 1) to Des Moines Social Club, \$600,000. ([Council Communication No. 12-552](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [12-1644](#) (A) [Communication](#) from Des Moines Social Club. **Moved by Hensley to receive and file. Motion Carried 7-0.**
- [12-1645](#) 38. [On](#) vacation of east/west and north/south alleys located in the block bounded by E. 1st Street, E. Court Avenue, E. 2nd Street and the Norfolk Southern Railway. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-1646](#) (A) [First](#) consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [12-1647](#) (B) [Final](#) consideration of ordinance above (waiver requested by City Engineer), 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, [#15,137](#). Motion Carried 7-0.**

[12-1648](#) 39. [On](#) Community Development Department request to amend the Des Moines' 2020 Community Character Plan to revise and expand the future land use map to designate future land use for undesignated areas that have been annexed and to add the development control zone classification for areas that are subject to flood hazards. **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1649](#) 40. [On](#) request from Luther Park Health Center, Inc. for a 6th Amendment to the Luther Park PUD Conceptual Plan in the vicinity of 2906 E. 16th Street to allow construction of a one-story addition for 10 memory care residential units to the west side of The Gardens assisted living facility along Hull Avenue, subject to conditions. **Moved by Mahaffey to adopt and to continue the public hearing until November 19, 2012. Motion Carried 7-0.**

41. Items regarding property at 2419 SE 14th Street, Strollo Development LLC:

[12-1650](#) (A) [To](#) amend the 2020 Community Character Plan to revise the future land use designation from Low-Density Residential to Commercial: Auto-Oriented Small-Scale Strip Development. **Moved by Meyer to continue to November 19, 2012, and refer to the Plan and Zoning Commission for review. Motion Carried 7-0.**

[12-1651](#) (B) [Hearing](#) on rezoning of the property to remove the VDL (Vehicle Display Lot Overlay) to allow expansion of the RV sales lot, subject to conditions. **Moved by Meyer to continue to November 19, 2012 at 5:00 PM. Motion Carried 7-0.**

WITHDRAWN

[12-1652](#) (C) [First](#) consideration of ordinance above.

42. Items regarding property at 5602 SW 9th Street, Christ the King Housing Services, LLP:

[12-1653](#) (A) [To](#) amend the 2020 Community Character Plan to revise the future land use designation from Low-Density Residential to High Density Residential. **Moved by Hensley to adopt and approve the proposed amendment. Motion Carried 7-0.**

[12-1654](#) (B) [Hearing](#) on rezoning of the property from "C-2" (General Retail and Highway Oriented Commercial) and "R1-60" (One-Family Low-Density Residential) to Ltd. "R-4" (High-Density Residential) to allow development of 25 senior residential apartments, subject to conditions. **Moved by Hensley to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

- [12-1655](#) (C) [First](#) consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [12-1656](#) (D) [Final](#) consideration of ordinance above (waiver requested by the applicant), requires 6 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, [#15,138](#). Motion Carried 7-0.**
43. Items regarding property at 909 E. 27th Street, Jeff Nicholson, Owner:
- [12-1657](#) (A) [To](#) amend the 2020 Community Character Plan to revise the future land use designation from One-Family Low-Density Residential to Neighborhood Retail Commercial. **Moved by Meyer to adopt, and approve the proposed amendment. Motion Carried 7-0.**
- [12-1658](#) (B) [Hearing](#) on rezoning of the property from “R1-60” (One-Family Low Density Residential) to “C-1” (Neighborhood Retail Commercial) to allow expansion of the existing outdoor power equipment business, subject to screening of any outdoor storage. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [12-1659](#) (C) [First](#) consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [12-1660](#) (D) Final consideration of ordinance above. **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, [#15,139](#). Motion Carried 7-0.**
- [12-1661](#) 44. [On](#) PCC Overlay – E. 18th Street from E. Walnut Street to Dean Avenue: Resolution approving plans, specifications, form of contract documents, Engineer’s Estimate and designation of lowest responsible bidder as Sternquist Construction Inc., (Britt Sternquist, President), \$127,968. ([Council Communication No. 12-548](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [12-1662](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1663](#) 45. [On](#) Inter-Urban Trail Bridge Repair: Resolution approving plans, specifications, form of contract documents, Engineer's Estimate and designation of lowest responsible bidder as Cramer and Associates, Inc., (Robert Cramer, President/CAO), \$229,804.25. ([Council Communication No. 12-549](#)) **Moved by Griess to adopt. Motion Carried 7-0.**

[12-1664](#) (A) [Approval](#) of contract and bond, and permission to sublet. **Moved by Griess to adopt. Motion Carried 7-0.**

END HEARINGS AT 5:43 PM

APPROVING

46. Items regarding the redevelopment of the Southern Meadows property in the vicinity of 2800 SE 8th Street by Hatch Development Group, LLC: ([Council Communication No. 12-558](#))

[12-1665](#) (A) [Accepting](#) PUD Restoration Bond for grading of the property. **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1666](#) (B) [Setting](#) date of hearing on sale and conveyance of City-owned property at 2843 and 2839 Indianola Avenue to Hatch Development Group, LLC, (11-5-12). **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1667](#) (C) [Home](#) Funding Agreement with Hatch Development Group LLC for the development of 38 units of housing. **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1668](#) (D) [NSP](#) Funding Agreement with Southern Meadows Home LP for the development of 38 units of housing. **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1669](#) (E) [Private](#) Construction Contract between Koester Construction Co., Inc. and Hatch Development Group LLC for storm sewer improvements in 2606 SE 7th Street, \$65,520. **Moved by Meyer to adopt. Motion Carried 7-0.**

[12-1670](#) 47. [Park](#) and Recreation Department reduction in force. ([Council Communication No. 12-555](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

EXTRA ITEMS

[12-1671](#) 1. [Accepting](#) resignation of Gabriel Carnes from the Traffic Safety Committee, Seat 4, effective October 22, 2012 and recommendation from Council Member Halley Griess to appoint Gabriel Carnes to the Human Rights Commission, Seat 4, effective October 22, 2012. Sponsor: Council Member Griess. **Moved by Griess to accept his resignation with appreciation for service and to approve appointment. Motion Carried 7-0.**

BOARD OF HEALTH

[12-1672](#) 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:

[12-1673](#) (A) [318](#) E. Holcomb Avenue, main structure and garage structure, Titleholder: Robert W. Tavenner; Contract Buyers: Paul Fausett (deceased) and Peggy Fausett (deceased) and All Known and Unknown Heirs to Paul and Peggy Fausett, Dena Freeman a/k/a Dena M. Taylor, Heir; Bobbi Jo Fausett, Heir; and Paul E. Fausett, Heir. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1674](#) (B) [3023](#) E. 13th Street, main structure, Titleholder: Joan Shrader; Mortgage Holder: National City Mortgage Company d/b/a Commonwealth United Mortgage Company. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[12-1675](#) MOTION TO ADJOURN. **Moved by Griess to adjourn at 5:50 PM. Motion Carried 7-0.**

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