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March 4, 2002	02-529 thru 02-550 02-551 thru 02-571 02-572 thru 02-600 02-601 thru 02-615 02-616 thru 02-634
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SUMMARY OF DES MOINES CITY COUNCIL MEETING

March 4, 2002 4:30 P.M.

SPECIAL PRESENTATIONS - will be presented at 6:00 P.M.:

Spirit of Des Moines Award - Des Moines #2 Hy-Vee

INVOCATION: Pastor John Chadwick, Grace Lutheran Church

02-534 1. ROLL CALL: **Present: Daniels, Brooks, Cownie, Hensley, McPherson, and Vlassis. Absent: Coleman. (Council Member Coleman entered the meeting at 4:35 PM)**

02-535 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Vlassis to adopt. Motion Carried 6-1. Absent: Coleman.**

02-536 3. APPROVING CONSENT AGENDA - items 3 through 46: **Moved by Vlassis to adopt the balance of the consent agenda. Motion Carried 6-1.**

LICENSES AND PERMITS:

Approving

02-537 4. The following Beer/Liquor Applications. **Moved by Vlassis to adopt. Motion Carried 6-1.**

NEW APPLICATIONS

1. Thai Flavors	1254 E. 14th Street
2. Porky's	4444 Douglas Avenue

4. RENEWAL APPLICATIONS

3. Hazel's Blue Sky	3940 Dixon Street
4. Kelly's	1701 E. Grand Avenue
5. Forty Three Restaurant	1000 Walnut Street
6. Git N Go #10	816 E. Euclid Avenue
7. Peggy's Tavern	3020 Forest Avenue
8. Raccoon River Brewing	200 10th Street
9. Bowlerama Lanes	1313 E. Diehl Avenue
10. Winstons Pub and Grille	601 Locust Street
11. Bistro Montage	2724 Ingersoll Ave
12. Scornovacca's Pizza	3900 E. 14th Street
13. Independent Lodge No. 4	1601 6th Avenue
14. Southridge Amoco	6300 SE 14th Street
15-17. Hawkeye Pantry	501 Locust Street
18. Iowa Beef Steakhouse	1201 E. Euclid Ave
19. Hairy Mary's	2307 University Ave
20-21. QuikTrip #559	4024 Fleur Drive
22. Francie's	2100 Wakonda View
23. La Hacienda Restaurant	111 Army Post Road
24. Alpine Tap Room	2720 Ingersoll Ave
25. Tim Flanagans Restaurant Temporary Outdoor Service for St. Patricks Celebration 3-15-02 to 3-18- 02	2120 Ingersoll Ave

02-538 5. City Clerk to issue Coin-Operated Machine Licenses. **Moved by Vlassis to adopt. Motion Carried 5-1-1. Nays: McPherson. Absent: Coleman**

PUBLIC IMPROVEMENTS

02-539 6. Approving preliminary design concept and authorization to proceed with final design and right-of-way acquisition for Merle Hay Road widening between Ovid Avenue and Douglas

Avenue. ([Council Communication No. 02-107](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-540 7. Approving and authorizing the execution of Iowa Department of Transportation Preconstruction Agreement for the M.L. King Interchange and Cottage Grove Avenue. ([Council Communication No. 02-109](#)). **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Brooks.**

8. Items regarding Skywalk Bridge 9C-9D - Hubbell Building to Federal Home Loan Bank Building:

02-541 (A) Resolution Ordering Construction, Receiving of Bids (3-26-02), and Setting Date of Hearing (4-8-02), (Construction Estimate - \$485,000). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-542 (B) Supplemental Agreement No. 1 with Williams Anderson Architecture, for bid and construction phase services, \$24,945. ([Council Communication No. 02-112](#)). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-543 (C) Authorization to negotiate First Amendment to Skywalk Agreement with Federal Home Loan Bank of Des Moines, to provide for shared HVAC equipment in the Skywalk Corridor. ([Council Communication No. 02-110](#)). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-544 (D) Setting Date of Hearing on vacation and conveyance of a portion of the North/South alley right-of-way between 9th, 10th, Walnut and Mulberry, to Hubbell Realty Company, \$50, with an obligation to construct a Skywalk Corridor, (3-18-02). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-545 9. Approving designation of lowest responsible bidder as Western Waterproofing Co., Inc. (William L. Bishop, CEO, WDSM) and contract and bond for Court Avenue Bridge over Des Moines River Railing Repairs, \$297,500. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-546 (A) Approving Change Order No. One for deduction in the amount of \$11,500 to delay start of work. ([Council Communication No. 02-111](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

10. Ordering Construction of the following:

02-547 (A) East Locust Streetscape Improvements, Receiving of Bids, (3-26-02), and Setting Date of Hearing, (4-8-02). (Construction Estimate - \$2,400,000). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-548 (B) Fire Station No. 6 (1919 SE 6th) Renovation, Receiving of Bids, (3-19-02), and Setting Date of Hearing, (4-8-02). (Construction Estimate - \$458,600). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-549 (C) WRF Building 30 Platforms, Receiving of Bids, (3-19-02), and Setting Date of Hearing, (4-8-02). (Construction Estimate - \$27,500). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-550 (D) WRF Variable Frequency Drive Replacement, Receiving of Bids, (3-19-02), and Setting Date of Hearing, (4-8-02). (Construction Estimate - \$165,000). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-551 11. Approving private construction contract for Street Improvements for traffic signals at SW 34th Street and Army Post Road between Iowa Signal and Electric Co., (Ronald R. Johnson, President) and ABC Partners, LP, (Richard Marguiles, Treasurer of General Partner), \$107,770. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-552 12. Authorizing City Engineer to proceed with Paving or Curb Replacement Program/Request to Repair Driveway Petitions, waivers signed by two property owners. **Moved by Vlassis to adopt. Motion Carried 6-1.**

13. Accepting completed construction and approving final payment of the following:

02-553 (A) 28th Street Sanitary Sewer at Grand Avenue, The Underground Company, Ltd., with as-built cost of \$25,430, \$1,271.50 to be paid at the end of thirty days. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-554 (B) Northeast Interceptor Connector Sanitary Sewer, Van Hauen & Associates, Inc., with as-built cost of \$638,418.30, \$3,858.99 due now and \$31,920.92 to be paid at the end of thirty days. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-555 14. Approving partial payments on six (6) public improvement projects. (Call City Clerk's Office for list.) **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-556 15. Communication from M. Peterson Construction Co. requesting permission to sublet certain items on M. L. King Jr. Parkway Paving-SW 16th Street to SW 7th Street. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-557 16. Communication from Larson & Larson Construction, LLC, Jeffrey C. Larson, President for the Gray's Lake Resource Center Railing Project for an extension of time (28 days) with a revised completion date of February 28, 2002. **Moved by Vlassis to adopt. Motion Carried 6-1.**

SPECIAL ASSESSMENTS

02-558 17. Resolution levying assessments for cost of Nuisance Abatement-NAC Emergency Orders (Community Development) Schedule No. 2002-02. **Moved by Vlassis to adopt. Motion Carried 6-1.**

LAND/PROPERTY TRANSACTIONS

02-559 18. Resolution approving closing on conveyance of Parcel "C" to Nationwide Mutual Insurance Company, (block bounded by 12th, 13th, Locust and Walnut - with adjoining air and tunneling rights). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-560 19. Approve and accept two Quit Claim Deeds for excess property in the Logan Urban Renewal Area, from Ben's Keystone Construction L.C. and Jose Gallardo. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-561 20. Approve and Accept Revised Offer to Purchase real estate and acceptance and warranty deed for 924 - 19th Street (Marion Harker) for the Martin Luther King, Jr. Parkway Project-North/South Segment; \$91,405. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-562 21. Approve and Accept Tenant Consent for 2709 Cleveland Avenue for Easton Boulevard Detention Basin N/K/A Leetown Creekway; \$50. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-563 22. Approving Tax Abatement Application for additional value added by improvement made during 2001. (8th Submittal)-(Application on file in City Clerk's Office). ([Council Communication No. 02-115](#)). **Moved by Vlassis to adopt. Motion Carried 6-1.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

02-564 23. Recommendation of Council Member Mike McPherson to appoint Paul Sadler to seat 8 on the Neighborhood Revitalization Board for a three year term commencing June 30, 2001 to expire June 30, 2004. **Moved by Vlassis to adopt. Motion Carried 6-1.**

SETTING DATE OF HEARINGS

02-565 24. On request from Bradley McAninch, purchaser, to rezone property located at 1219 E. Herold Avenue from "R-3" Multiple Family Residential District and "FW" Floodway District to a Ltd. "C-2" General Retail and Highway Oriented Commercial District for a proposed auto repair use, (4-8-02). **Moved by Vlassis to adopt. Motion Carried 6-1.**

25. On lease of vacated property in the vicinity of Glenview Drive and River Oaks Drive, (3-18-02)

02-566 (A) Howard and Prudence Taylor, \$200. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-567 (B) James and Sue Cornick, \$100. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-568 26. On Supplement No. 7 to the Governmental Lease-Purchase Master Agreement with Banc of America Leasing & Capital LLC, \$81,268, for acquiring five (5) Ford 2002 F-150 pickup trucks, (03-18-02). ([Council Communication No. 02-114](#)). **Moved by Vlassis to adopt.**

Motion Carried 6-1.

02-569 27. On appeal from Julian and Jane Archer of Historic District Commission denial of application for Certificate of Appropriateness, for construction of a fence at 446-29th in Owl's Head, (4-8-02). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-570 28. On sale of land between 1st and 2nd Streets north of Vine Street, to Vine Street Limited Partnership, \$10, subject to covenants requiring the land be used for proposed Vine Street Lofts Housing Project, (3-18-02). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-571 (A) On amendments to the contract for sale of vacated alley in the block north of Vine Street between 1st and 2nd, to Neighborhood Improvement Corporation for the Vine Street Lofts project, (3-18-02). **Moved by Vlassis to adopt. Motion Carried 6-1.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

02-572 29. Approving payment of \$2,806.58 to Patterson, Lorentzen, Duffield, Timmons, Irish, Becker & Ordway, L.L.P. for representation of City in lawsuit entitled Merchants White Line Warehousing, Inc., Reppert Transfer and Storage Co., and Ackerman Auto Parts Co.,Inc. **Moved by Vlassis to approve payment. Motion Carried 6-1.**

02-573 30. Approving payment of \$275 to Spiegel & McDiarmid Law Firm for consultation and representation in connection with City's response to FAA concerns regarding the City's Airport PILOT charge. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-574 31. Approving payment of \$4,211.94 to Duncan, Green, Brown, Langeness & Eckley for representation of the City in matters involving the airport parking garages. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-575 32. Approving payment of \$100.20 to law firm of Phillips, Goldman & Spence, P.A. for representation of the City in the Trans World Airlines, Inc. bankruptcy. **Moved by Vlassis to adopt. Motion Carried 6-1.**

CITY MANAGER COMMUNICATIONS

02-576 33. Submitting various traffic regulation changes as follows. **Moved by Vlassis to receive, file and refer to Legal Department for preparation of proper legislation. Motion Carried 6-1.**

(1) Provide Specifically Designated Parking Spaces for the United States Attorney's Office--East Side of East 1st Street South of Walnut Street.

(2) Parking Restrictions in New Construction Area--11th/12th Street Connection of the Martin Luther King Jr. Parkway Project.

(3) Corner Clearance Extension--North Side of University Avenue West of 28th Street.

(4) Parking Restriction--West Side of 49th Place Along the Curve South of Urbandale Avenue.

[\(Council Communication No. 02-108\)](#)

02-577 34. Submitting out-of-state travel requests for Ann Shimerdla, Deb Musselman, Bruce Bergman, Phil Delafield, Paul Bushore, and Sandra Ragona. [\(Council Communication No. 02-105\)](#). **Moved by Vlassis to adopt. Motion Carried 6-1.**

APPROVING

02-578 35. Supplement No. 5, to Governmental Lease-Purchase Master Agreement between the City and Banc Of American Leasing & Capital, LLC, in principal amount of \$806,457, for Airport Airfield maintenance equipment. [\(Council Communication No. 02-106\)](#). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-579 36. Submitting applications to obtain grant funds of \$990,000 from the FY 2002 HUD Economic Development Initiative for redevelopment of the Des Moines Agrimergent Technology Park. [\(Council Communication No. 02-116\)](#). **Moved by Vlassis to approve. Motion Carried 6-1.**

02-580 37. First Amendment to State of Iowa CEBA Loan and City of Des Moines Loan to Color Converting Industries, Co. requesting an additional one year extension of job attainment to December 31, 2003. [\(Council Communication No. 02-117\)](#). **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-581 38. Second Amendments to State of Iowa CEBA Loan and City of Des Moines Loan to Trans-Lux Midwest Corporation for extension of job attainment to December 31, 2002 for both CEBA and DMALF loans. [\(Council Communication No. 02-118\)](#). **Moved by Vlassis to adopt. Motion Carried 6-1.**

39. Bids for the following:

02-582 (A) Mid-States Ford Truck Sales, (Marv Perry, President) for five pick up trucks to be used by the Public Works Department, Solid Waste Division, \$81,268.75. (8 bids mailed, 4 received) **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-583 (B) Sandry Fire Supply, (Bob Sandry, President, Lansing, IA) for extrication equipment to be used by the Fire Department, \$76,675. (8 bids mailed, 2 received) [\(Council Communication No. 02-104\)](#). **Moved by Vlassis to adopt. Motion Carried 6-1.**

WITHDRAWN02-584 40. Accepting and approving Single Beverage Provider Agreement with Pepsi Americas for existing park facilities and concessionaires, (3 bids mailed - 2 received).

02-585 41. Civil Service Entrance Lists for Animal Handler, Animal Control Officer, and Park

and Aviation Maintenance Technician. **Moved by Vlassis to receive and file. Motion Carried 6-1.**

02-586 42. Authorizing Finance Director to draw checks on check registers of March 8 and March 15, 2002; bills of the Des Moines Municipal Housing Agency for the weeks of March 4 and March 11, 2002; and to draw checks for biweekly payroll due employees on March 8, 2002. **Moved by Vlassis to adopt. Motion Carried 6-1.**

02-587 43. Legislative Update for the 79th Iowa General Assembly. **Moved by Vlassis to receive and file report. Motion Carried 6-1.**

ORDINANCES - FINAL CONSIDERATION

02-588 44. Amending Ordinance No. 13,386 to designate the expanded ACCENT Neighborhood Urban Renewal Area as a Tax Increment Financing District. **Moved by Vlassis that this ordinance do now pass, #14,058. Motion Carried 6-1.**

02-589 45. Renaming a portion of Indianola Avenue between SW 7th and SE 1st Street, to Indianola Road; and renaming a portion of Clifton Avenue between SW 7th and SW 9th to Indianola Road. **Moved by Vlassis that this ordinance do now pass, #14,059. Motion Carried 6-1.**

ORDINANCES - SECOND CONSIDERATION

02-590 46. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows. **Moved by Vlassis that this ordinance be considered and given second vote for passage. Motion Carried 6-1.**

(1) Corner Clearance--North Side of East Holcomb Avenue, West of Saylor Road.

(2) Corner Clearance--East Side of Polk Boulevard, South of Boulevard Place.

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

****Council considered Hearing Items next (56 through 66), starting at 4:50 PM****

ORDINANCES - FIRST CONSIDERATION

02-591 47. Amending Chapter 114 of the Municipal Code to allow nighttime and weekend parking on Des Moines Street between East 9th Street and East 12th Street. **Moved by Brooks that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

02-592 (A) Final consideration of ordinance above. **Moved by Brooks that the rule requiring that ordinances 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, [#14,060](#). Motion Carried 7-0.

02-593 48. Amending Chapter 2 of the Municipal Code regarding political activities of city employees; code update to be consistent with terms of State Law. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

02-594 49. Amending Chapter 34 of the Municipal Code regarding sale of burial spaces, lots and plots for right of interment; code update. **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

02-595 50. Amending Chapter 2 of the Municipal Code regarding support staff for the Access Advisory Board; code update. ([Council Communication No. 02-119](#)). **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

02-596 51. Amending Chapter 74 of the Municipal Code, regarding fees for various Park and Recreation facilities. ([Council Communication No. 02-120](#)). **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

WITHDRAWN02-597 (A) Final consideration of ordinance above, (wavier requested by City Manager), requires 6 votes.

COUNCIL REQUESTS

02-598 52. Request of Mayor Daniels to consider a request from Roderick Kent regarding an "Adopt-A-Street" Program and Izaak Walton League's proposal to initiate the concept with clean-up activity along George Flagg Parkway/Valley Drive. **Moved by Hensley to receive, file and refer to City Manager for review and recommendation. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

WITHDRAWN02-599 53. Communication from Jodi Paardekooper, Chair of the Polk County Crime Stoppers requesting financial support from the City, in the amount of \$7,500.

02-600 54. Petition from area residents requesting parking on the North Side of Indianapolis Avenue between E. 38th and E. 40th Street. **Moved by McPherson to receive, file and refer to City Manager and City Engineer. Motion Carried 7-0.**

****Council considered Item 67 through end of agenda next****

WITHDRAWN 55. From Kathy Gourley, 7331 Hyperion Pointe, Johnston to speak regarding the proposal to convey land to the Science Center of Iowa.

HEARINGS (Opened at 4:50 P.M.) (Items 56 thru 66)

02-601 56. On proposed amendment to the Annual Capital Improvement and Operating Budget for current fiscal year ending June 30, 2002. **Moved by Coleman to adopt. Motion Carried 7-**

0.

02-602 (A) On Proposed Annual Capital Improvement and Operating Budget for Fiscal year ending June 30, 2003. **Moved by Coleman to adopt, and to include the City Manager's proposed amendments, attached to the roll call. Motion Carried 7-0.**

02-603 57. On sale and conveyance of an underground gas line easement in the former railroad right-of-way in the vicinity of 5500 block of Lower Beaver to the 4300 block of M.L. King, to MidAmerican Energy, \$3,500, (continued from 2-18-02). **Moved by Vlassis to adopt. Motion Carried 7-0.**

02-604 58. On proposed authorization of Supplement No. 6 to the Governmental Lease-Purchase Master Agreement to fund acquisition of three (3) automated side-loading refuse trucks; not to exceed \$425,000. [\(Council Communication No. 02-122\)](#) **Moved by Brooks to adopt. Motion Carried 7-0.**

02-605 (A) Authorization for additional action. **Moved by Brooks to adopt. Motion Carried 7-0.**

02-606 59. On contract for Loan Guarantee Assistance under Section 108 of the Housing and Community Development Act of 1974, \$2,000,000, SNAG L.L.C. for construction of a grocery store at 7th and University. [\(Council Communication No. 02-113\)](#). **Moved by Vlassis to adopt. Motion Carried 7-0.**

02-607 (A) Resolution for additional action. **Moved by Vlassis to adopt. Motion Carried 7-0.**

02-608 (B) Approving form and authorizing execution of Financing Documents. **Moved by Vlassis to adopt. Motion Carried 7-0.**

60. On sale and conveyance of property to Des Moines Habitat for Humanity, for Single Family Infill Housing:

02-609 (A) 202 E. Fulton, \$5,805. **Moved by Brooks to adopt. Motion Carried 7-0.**

02-610 (B) 204 E. Fulton, \$4,590. **Moved by Brooks to adopt. Motion Carried 7-0.**

61. On items regarding property at 1403 Forest Avenue:

02-611 (A) Request from Community Housing Development Corporation, to rezone property from "R1-60" (One Family Low Density Residential) and "C-1" (Neighborhood Retail Commercial), to "R-3" (Multiple Family Residential). **Moved by Cownie to adopt and approve the rezoning subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

02-612 (B) First consideration of ordinance above. **Moved by Cownie that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

02-613 (C) Final consideration of ordinance above, (wavier requested by applicant), requires 6 votes. **Moved by Cownie that the rule requiring that ordinances 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, [#14,061](#). Motion Carried 7-0.**

02-614 (D) City Plan and Zoning Commission recommendation. **Moved by Cownie to adopt. Motion Carried 7-0.**

02-615 62. On conveyance of City-owned property at 1811 SW 2nd, to Lynn A. Weiss, \$2,200. **Moved by Brooks to adopt. Motion Carried 7-0.**

02-616 63. On sale of the north/south alley between 3rd and 4th Street from Corning to New York, to Michael R. Bohn and Nancy Suby-Bohn, \$125, to close the hearing and set new hearing date of 3-18-02. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-617 64. On E. 20th Street Trunk Sanitary Sewer Relining - Jefferson Avenue to Dixon Street: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Insituform Technologies USA, Inc. (Anthony W. Hooper, President, Chesterfield, MO), \$2,732,200. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-618 (A) Approving contract and bond and permission to sublet. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-619 65. On WRF Digester Gas Piping Improvements: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as Accurate Mechanical Co., Inc. (John Miller, CEO, DSM), \$122,395 **Moved by McPherson to adopt. Motion Carried 7-0.**

02-620 (A) Approving contract and bond. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-621 66. On Skywalk Bridge 8C-9C - Wells Fargo Building to Hubbell Building: Resolution approving plans, specifications, form of contract documents, Engineer's estimate, and designating lowest responsible bidder as The Weitz Company, LLC (Glen De Stigter, President-CEO, DSM), \$364,000. **Moved by Hensley to adopt. Motion Carried 7-0.**

02-622 (A) Approving contract and bond and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

* * END HEARINGS at 6:40 P.M. * *

****Council considered Items 47 through 54 next****

APPROVING

02-623 67. Authorizing staff to enter contract negotiations with Siemens Integrated Local Government Systems for Public Safety Communications and Information System Improvements for the Police and Fire Departments. ([Council Communication No. 02-. 121](#)) **Moved by Brooks to adopt. Motion Carried 7-0.**

A G E N D A

BOARD OF HEALTH

March 4, 2002

02-624 MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**

AUTHORIZING

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

WITHDRAWN02-625 (A) 4000 Indianola Avenue (southwest building and southeast building), (vacant) Titleholder: Thomas D. and Norma J. Felice; Legal Interest Holder: Norwest Bank Iowa NA n/k/a Wells Fargo Bank, Iowa, Attn: Mike Bates, Senior Legal Counsel.

02-626 (B) 654 26th Street, (vacant) Heirs of Mary Louise Dean: Sherry L. and Lee A. Buchanan, Mary Holder, Alfred Clements, Rita M. Clements, Georgianna White, Herbert D. Thomas, Opal Turner, Sheila Holder, Mark Holder, and Dwight Holder. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-627 (C) 651 27th Street, (vacant) Heirs of Mary Louise Dean: Sherry L. and Lee A. Buchanan, Mary Holder, Alfred Clements, Rita M. Clements, Georgianna White, Herbert D. Thomas, Opal Turner, Sheila Holder, Mark Holder and Dwight Holder. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-628 (D) 2713 E. 37th Street, (vacant) Titleholder: Deanna J. Krause. **Moved by McPherson to adopt. Motion Carried 7-0.**

2. Engineering Department to cause the demolition of the public nuisances at the following locations:

02-629 (A) 1724 Lyon, Titleholder: Eppard Investment, Inc. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-630 (B) 1441 4th Street, Titleholder: Osceola, Inc. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-631 (C) 1629 7th Street, Titleholder: Primo Acquisitions, I, LLC, Contract Buyer: Cash Consultants, LLC. **Moved by McPherson to adopt. Motion Carried 7-0.**

02-632 (D) 1609 8th Street, Titleholder: Gene Henderson. **Moved by Vlassis to adopt. Motion Carried 7-0.**

02-633 (E) 1534 23rd Street, Titleholder: Mark Donnelly. **Moved by Vlassis to adopt. Motion Carried 7-0.**

02-634 MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 7:22 P.M. Motion Carried 7-0.**