



***** 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 '10-' 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

May 24, 2010 4:30 P.M.

SPECIAL PRESENTATIONS – 4:00 P.M.

North America's SuperCorridor Coalition (NASCO)

INVOCATION: Council Member Halley Griess

- [10-775](#) 1. ROLL CALL: **Present: Cownie, Coleman, Griess, Hensley, Mahaffey, Meyer and Moore.**
- [10-776](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-777](#) 3. APPROVING CONSENT AGENDA * – items 3 through 45: **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

[10-778](#)

4. [Approving](#) Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt; defer consideration of item (M) Hickman Pub until July 12, 2010 Council meeting. Motion Carried 7-0.**

NEW APPLICATIONS

(A) OPEN SESAME 313 E LOCUST ST C Liquor

RENEWAL APPLICATIONS

(B)	BIG KMART #4160	2535 HUBBELL AVE	C Beer
(C)	BREW HAUS LOUNGE	830 MCKINLEY AVE	C Liquor
(D)	CARLS PLACE	1620 WOODLAND	C Liquor
(E)	CHOCOLATERIE STAM	2814 INGERSOLL	C Beer/Wine
(F)	CHOCOLATERIE STAM	2814 INGERSOLL	B Native Wine
(G)	CIVIC CENTER	221 WALNUT ST	C Liquor
(H)	CONTINENTAL	428 E LOCUST ST	C Liquor
(I)	COURT AVENUE BREWING	309 COURT AVE	C Liquor
(J)	DONNAS LOUNGE	4424 SE 14TH ST	C Liquor
(K)	FOREST MARKET	2105 FOREST AVE	E Liquor
(L)	GIT N GO STORE #3	100 WATROUS AVE	C Beer
* (M)	HICKMAN PUB	2335 HICKMAN RD	C Liquor
(N)	LUCCA	420 E LOCUST ST	C Liquor
(O)	MERCY HOSPITAL MED CNTR	1111 6TH AVE	C Liquor
(P)	MING DYNASTY BUFFET	4804 SW 9TH ST	B Beer
(Q)	OASIS GROCERY & LIQUOR	2917 PAYNE RD	E Liquor
(R)	OLD WEST	4138 FLEUR DR	C Liquor
(S)	PIZZA HUT #4353	1435 ARMY POST RD	B Beer
(T)	PLAZA PUB	6202 DOUGLAS AVE	C Liquor
(U)	QUALITY INN & SUITES	929 3RD ST	B Liquor
(V)	ROYAL FLUSH RESTAURANT	4440 HUBBELL AVE	C Liquor
(W)	SAVERY HOTEL AND SPA	401 LOCUST ST	B Liquor
(X)	SAVERY HOTEL AND SPA	401 LOCUST ST	B Wine
(Y)	SOUTH SIDE LIQUOR	1101 ARMY POST RD	E Liquor
(Z)	SPAGHETTI WORKS	310 COURT AVE	C Liquor
(AA)	SUITES OF 800 LOCUST	800 LOCUST ST	B Liquor
(BB)	UNIVERSITY LIBRARY CAFE	3506 UNIVERSITY	C Liquor
(CC)	WALGREENS #359	2545 E EUCLID AVE	C Beer
(DD)	WALGREENS #4714	4555 FLEUR DR	C Beer
(EE)	WALGREENS #5362	1330 E UNIVERSITY	C Beer
(FF)	WALGREENS #5721	3140 SE 14TH ST	C Beer
(GG)	WALGREENS #5777	2930 E UNIVERSITY	C Beer
(HH)	WALGREENS #5852	3030 UNIVERSITY	C Beer
(II)	WALGREENS #7452	4415 DOUGLAS AVE	C Beer
(JJ)	WALGREENS #7453	104 E EUCLID AVE	C Beer

(KK) WALGREENS #7833 3501 INGERSOLL C Beer
(LL) WALGREENS #7968 6200 SE 14TH ST C Beer

OUTDOOR SERVICE APPLICATIONS

(MM) BLAZING SADDLE 416 E 5TH ST C Liquor
Temporary in conjunction with Capital City Pride Celebration on June 12 – 13, 2010.

(NN) BUDDYS CORRAL 418 E 5TH ST C Liquor
Temporary in conjunction with Capital City Pride Celebration on June 12 – 13, 2010.
Pending approval of Building and Fire Departments.

(OO) LOCUST TAP 434 E LOCUST ST C Liquor
Temporary in conjunction with Capital City Pride Celebration on June 12 – 13, 2010.
Pending approval of Building, Electrical, Fire and Zoning Departments.

(PP) UNDERGROUND 500 E LOCUST ST C Liquor
Temporary in conjunction with Capital City Pride Celebration on June 12 – 13, 2010.
Pending approval of Building, Electrical, Fire and Zoning Departments.

SPECIAL EVENTS APPLICATIONS

(QQ) BEAVERDALE MAIN 638 BEAVER AVE Five (5) Day License
Class B Beer License for festival on June 5, 2010. Pending approval of Building and
Zoning Departments.

(RR) DES MOINES ARTS 1302 LOCUST AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on June 24 – 27, 2010.

(SS) DES MOINES ARTS 1418 LOCUST AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on June 24 – 27, 2010.

(TT) DES MOINES ARTS 1501 LOCUST AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on June 24 – 27, 2010.

(UU) DES MOINES ARTS 1203 LOCUST AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on June 24 – 27, 2010.

(VV) DES MOINES ARTS 1426 GRAND AVE Five (5) Day License
Special Class C Liquor License (Beer/Wine) for an event on June 24 – 27, 2010.

~~(WW) DESTINATION 1101 E ARMY POST Five (5) Day License
Class B Beer License for 515 Getdown Hotrod Show on June 12, 2010. Pending approval
of Building, Electrical, Fire and Zoning Departments.~~

(xx) GARDEN 419 E 5TH ST Five (5) Day License
Class B Beer License in conjunction with Capital City Pride Celebration on June 12 – 13,
2010. Pending approval of Building, Electrical, Fire and Zoning Departments.

(YY)LE BOI 417 E 5TH ST Five (5) Day License
Class B Beer License in conjunction with Capital City Pride Celebration on June 12 – 13,
2010. Pending approval of Building, Electrical, Fire and Zoning Departments.

(ZZ)PARKS AREA 3012 6TH AVE Five (5) Day License
Class B Beer License for Rendezvous on River event on June 4, 2010. Pending approval
of Building and Zoning Departments.

(AAA)PARKS AREA 3012 6TH AVE Five (5) Day License
Class B Beer License for Rendezvous on River event on June 11, 2010. Pending approval
of Building and Zoning Departments.

(AAB)PARKS AREA 3012 6TH AVE Five (5) Day License
Class B Beer License for Rendezvous on River event on June 18, 2010. Pending approval
of Building and Zoning Departments.

[10-779](#) 5. On consideration of new Class C Liquor License for Mulletts at 1300 SE 1st Street. Pending
approval of Building and Fire Departments. Sponsor: Council Member Brian Meyer.
Moved by Hensley to adopt. Motion Carried 7-0.

[10-780](#) 6. City Clerk to issue Cigarette Licenses. **Moved by Hensley to adopt. Motion Carried 5-
2. Nays: Cownie and Moore.**

PUBLIC IMPROVEMENTS

7. Ordering construction of the following:

[10-781](#) (A) 2010 HMA Pavement Scarification & Resurfacing: Receiving of bids, (6-15-10),
Setting date of hearing, (6-28-10). (Construction Estimate - \$665,900). ([Council
Communication No. 10-295](#)) **Moved by Moore to adopt. Motion Carried 7-0.**

[10-782](#) (B) 2010 Designated Neighborhood Sidewalk Replacement Program: Receiving of bids,
(6-15-10), Setting date of hearing, (6-28-10). (Construction Estimate - \$198,070).
([Council Communication No. 10-294](#)) **Moved by Moore to adopt. Motion
Carried 7-0.**

[10-783](#) (C) Merle Hay Road Traffic Signal Interconnect: Receiving of bids, (6-15-10), Setting
date of hearing, (7-12-10). (Construction Estimate - \$550,000). ([Council
Communication No. 10-293](#)) **Moved by Moore to adopt. Motion Carried 7-0.**

[10-784](#) (D) 2009-10 Paving Program: Receiving of bids, (6-15-10), Setting date of hearing, (6-28-
10). (Construction Estimate - \$858,000). ([Council Communication No. 10-292](#))
Moved by Moore to adopt. Motion Carried 7-0.

[10-785](#) (E) Pump Station Emergency Power Generation – Phase 2: Receiving of bids, (6-15-10),
Setting date of hearing, (6-28-10). (Construction Estimate - \$1,520,000). ([Council
Communication No. 10-291](#)) **Moved by Moore to adopt. Motion Carried 7-0.**

- [10-786](#) (F) [Jackson](#) Avenue Detention Basin Pump Station: Receiving of bids, (6-15-10), Setting date of hearing, (6-28-10). (Construction Estimate - \$6,150,000). ([Council Communication No. 10-289](#)) **Moved by Moore to adopt. Motion Carried 7-0.**
- [10-787](#) 8. [Approving](#) execution of Iowa Department of Transportation (IDOT) Agreement for resurfacing Hubbell Avenue (US 6) from E. Euclid Avenue to E. 46th Street. ([Council Communication No. 10-279](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-788](#) 9. [Approving](#) Professional Services Supplemental Agreement No. 1 with OPN, Inc., a/k/a OPN Architects, Inc. for design and construction phase services for Fire Department Training and Logistics Facility, not to exceed \$166,500. ([Council Communication No. 10-281](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-789](#) 10. [Approving](#) Change Order No. 1 with Platinum Building Solutions, Inc. for additional work on the Armory Building Reroofing, not to exceed \$29,846.42. ([Council Communication No. 10-278](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-790](#) 11. [Approving](#) Private Construction Contract between T K Concrete, Inc. and Des Moines Independent Community School District for student drop-off lane improvements in 2501 Park Avenue, \$52,968. **Moved by Hensley to adopt. Motion Carried 7-0.**
12. Accepting completed construction and approving final payment for the following:
- [10-791](#) (A) [Baker](#) Electric, Inc. – Blank Park Zoo Parking Lot Relighting. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-792](#) (B) [Smith](#) Seeding, Inc. – Trestle to Trestle Trail Realignment. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-793](#) (C) [Sternquist](#) Construction Inc. – Scott Avenue Bridge over Leetown Creekway. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-794](#) 13. [Accepting](#) completed construction and approving final payment to Sternquist Construction, Inc. – Bell Avenue Paving – Druid Hill Drive East to Dead End. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-795](#) (A) [Accepting](#) work and ordering preparation of Plat and Schedule of Assessments. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-796](#) (B) [Adopting](#) and levying final Schedule of Assessments, and proving for the payment. **Moved by Hensley to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

14. Resolution levying assessments for fees, fines, penalties, costs and interest imposed in enforcement of the Neighborhood Inspection Rental Code and providing payment for the following:

[10-797](#) (A) [Schedule](#) No. 2010-02. **Moved by Hensley to adopt. Motion Carried 7-0.**

[10-798](#) (B) [Schedule](#) No. 2010-03. **Moved by Hensley to adopt. Motion Carried 7-0.**

[10-799](#) 15. [Approving](#) deletion of NAC-Emergency Assessment at 409 E. Lally Street. **Moved by Hensley to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

[10-800](#) 16. [Approving](#) Property Acquisition Settlement Agreement with Richard B. Margulies for Merle Hay Road and Urbandale Avenue Intersections Improvements Project. ([Council Communication No. 10-283](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[10-801](#) 17. [Establishing](#) fair market value of 4801 S. Union Street for the McKinley Avenue widening at South Union Street project. ([Council Communication No. 10-285](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[10-802](#) 18. [Approving](#) and accepting PUD Restoration Bond for issuance of a grading permit for Grand View University located in vicinity of 2901 E. 14th Street for development of 3.2 acre property for construction of a four-story student housing building and adjoining parking lot. ([Council Communication No. 10-286](#)) **Moved by Hensley to adopt. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

[10-803](#) 19. [Communication](#) from Michael Young advising of his resignation from the Access Advisory Board, Seat 15, effective immediately. **Moved by Hensley to receive, file and accept resignation with appreciation for his service. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

[10-804](#) 20. [Receive](#) and file request for text amendment to address operational concerns and allow beverage container redemption uses in "C-2" (General Retail and Highway Oriented Commercial) Districts. **Moved by Hensley to receive and file. Motion Carried 7-0.**

[10-805](#) 21. [Regarding](#) request to vacate East 5 feet of E. 27th Court adjoining 2731 Indianapolis Avenue to accommodate encroachment of existing car port. (City Plan and Zoning Commission recommends **DENIAL**). **Moved by Mahaffey to defer consideration to June 14, 2010 Council meeting. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [10-806](#) 22. On conveyance of permanent landscape buffer easement at 3901 SW 42nd Street to Scott and Roxanne McGlothlen, \$1,173, (6-14-10). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-807](#) 23. On conveyance of 2612 E. Washington Avenue and a portion of vacated alley, north and west to Richard J. McKeehan, Jr. and Jody McKeehan to be used for side-yard purposes, \$575, (6-14-10). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-808](#) 24. On vacation and conveyance of Boyd from E. 14th Street to a dead end point 328 feet to the East to Grand View University for expansion of and incorporation into their existing site, \$32,800, (6-14-10). **Moved by Hensley to adopt. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.**
- [10-809](#) 25. On proposed substantial amendments to First (2010) Year Action Plan and 2010-2014 US Department of Housing and Urban Development (HUD) Consolidated Plan, (6-28-10). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-810](#) 26. On vacation and lease of public right-of-way for sidewalk café, serving alcohol at 1408 Locust Street, (6-14-10). **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-811](#) 26I. On request from Tim Ford (owner) of 2217 Beaver Avenue for amendment of Des Moines' 2020 Community Character Plan future land use from Low-Density Residential to Commercial: Pedestrian-Oriented Neighborhood Node and to rezone from "C-O" Commercial Residential to "C-1" Neighborhood Retail Commercial to allow a portion to be used as a retail gift boutique, (6-14-20). Sponsor: Coleman. **Moved by Hensley to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

27. Approving payment of workers' compensation claims for the following:
- [10-812](#) (A) Russell Kunze, \$19,775.28. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-813](#) (B) Bruce Thompson, \$26,339.78. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-814](#) (C) Tim Vasquez, \$107,239.50. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-815](#) 28. Approving payment of \$6,786.97 to Nationwide Insurance for an auto accident. **Moved by Hensley to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [10-816](#) 29. [Submitting](#) travel and training requests for Denise Carrington, Brian Dennis, Sara Henry, Kenneth Robinson, Wade Wojewoda and Frank Cownie. ([Council Communication No. 10-274](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

APPROVING

- [10-817](#) 30. [Central](#) Iowa Supportive Housing, LLLP application for enterprise zone benefits for a housing project with 140 units at 2 SW 9th Street, in the Gateway Enterprise Zone. ([Council Communication No. 10-300](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-818](#) 31. [Development](#) Agreement with Palisade System, Inc. for business expansion and job creation at Capital Square, 400 Locust Street. ([Council Communication No. 10-275](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

WITHDRAWN

- [10-819](#) 32. ~~Economic Development Bridge Loan and Forgivable Loan to Indigo Dawn, LLC for renovation of 800 19th Street as a platinum LEED adaptive building reuse.~~
- [10-820](#) 33. [Directing](#) the advertisement for sale of \$25,330,000 General Obligation Bonds, Series 2010D and \$2,260,000 General Obligation Bonds, Taxable Series 2010E, (a special Council meeting will be held on June 2 at 4:00 PM). ([Council Communication No. 10-276](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-821](#) 34. [First](#) Amendment to Operational Agreement with Childtime Childcare, Inc. to operate and manage a childcare center in the Intermodal Transportation Facility, 610 Center Street, and to change the rental amount to reflect current market conditions. ([Council Communication No. 10-282](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-822](#) 35. [Submission](#) of a Grant Amendment to the Iowa Department of Economic Development (IDED) Community Development Block Grant (CDBG) Contract 08-DRI-205 for three additional emergency storm water generators. ([Council Communication No. 10-277](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-823](#) 36. [Communication](#) from Downtown Community Alliance, on behalf of Meredith Corporation, to approve banner design for 14 banners to be displayed downtown on Locust Street, Summer 2010. **Moved by Hensley to approve banner designs. Motion Carried 7-0.**
- [10-824](#) 37. [Communication](#) from Greater Des Moines Convention & Visitors Bureau requesting permission to place a temporary banner on the north side of Veterans Memorial Auditorium in association with the Gold Wing Road Riders Association (GWRRA) annual convention from June 16 through July 6, 2010. **Moved by Hensley to adopt. Motion Carried 7-0.**

38. Bids from the following:

- [10-825](#) (A) [AP/M](#) Permaform (Bill Shook, President) for non-competitive procurement of high-strength grout products (for use with previously purchased sewer manhole rehabilitation equipment) to be used by the Public Works Department, \$81,216. ([Council Communication No. 10-287](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-826](#) (B) [MTI](#) Distributing (Tom Sweeney, President) for two (2) replacement mowers per State of Iowa Department of Transportation Contract for use by Glendale Cemetery, \$38,678.50. ([Council Communication No. 10-270](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-827](#) (C) [Noble](#) Ford Mercury (Nick Nichols, Owner) for an annual contract with two (2) additional one-year renewal options to furnish Ford Motor Vehicle repair services, estimated annual cost \$40,000. (Five bids mailed, two received). ([Council Communication No. 10-269](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-828](#) 39. [Exception](#) to procurement ordinance competitive bidding requirements for good cause and approving procurement of three (3) thermal imaging cameras from Heiman Fire Equipment (Ron Heiman, Owner) for use by the Fire Department, \$26,992. ([Council Communication No. 10-273](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-829](#) 40. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of May 24, May 31, and June 7, 2010; to draw checks for [bills](#) of the Des Moines Municipal Housing Agency for the weeks of May 24, May 31, and June 7, 2010; and to draw checks for biweekly payroll due June 4, 2010. **Moved by Hensley to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

- [10-830](#) 41. [Amending](#) Chapter 60 of the Municipal Code regarding the Housing Code. **Moved by Hensley that this ordinance do now pass, [#14,934](#). Motion Carried 7-0.**
- [10-831](#) 42. [Amending](#) Chapter 102 of the Municipal Code regarding fees, locations, design and maintenance for bus benches. **Moved by Hensley that this ordinance do now pass, [#14,935](#). Motion Carried 7-0.**
- [10-832](#) 43. [Amending](#) Chapter 2 of the Municipal Code regarding procurement of concessions at the Airport. **Moved by Hensley that this ordinance do now pass, [#14,936](#). Motion Carried 7-0.**
- [10-833](#) 44. [Amending](#) Chapter 2 of the Municipal Code regarding composition of the Youth Advisory Board. **Moved by Hensley that this ordinance do now pass, [#14,937](#). Motion Carried 7-0.**

- [10-834](#) 45. On rezoning of 3401 University Avenue (M Investments, LLC) from “R-3” (Multiple Family Residential), to Ltd. “C-1” (Neighborhood Retail Commercial) to allow adaptive reuse of former gas station as a dry cleaning business, subject to conditions. **Moved by Hensley that this ordinance do now pass, [#14,938](#). Motion Carried 7-0.**

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

ORDINANCES - SECOND CONSIDERATION

- [10-835](#) 46. On rezoning of 3401 and 3407 Ingersoll Avenue (Dahl’s) from “NPC” (Neighborhood Pedestrian Commercial) to “PUD” (Planned Unit Development), subject to conditions. ([Council Communication No. 10-305](#)) **Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 6-1. Nays: Moore.**

- [10-836](#) 47. On rezoning of 2080 King Avenue (Sutton Hill Residential Cooperative) from “R-6” (Planned Residential Development) and “R1-80” (One-Family Residential) to “PUD” (Planned Unit Development), subject to conditions. ([Council Communication No. 10-306](#)) **Moved by Meyer to continue to June 14, 2010; refer to City Manager to examine issues regarding housing cooperatives and property taxes and provide a report to Council with a policy recommendation. Motion Carried 7-0.**

- [10-837](#) (A) Setting date of Hearing on reconsideration of rezoning above, (6-14-10). **Moved by Meyer to adopt. Motion Carried 7-0.**

ORDINANCES - FIRST CONSIDERATION

- [10-838](#) 48. Amending Chapter 118 of the Municipal Code, regarding regulation of fat, oil and grease discharge by food service establishments. ([Council Communication No. 10-304](#)) **Moved by Hensley that his ordinance be considered and given first vote for passage. Motion Carried 7-0.**

- [10-839](#) 49. Amending Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: ([Council Communication No. 10-272](#)) **Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

(A) Traffic control changes from Thrivent Neighborhood Traffic Study (ML King Jr. Parkway from Carpenter to Hickman, and intersections of 13th and College, and 16th and College).

(B) Parking restriction - 36th Street, south of Douglas Avenue.

- [10-840](#) (C) Final consideration of ordinance above. **Moved by Coleman 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, [#14,939](#). Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [10-841](#) 50. **From** Paul and Frances Ekanem, 2605 Lincoln Avenue, to speak regarding erosion problems behind their garage. **Moved by Griess to receive and file. Motion Carried 5-2. Absent: Coleman and Meyer.**
- [10-842](#) 51. **From** Neal Westergaard, Chair of the Neighborhood Revitalization Board, to speak regarding a recommendation for their vacant Board positions. **Moved by Meyer to receive, file and refer to City Manager for review and recommendation. Motion Carried 6-1. Absent: Coleman.**

HEARINGS (OPEN AT 6:16 P.M.) (ITEMS 52 THRU 59)

- [10-843](#) 52. **On** conveyance of 1131 28th Street to Denis Marchand for redevelopment of in-fill housing, \$10,305.36. ([Council Communication No. 10-303](#)) **Moved by Hensley to adopt. Motion Carried 5-2. Absent: Coleman and Moore.**
- [10-844](#) 53. **On** conveyance of excess City-owned property adjoining 3211 Delaware Avenue to DSDM, LLC d/b/a Des Moines Diesel, Inc. for expansion of and incorporation into their existing site. ([Council Communication No. 10-284](#)) **Moved by Mahaffey to adopt. Motion Carried 5-2. Absent: Coleman. Pass: Moore.**
- [10-845](#) 54. **On** five-year lease with R.K. Corporation (Mr. Filet Steakhouse) for property at 510 7th Street (lower level of 7th and Grand Parking Garage), \$915 per month. ([Council Communication No. 10-290](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Coleman.**
- [10-846](#) 55. **On** Amendment to existing Electric Line Easement with MidAmerican Energy Company as required for City's levee and trail connection projects. **Moved by Meyer to adopt. Motion Carried 6-1. Absent: Coleman.**
- [10-847](#) 56. **On** 2010 ADA Sidewalk Ramp Program: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Edge Commercial, LLC, (D. J. Opdahl, Partner), \$155,730. ([Council Communication No. 10-299](#)) **Moved by Meyer to adopt. Motion Carried 6-1. Absent: Coleman.**
- [10-848](#) (A) **Approving** contract and bond and permission to sublet. **Moved by Meyer to adopt. Motion Carried 6-1. Absent: Coleman.**

- [10-849](#) 57. [On](#) High Street Realignment – 10th Street to 14th Street – Phase 3: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Manatts, Inc., (Bradford J. Manatt, President), \$507,707.95. ([Council Communication No. 10-297](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-850](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-851](#) 58. [On](#) Police Department Metro Star Building Improvements: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as DDVI, Inc., (Gina Della Vedova-Piper, President), \$301,926. ([Council Communication No. 10-296](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [10-852](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [10-853](#) 59. [On](#) Riverwalk – North of Armory Building: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designating lowest responsible bidder as Alliance Construction Group, LLC, (Dustin Jones, President), \$761,274.50. ([Council Communication No. 10-298](#)) **Moved by Meyer to adopt. Motion Carried 7-0.**
- [10-854](#) (A) [Approving](#) contract and bond, and permission to sublet. **Moved by Meyer to adopt. Motion Carried 7-0.**

END HEARINGS AT 6:23 P.M.

APPROVING

- [10-855](#) 60. [Approving](#) and authorizing the execution of Iowa Jobs Program Grant Award Agreement with the Iowa Jobs Board and the Iowa Finance Authority for \$2,205,000 for the Birdland Levee replacement. ([Council Communication No. 10-280](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [10-856](#) 61. [Consideration](#) of request from Central Iowa Shelter and Services (CISS), to acquire City-owned property, south of the 1400 block of Mulberry, for a homeless shelter. ([Council Communication No. 10-307](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [10-857](#) 62. [Recommendations](#) regarding Pawn Shop interest rates and charges. **Moved by Meyer to gather input from the public and stakeholders over the next 6 months to develop recommendations for further action. Motion Carried 7-0.**
- [10-858](#) 63. [Receipt](#) of 2009 Assistance to Firefighter Grant (AFG) to be utilized for station generators, sprinklers and monitoring systems, \$451,712. ([Council Communication No. 10-271](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

- [10-859](#) 64. [Contract](#) with Safe Works of Iowa, PLLC for occupational health services of City Employees from July 1, 2010 through June 30, 2013, annual cost \$314,317. ([Council Communication No. 10-302](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

EXTRA ITEMS

- [10-860](#) 1. [Setting](#) date of hearing on approval of Automobile Rental Concession and Lease Agreements at the Des Moines International Airport, (6-14-10). Sponsor: Mahaffey. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-861](#) 2. [Authorize](#) application for additional Neighborhood Stabilization Program Funds from the Iowa Department of Economic Development (IDED). Sponsor: Mayor Cownie. ([Council Communication No. 10-308](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [10-862](#) MOTION TO ADJOURN. **Moved by Meyer to adjourn at 7:26 P.M. Motion Carried 7-0.**

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