



***** DES MOINES CITY COUNCIL MEETING REPORT *****

The City Council took the following action on items listed in the attached meeting agenda summary. Copies of ordinances, resolutions and other Council action may be obtained from the City Clerk's Office (515) 283-4209. The six-digit number beginning with '07-' preceding each item on the agenda is a roll call number assigned by the City Clerk. Please refer to this number when requesting information or copies.

SUMMARY OF DES MOINES CITY COUNCIL MEETING

March 26, 2007

Closed Session – 3:30 P.M.

Municipal Housing Agency Governing Board – 4:15 P.M.

Regular Meeting - 4:30 P.M.

I. CLOSED SESSION – 3:30 P.M.

- [07-518](#) (A) Roll Call. **Present: Cownie, Coleman, Hensley, Kiernan Mahaffey, Meyer, Vlassis.**
- [07-519](#) (B) Recess, and reconvene in closed session pursuant to Section 21.5(c) of the Code of Iowa. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [07-520](#) (C) Closed Session.
- [07-521](#) (D) Terminate closed session and reconvene in open session. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-522](#) (E) Motion to adjourn. **Moved by Vlassis to adjourn at 4:19 P.M. Motion Carried 7-0.**

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INVOCATION: Pastor Gene Kelsey
Wakonda Christian Church
3938 Fleur Drive

[07-523](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey, Meyer and Vlassis.**

[07-524](#) I. Discussion regarding establishing a Council Sub-Committee to create a ten-year plan to address Homelessness in Des Moines. **Moved by Coleman to appoint Mayor Cownie and Council Members Hensley and Kiernan to the Sub-committee. Motion Carried 6-1. Absent: Vlassis.**

[07-525](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Vlassis.**

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***Note: These are routine items and will be enacted by one roll call vote without separate discussion unless someone, Council or public, requests an item be removed to be considered separately.**

[07-526](#) 3. APPROVING CONSENT AGENDA – items 3 through 36: **Moved by Hensley to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS

[07-527](#) 4. Approving Alcoholic Beverage License Applications for the following: **Moved Hensley to adopt. Motion Carried 7-0.**

NEW APPLICATIONS

- (A) DOUBLE DEUCE 2222 FOREST AVE C Liquor
- (B) ~~VILLAGE MARKET 325 E 5TH ST C Beer~~

RENEWAL APPLICATIONS

- (C) BARATTAS RESTAURANT 2320 S UNION ST C Liquor
- (D) BASIL PROSPERI 407 E 5TH ST B Wine
- (E) CAFE BARATTA'S 600 E LOCUST ST C Liquor
- (F) CHICAGO SPEAKEASY 1520 EUCLID AVE C Liquor
- (G) GIT N GO STORE #1 3735 HUBBELL AVE C Beer
- (H) GREAT MIDWESTERN CAFE 909 ROBERT D. RAY DR C Liquor
- (I) HAWKEYE ELKS LODGE #160 1401 WALKER ST C Liquor
- (J) JOHNNYS HALL OF FAME 302 COURT AVE C Liquor
- (K) KUM & GO #130 2930 HICKMAN RD C Beer
- (L) KUNG FU TAP & TACO 210 INDIANOLA AVE C Liquor
- (M) LCS CORNER 344 E JACKSON AVE C Liquor

(N)	NAT FOOD MART #1	3804 HUBBELL AVE	C Beer
(O)	NEW ORIENTAL FOOD STORE	515 E GRAND AVE	C Beer
(P)	NUT POB RESTAURANT	3322 INDIANOLA AVE	C Beer/Wine
(Q)	OVATIONS FOOD SERVICES	233 CENTER ST	C Liquor
(R)	SOUTHRIDGE AMOCO	6300 SE 14TH ST	C Beer
(S)	TIM FLANAGANS	2120 INGERSOLL AVE	C Liquor

OUTDOOR SERVICE APPLICATIONS

- (T) MARGARETS 3020 FOREST AVENUE C Liquor
Temporary in conjunction with Drake Relays effective April 25, 2007 to April 29, 2007. Pending approval of Building and Fire Departments.

SPECIAL EVENTS APPLICATIONS

- (U) CAMPBELLS CONCESSION 3000 E GRAND AVE Five (5) Day License
Special Class C Beer/Wine License for Farner Bocken Show Party at the 4-H
Building and transfer of Class B Beer License to Cattle Barn on April 10, 2007.

[07-528](#) 5. [City](#) Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**
1. Nays: Cownie.

[07-529](#) 6. [City](#) Clerk to issue Coin Operated Machine Licenses. **Moved by Hensley to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

7. Ordering construction of the following:

[07-530](#) (A) [2007](#) Box Sewer Rehabilitation Program-Receiving of bids, (4-10-07), and Setting date of hearing, (4-23-07). (Construction Estimate - \$395,000.) ([Council Communication No. 07-160](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-531](#) (B) [SW](#) 9th Street at Bell and Park Avenues Traffic Signal Modifications-Receiving bids, (4-10-07), and Setting date of hearing, (4-23-07). (Construction Estimate \$137,300.) ([Council Communication No. 07-161](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-532](#) 8. [Approving](#) Professional Services Agreement with Shuck-Britson, Inc. for evaluation, design, and construction phase services for the S.E. 6th Street Bridge over the Des Moines River Rehabilitation, not to exceed \$137,592. ([Council Communication No. 07-162](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-533](#) 9. [Approving](#) Professional Services Agreement with Site Design Group, Inc. for design and construction phase services for the East Side Skate Park, not to exceed \$34,795. ([Council Communication No. 07-163](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[Communication No. 07-155](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [07-534](#) 10. [Approving](#) Change Order No. 2 with Cramer & Associates, Inc. for additional work on University Avenue Bridge over the Des Moines River-Arch Rehabilitation, not to exceed \$123,116. ([Council Communication No. 07-153](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-535](#) 11. [Approving](#) Private Construction Contract between CAC Incorporated and Hubbell Re Company for storm sewer improvements at 1250 31st Street. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-536](#) (A) [Approving](#) acceptance of a permanent easement for storm sewer at 1246 31st Street for the Drake Mixed Use Housing Project. **Moved by Hensley to adopt. Motion Carried 7-0.**
12. Accepting completed construction and approving final payment for the following:
- [07-537](#) (A) [Brocon](#) Services, LLC-Supplemental Contract for Blank Park Zoo Service Building Remodeling. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-538](#) (B) [Baker](#) Electric, Inc.-Cownie Soccer Complex Electrical Distribution. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-539](#) (C) [Des](#) Moines Asphalt & Paving Co.-2006 HMA Pavement Scarification and Resurfacing. **Moved by Hensley to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [07-540](#) 13. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Ordinance (Community Development) Schedule No. 2007-06. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-541](#) 14. [Approving](#) deletion of NAC-Emergency Assessments at various locations. **Moved by Hensley to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [07-542](#) 15. [Approving](#) and accepting real estate documents for property east of and adjoining 5th McKinley Avenue for the Airport Runway 13R/31L Project. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-543](#) 16. [Approving](#) final plat for 2100 Echo Valley in vicinity southwest of 85th Avenue (extension of Fleur Drive) and Echo Valley Drive and north of Iowa Highway 5. ([Council Communication No. 07-154](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[Communication No. 07-156](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [07-544](#) 17. [Authorizing](#) voluntary acquisition of property at 2025 E. Grand Avenue for the East Side Boxing Club. ([Council Communication No. 07-159](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [07-545](#) (A) [Resolution](#) acknowledging gift from William C. Knapp Charitable Foundation for East Side Boxing Club. **Moved by Meyer to adopt. Motion Carried 7-0.**
18. NUMBER NOT USED.

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [07-546](#) 19. [Recommendation](#) from Council Member Chris Coleman to appoint Shirley Burgess to S 6 on the Sister Cities Commission for a five-year term commencing April 28, 2009 and expire April 28, 2009. **Moved by Hensley to adopt. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [07-547](#) 20. [Regarding](#) request from Woodside Commercial Park, LLC for review and approval of preliminary subdivision plat for “Woodside Commercial Park Plat 1” in vicinity of NW 54th Avenue, in unincorporated Polk County, to allow division of property into parcels for commercial development, subject to conditions. **Moved by Hensley to recommend and file. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [07-548](#) 21. [On](#) request from Phui Lovan to rezone property at 1020 E. 12th Street from “R1-60” (City Family Low-Density Residential) to “NPC” (Neighborhood Pedestrian Commercial) to allow existing commercial building to be used for catering business and second floor apartments, (4-9-07). **(Plan and Zoning recommends denial.) Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-549](#) 22. [On](#) request from Mercy Hospital Medical Center to approve the Third Amendment to Mercy Medical Center PUD Conceptual Plan to expand Emergency wing with a 20,000 square foot two-story addition, to include additional ambulance garage and two new elevated helipads for air ambulance traffic, (4-9-07). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-550](#) 23. [On](#) lease agreement with South Des Moines Little League for James W. Cownie Baseball Park from March 15, 2007 to December 31, 2025, (4-9-07). **Moved by Hensley to adopt. Motion Carried 7-0.**

Motion Carried 7-0.

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [07-551](#) 24. [Approving](#) settlement payment from Farm Bureau Mutual Insurance Company, \$7,000. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-552](#) 25. [Approving](#) payment of \$5,700.98 to Danny Marsh's Body Shop for damage as a result of an auto accident. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-553](#) 26. [Approving](#) payments of settlements made by City Attorney, not exceeding \$5,000. **Moved by Hensley to receive, file and affirm settlements made by City Attorney. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [07-554](#) 27. [Submitting](#) travel requests for Bob Schulte, Anna Young, and Andrea Hauer. ([Council Communication No. 07-168](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

- [07-555](#) 28. [Environmental](#) Certification and Request for Release of Funds from U.S. Department of Housing and Urban Development (HUD) for the Department of Housing Services' 2005-2009 Capital Fund Program. ([Council Communication No. 07-166](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-556](#) 29. [Amendments](#) to the 2005-2009 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan. ([Council Communication No. 07-167](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-557](#) 30. [Amending](#) existing contract with Public Financial Management, Inc./PFM A Management, LLC (PFM) for Financial Advisory Services. ([Council Communication No. 07-151](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-558](#) 31. [Amendment](#) to contract with Acme Printing for printing and mailing of the City Southerly newsletter. ([Council Communication No. 07-157](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [07-559](#) 32. [Residential](#) Lease Agreement with Skylar J. Smothers for 1602 Pioneer Park Road from February 1, 2007 to February 28, 2009. ([Council Communication No. 07-165](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

33. Bids from the following:

[07-560](#)

(A) [TurfWerks](#) for Jacobsen replacement fairway mower to be used by the Park Recreation Department, Grandview Golf Course, per State of Iowa Contract, \$35,400. **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-561](#)

(B) [A+](#) Lawn & Landscape for an annual contract with two (2) additional one year renewal options to furnish vegetation trimming services to be used by the Park Recreation Department, Glendale & Laurel Hill Cemeteries, \$63,384. (Thirteen bids mailed, two received.) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-562](#)

(C) [Motorola](#) for replacement mobile and portable radio equipment to be used by Police and Fire Departments, per State of Iowa Contract, \$121,892.25. **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-563](#)

(D) [Goering](#) Plumbing for water service stop box relocation services to be used by Public Works Department, Street Maintenance Division, \$44,850. (Fourteen bids mailed, four received.) **Moved by Hensley to adopt. Motion Carried 6-0. Council Member Coleman declares a conflict of interest and abstains from voting.**

[07-564](#)

(E) [Des Moines Asphalt & Paving Co.](#) and [Grimes Asphalt & Paving Corp.](#) for an annual contract with two (2) additional one year renewal options to furnish hot mix asphalt materials, estimated cost \$950,000. (Two bids mailed, two received.) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-565](#)

(F) [Murphy](#) Tractor & Equipment Company for one (1) replacement industrial backhoe to be used by the Public Works Department, Sewer Operations Division, \$167,800. (Nine bids mailed, one received.) ([Council Communication No. 07-179](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Nays: Hensley.**

[07-566](#)

34. [Receipt](#) of Legislative Update of the 82nd General Assembly. **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-567](#)

35. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of March 26 and April 2, 2007; to draw checks for the bills of the [Des Moines Municipal Housing Agency](#) for the weeks of March 26 and April 2, 2007; and to draw checks for bi-weekly payroll for the weeks of March 26 and April 2, 2007. **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - SECOND CONSIDERATION

[07-568](#)

36. [Amending](#) Chapter 74 of the Municipal Code regarding rental fees at the park between and 15th Streets and Grand and Locust. **Moved by Hensley that this ordinance considered and given second vote for passage. Motion Carried 7-0.**

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

COMMUNICATIONS/REPORTS

[07-569](#)

37. [From](#) Aaron Gilmore, 2410 57th Street, to speak regarding condition of Hickman R between Merle Hay Road and Beaver Avenue. **Moved by Vlassis to receive and comments. Motion Carried 7-0.**

[07-570](#)

38. [From](#) Pat Meiners, 4115 55th Street, to speak regarding sesquicentennial year, naming bridge by the Birthplace Cabin and historical references on the bridge and Riverwa **Moved by Hensley to receive and file comments; refer to the City Manag Riverwalk Authority and Historic Preservation Commission for review a recommendation. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:09 P.M.) (ITEMS 39 THRU 51)

39. Items regarding property at 3001 Beaver Avenue, Rice School Site:

[07-571](#)

- (A) [To](#) amend the Des Moines 2020 Community Character Land Use Plan future land designation from Public/Semi-Public to Commercial: Pedestrian-Orient Neighborhood Node and Low/Medium Density Residential. **Moved by Vlassis approve the proposed amendment. Motion Carried 7-0.**

[07-572](#)

- (B) [Hearing](#) on rezoning of the property from “R1-60” (One-Family Low Den Residential) to “PUD” (Planned Unit Development), and approve the P Development PUD Concept Plan for mixed-use commercial and residen development. ([Council Communication No. 07-170](#)) **Moved by Vlassis to ad and approve the rezoning and Conceptual Plan, subject to final passage of rezoning ordinance and subject to the Conceptual Plan being first amended set forth in the roll call, and subject to the Conceptual Plan being furt amended to add the following notes: i) Vinyl siding shall not be used as exterior material. ii) The use of traffic calming measures shall be considered the Development Plan stage. iii) The sustainability of the development and application of the Leadership in Energy and Environmental Design (LE Green Building Rating System shall be considered at the Development P stage. iv) The Developer shall participate in two neighborhood meetings to facilitated by the City Staff prior to review and consideration of the Developm**

Plan by the City Council. Motion Carried 7-0.

- [07-573](#) (C) **First** consideration of ordinance above, requires 6 votes. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [07-574](#) (D) **Final** consideration of ordinance above, (waiver requested by applicant), requires 6 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, #14,600. Motion Carried 7-0.**
- [07-575](#) (E) **Communication** from Beaverdale Main Street Initiative. **Moved by Vlassis to receive and file. Motion Carried 7-0.**
- [07-576](#) (F) **Communication** from William Lillis, Attorney for Rice Partners. **Moved by Vlassis to receive and file. Motion Carried 7-0.**
- [07-577](#) (G) **Report** from Beaverdale residents – Land Use Principles as applied to Development of Rice School. **Moved by Vlassis to receive and file. Motion Carried 7-0.**
- [07-578](#) (H) **Communication** from Beaverdale Neighborhood Association. **Moved by Vlassis to receive and file. Motion Carried 7-0.**
- [07-579](#) 40. **On** request from Joe’s Square, LLC, to rezone property at 4049 Fagen Drive from “C” (General Retail and Highway Oriented Commercial) to “NPC” (Neighborhood Pedestrian Oriented Commercial) to allow for mixed-use pedestrian-oriented redevelopment. **Moved by Vlassis to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [07-580](#) (A) **First** consideration of ordinance above. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [07-581](#) (B) **Final** consideration of ordinance above, (waiver requested by applicant), requires 6 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, #14,600. Motion Carried 7-0.**
41. Items regarding 3930 SE 72nd Avenue, Mid-America Real Estate Co.:
- [07-582](#) (A) **Hearing** on voluntary annexation of property. **Moved by Meyer to continue.**

public hearing on the annexation until April 23, 2007, at 5:00 P.M., in Council Chambers. Motion Carried 7-0.

[07-583](#)

- (B) **Second** consideration of ordinance rezoning the property from “A-1” (Agricultural “PUD” (Planned Unit Development). **Moved by Meyer to defer second consideration to the April 23, 2007 City Council meeting. Motion Carried 7-0.**

[07-584](#)

42. **On** 2006 HUD Consolidated Annual Performance and Evaluation Report (CAPE) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[07-585](#)

43. **On** Issuance of the Multifamily Housing Revenue and Refunding Bonds (Luther F Apartments Inc. Project), not to exceed \$4,250,000. ([Council Communication No. 150](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

44. On Amendments to Lease Agreement with United Parcel Service Inc., for the following

[07-586](#)

- (A) **First** Amendment, 2601 Army Post Road. ([Council Communication No. 07-151](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-587](#)

- (B) **Second** Amendment, 3251 Army Post Road. ([Council Communication No. 07-152](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-588](#)

45. **On** Intergovernmental 28E Operating Agreement with Edmundson Art Foundation, Inc. d/b/a Des Moines Art Center for “Western Gateway” Sculpture Park. **Moved by Kierulff to continue the public hearing to May 7, 2007 at 5:00 P.M. in the Council Chambers. Motion Carried 6-1. Absent: Coleman.**

[07-589](#)

46. **On** vacation and conveyance of the west 16.5 feet of South Union Street adjoining 5 F Avenue to John Eidbo and Paul Eidbo in exchange for easements needed for Crawford Creek Watershed Improvement Project. ([Council Communication No. 07-152](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

[07-590](#)

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

[07-591](#)

- (B) **Final** consideration of ordinance above, (waiver requested by City Engineer), 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 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 6-1. Absent: Coleman.**

[07-592](#)

47. **On** proposed vacation and sale of portions of 13th and Cherry Streets, to Nationw

Mutual Insurance Company, (\$40,318 plus exchange for other Nationwide property) ([Council Communication No. 07-149](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**

[07-593](#) (A) [First](#) consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Coleman.**

[07-594](#) (B) [Final](#) consideration of ordinance above, (waiver requested by applicant), requiring 7-0 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, #14,600. Motion Carried 6-1. Absent: Coleman.**

[07-595](#) 48. [On](#) 2007 Diamond Grinding Program: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Knish Corporation, (Cindy Nations, President), \$167,905. ([Council Communication No. 07-164](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**

[07-596](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**

[07-597](#) 49. [On](#) Agrimergent Technology Park-Clearing & Grubbing Contract No. 2: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as J. Pettiecord Inc., (Jeff L. Pettiecord, President), \$472,200. ([Council Communication No. 07-169](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**

[07-598](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**

[07-599](#) 50. [On](#) Glendale/West Zone Maintenance Facility: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Venter Spooner, Inc., (Daniel Venter, President), \$742,700. ([Council Communication No. 07-162](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-600](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-601](#) 51. [On](#) Sayers Park Restroom Renovation: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Azcon Inc., (Lawrence M. Wolinski, President), \$89,000. ([Council Communication No. 07-163](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[07-602](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**

adopt. Motion Carried 7-0.

****END HEARINGS AT 9:41 P.M.****

CITY MANAGER RECOMMENDATIONS

- [07-603](#) 52. [Regarding](#) planned use of Project Destiny funding, which is designated for additional property tax reduction and/or local quality of life projects. ([Council Communication No. 07-158](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

APPROVING

- [07-604](#) 53. [Receipt](#) of recommended Energy Conservation and Environmental Enhancement Program from the Mayor's Task Force on Energy and the Environment. **Moved by Kiernan to adopt. Motion Carried 7-0.**

- [07-605](#) 54. [Contract](#) with Des Moines Scottish Rite Consistory to host the annual Youth Advisory Board Metro Star Event on March 31, 2007. ([Council Communication No. 07-158](#)) **Moved by Vlassis to approve. Motion Carried 7-0.**

BOARD OF HEALTH

- [07-606](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene a meeting of the Board of Health. Motion Carried 7-0**

AUTHORIZING

1. The Legal Department to proceed with court action seeking authority to abate the public nuisance structures at the following addresses:
 - [07-607](#) (A) [1114](#) Broad Street, Titleholders: Michael A. Daley and Sheila Daley; Mortgage Holder: Wells Fargo Bank, NA. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - [07-608](#) (B) [2614](#) Caulder Avenue, Titleholders: John R. Oberg and Maxine A. Oberg; Mortgage Holder: CitiFinancial Mortgage Company, Inc. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - [07-609](#) (C) [1820](#) Dean Avenue, Titleholder: Dennis L. Korf; Mortgage Holders: Bank of America, NA and CitiCorp Homeowners Services, Inc., a Delaware Corporation. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - [07-610](#) (D) [816](#) Shaw Street, Titleholder: Richard Anderson. **Moved by Vlassis to adopt. Motion Carried 7-0.**
 - [07-611](#) (E) [1409](#) E. Walnut Street, Titleholder: Steven L. Ferguson; Mortgage Holder: Fort Belknap Community Bank. **Moved by Vlassis to adopt. Motion Carried 7-0.**

- [07-612](#) (F) [3318](#) 4th Street, Titleholder: Gladys M. Wood; Mortgage Holder: Wells Fargo Bank, NA. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-613](#) (G) [1427](#) 10th Street (garage), Titleholder: Mary Flanery; Contract Buyer: Delfina P. Garcia a/k/a Delfina Garcia. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-614](#) (H) [2018](#) E. 40th Court, Titleholders: Angel Cepeda and Sheila Cepeda; Mortgage Holder: Wells Fargo Bank, NA. **Moved by Vlassis to adopt. Motion Carried 7-0.**
- [07-615](#) 2. **The** release of the fire escrow account held by American Family Insurance Group regarding the fire damage of a garage structure located at 900 SE 27th Street. **Moved by Kiernan to adopt. Motion Carried 7-0.**
- [07-616](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 10:05 P.M. Motion Carried 7-0.**

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