



***** 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 '09-' 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

September 28, 2009 4:30 PM

PROCLAMATIONS – 4:15 PM

[Italian](#) Heritage Month

[Shondre](#) “Mr. Bangladesh” Crawford Day

INVOCATION: Council Member Tom Vlassis

- [09-1725](#) 1. ROLL CALL: **Present: Cownie, Coleman, Hensley, Kiernan, Mahaffey, Meyer, and Vlassis. Council Member Kiernan participated in the meeting by telephone.**
- [09-1726](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**

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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.**

- [09-1727](#) 3. APPROVING CONSENT AGENDA – items 3 through 44: **Moved by Coleman to adopt the balance of the consent agenda. Motion Carried 7-0.**

LICENSES AND PERMITS

[09-1728](#)

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

NEW APPLICATIONS

(A)	BAR FLYIES	2301 HUBBELL AVE	C Liquor
(B)	COUNTRY KITCHEN	5030 NE 14TH ST	C Beer/Wine
(C)	FAREWAY STORE #900	100 E EUCLID AVE	E Liquor
(D)	FAREWAY STORE #975	3000 SE 22ND ST	E Liquor
(E)	LIME LOUNGE	2708 INGERSOLL	C Liquor
(F)	TACO LOCO	99 UNIVERSITY	C Liquor

RENEWAL APPLICATIONS

(G)	ANDYS PLACE	5114 SW 9TH ST	C Liquor
(H)	BEST FOOD MART	4028 E 14TH ST	C Beer
(I)	CAMPBELLS CONCESSIONS	3000 E GRAND AVE	B Beer
(J)	CAMPBELLS CONCESSIONS	3000 E GRAND AVE	B Beer
(K)	DOS RIOS	316 COURT AVE	C Liquor
(L)	DRAKE DINER	1111 25TH ST	C Liquor
(M)	EDGE	508 INDIANOLA RD	C Liquor
(N)	EL ANGEL MEXICAN GROCERY	5000 SW 9TH ST	C Beer
(O)	FIREHOUSE LOUNGE	1930 SE 6TH ST	C Liquor
(P)	G T RACE CAR BAR	3013 INGERSOLL	C Liquor
(Q)	GRAND VIEW COLLEGE	1500 MORTON AVE	C Beer/Wine
(R)	KARTARS MINI MART	3761 E UNIVERSITY	C Beer
(S)	PELICAN BAR	208 3RD ST	C Liquor
(T)	QUIKTRIP #500	3700 HUBBELL AVE	C Beer
(U)	ZIMMS	3124 INGERSOLL	C Liquor

TRANSFER TO NEW LOCATIONS

- (V) GRAND VIEW COLLEGE 1500 MORTON AVE C Beer/Wine
Temporary transfer from 1500 Morton Avenue for an outside event on October 3, 2009. Pending approval of Electrical, Fire and Zoning Departments.

OUTDOOR SERVICE APPLICATIONS

- (W) LA HACIENDA III 3121 INGERSOLL C Liquor
Permanent outdoor service.

SPECIAL EVENTS APPLICATIONS

- (X) DOWNTOWN EVENTS GROUP 401 E 5TH ST Five (5) Day License
Special Class C Liquor License for World Food Festival on October 9 – 11, 2009.
Pending approval of Electrical Department.
- (Y) DOWNTOWN EVENTS GROUP 301 E 5TH ST Five (5) Day License
Special Class C Liquor License for World Food Festival on October 9 – 11, 2009.
Pending approval of Electrical Department.
- (Z) TASTE TO GO AND CATERING 400 LOCUST ST Five (5) Day License
Class C Liquor License effective October 15, 2009. Pending approval of Building,
Electrical, Fire and Zoning Departments.

[09-1729](#) 4-I Consideration of Five-day, Class B Beer License for Tai Village, Inc., 4200 M.L. King Jr. Pkwy. for an event on October 3, 2009. Sponsor: Vlassis. **Moved by Coleman to adopt. Motion Carried 7-0.**

[09-1730](#) 5. On consideration of Class E Liquor License with B Wine and C Beer for University Groceries, 2121 University Avenue. Inspections are complete and Certificate of Occupancy has been issued. **Moved by Vlassis to adopt. Motion Carried 6-1. Nays: Coleman.**

[09-1731](#) 6. City Clerk to issue Cigarette Licenses. **Moved by Coleman to adopt. Motion Carried 6-1. Nays: Cownie.**

[09-1732](#) 7. City Clerk to issue Coin Operated Machine Licenses. **Moved by Coleman to adopt. Motion Carried 7-0.**

PUBLIC IMPROVEMENTS

[09-1733](#) 8. Communication from contractors requesting permission to sublet certain items on 6th Avenue Resurfacing-University Avenue to Des Moines River Bridge public improvement project. **Moved by Coleman to adopt. Motion Carried 7-0.**

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

[09-1734](#) (A) 3625 SW 34th Street Emergency Sanitary Sewer Repair, The Underground Company, Ltd. **Moved by Coleman to adopt. Motion Carried 7-0.**

[09-1735](#) (B) 2008 Designated Neighborhood Sidewalk Replacement Program, T.K. Concrete, Inc. **Moved by Coleman to adopt. Motion Carried 7-0.**

[09-1736](#) (C) 618 31st Street Emergency Sanitary Sewer Repair, Corell Contractor, Inc. **Moved by Coleman to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [09-1737](#) 10. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development) Schedule No. 2009-16. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1738](#) 11. [Approving](#) deletion of NAC-Emergency Assessment at 2311 E. Grand Avenue. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1739](#) 12. [Approving](#) deletion of NAC-Emergency Assessment at 1646 Dean Avenue. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1740](#) 13. [Approving](#) deletion of Rental Inspection Assessment at 1538 55th Street. **Moved by Coleman to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [09-1741](#) 14. [Establishing](#) Fair Market Value of 5853 SE 14th Street for the E. Diehl Avenue turn lane at SE 14th Street Project. ([Council Communication No. 09-689](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1742](#) 15. [Establishing](#) Fair Market Value for property in the vicinity of 2001 Hubbell Avenue from Union Pacific Railroad Company for the I-235 Dean's Lake Outlet Sewer – Phase 2 Project. ([Council Communication No. 09-697](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1743](#) 16. [Establishing](#) Fair Market Value and authorizing acquisition of Southern Meadows Apartments at 2800 and 2810 SE 8th Street. ([Council Communication No. 09-691](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1744](#) 17. [Authorizing](#) deposit of Compensation Commission Award to General Manufacturing Company and the Wittern Partnership for property located at 5725 SW 56th Street and 5041 Army Post Road for the Airport Runway 13R-31L Project. ([Council Communication No. 09-690](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [09-1745](#) 18. [Receipt](#) of Des Moines Human Rights Commission Annual Report for 2008-9. **Moved by Coleman to receive and file. Motion Carried 7-0.**

SETTING DATE OF HEARINGS

- [09-1746](#) 19. [On](#) request from Guisepe Falbo to rezone 1602 M.L. King Jr. Parkway from “R1-60” (One-Family Low-Density Residential) to “R-2” (Two-Family Residential), (10-12-09). **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1747](#) 20. [On](#) request from State of Iowa to rezone property in vicinity of 1111 E. Court Avenue from “R-4” (Multiple Family Residential) to “C-3A” (Central Business District Support Commercial), (10-12-09). **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1748](#) 21. [On](#) proposed First (2010) Year Action Plan of the 2010-2014 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan, (11-9-09). ([Council Communication No. 09-671](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1749](#) (A) [Communication](#) from Neighborhood Revitalization Board. **Moved by Coleman to adopt. Motion Carried 7-0.**

LEGAL DEPARTMENT - CLAIM SETTLEMENTS & BILLINGS

- [09-1750](#) 22. [Approving](#) payment of \$9,225.24 to Hall & Associates for services related to the combined sewer system and combined sewer overflows, NPDES Permit and assistance with environmental clearance as it relates to the National Historic Preservation Act. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1751](#) 23. [Approving](#) payment of \$8,646.30 to Hansen, McClintock, and Riley for representation of Police Officer John Mailander. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1752](#) 24. [Approving](#) payment of \$5,953.91 to Hopkins Law Office P.L.C. for representation of Officer John LePorte. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1753](#) 25. [Approving](#) payment of \$18,425.40 to Jason Rincon for workers’ compensation claim. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1754](#) 26. [Approving](#) payment of \$66,846 to Dennis Lorenc and his attorney, Ryan Beattie, for workers’ compensation claim. **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1755](#) 27. [Approving](#) payment of \$607 to Des Moines Ambulance, \$2,018.23 to Mercy Hospital, and \$1,000 to Victor and Frances Soriano (\$3,625.23) for an auto accident. **Moved by Coleman to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [09-1756](#) 28. [Submitting](#) travel and training request for Stephen Waymire. ([Council Communication No. 09-698](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**

APPROVING

- [09-1757](#) 29. [Release](#) of funds from the Iowa Department of Economic Development for funds from the Consolidated Security, Disaster Assistance and Continuing Appropriations Act of 2009 for the Business Disaster Recovery Fund. ([Council Communication No. 09-678](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1758](#) 30. [Recommendation](#) regarding Airport Crossroads area. ([Council Communication No. 09-699](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1759](#) (A) [Communication](#) from William Lillis and Adam Van Dyke representing Fleur Properties, LLC. **Moved by Coleman to receive and file. Motion Carried 7-0.**
- [09-1760](#) 31. [Authorizing](#) City Manager to execute an agreement to accept a grant awarded through the National Trust for Historic Preservation to be used as partial funding for a historic preservation plan for Fort Des Moines. ([Council Communication No. 09-679](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1761](#) 32. [Documents](#) related to a Neighborhood Commercial Revitalization program façade grant in the amount of \$15,000 for renovation to 422 E. Locust Street. ([Council Communication No. 09-683](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1762](#) 33. [City](#) Council Meetings schedule for 2010. **Moved by Coleman to approve. Motion Carried 7-0.**
- [09-1763](#) 34. [Sidewalk](#) Café Lease, serving alcohol, for Star Bar at 2811 Ingersoll Avenue. ([Council Communication No. 09-675](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1764](#) 35. [City](#) Manager to submit a “Safe Routes to School” (SRTS) Fund Application to the Iowa Department of Transportation (IDOT). ([Council Communication No. 09-685](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1765](#) 36. [Extension](#) of contract for medical emergency ambulance billing and collection services with Team Two, Inc. until December 31, 2009. ([Council Communication No. 09-674](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1766](#) 37. [Request](#) from Sons of Union Veterans of the Civil War to name the Euclid Avenue Bridge over the Des Moines River in honor of Brigadier General Marcellus Crocker. **Moved by Coleman to approve. Motion Carried 7-0.**

- [09-1767](#) 38. Scope of Work Agreement with Intergraph Corporation (Ben Eazzette, Chief Operations Officer) for fire deployment system consultation and installation to Computer Aided Dispatch software, \$31,400. ([Council Communication No. 09-672](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1768](#) 39. First Amendment to Parking License Agreement with Wellmark, Inc. ([Council Communication No. 09-686](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1769](#) 40. City Street Financial Report to IDOT for Fiscal Year 2009. ([Council Communication No. 09-673](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1770](#) 41. Use of various City Facilities as poll sites for precincts in the Regular City Election to be held on Tuesday, November 3, 2009. **Moved by Coleman to approve. City Clerk will notify the Parks Department and the Municipal Housing Department to arrange access to the buildings. Motion Carried 7-0.**
42. Bids from the following:
- [09-1771](#) (A) Bentley Systems Inc. (Greg Bentley, CEO) for annual software maintenance, upgrade, and support for the existing Computer-Aided Drafting and Design (CADD) software, existing Geographic Information System (GIS) and Automated Mapping/Facilities Management (AM/FM) system for use by the Engineering Department, \$47,880. ([Council Communication No. 09-684](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1772](#) (B) Express Police Supply (Bob Ralph, Owner) and UltraMax Ammunition (Roger Braunstein, Owner) for a joint bid with the Police Department and the Polk County Sheriff's Office for ammunition, \$199,086.18. (Nine bids mailed, two received). ([Council Communication No. 09-670](#)) **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1773](#) (C) Midwest Trenchless Technologies Inc. (Josh Swedlund, President) for cleaning and televising services for sanitary sewer lines to be used by the Public Works Department, \$133,754.44. (Ten bids mailed, five received). **Moved by Coleman to adopt. Motion Carried 7-0.**
- [09-1774](#) 43. Civil Service Entrance List for Senior Public Safety Dispatcher and Promotional List for Truck Driver. **Moved by Coleman to receive and file. Motion Carried 7-0.**
- [09-1775](#) 44. Authorizing Finance Director to draw checks on registers for weeks of September 28 and October 5, 2009; to draw checks for bills of the Des Moines Municipal Housing Agency for weeks of September 28 and October 5, 2009; and to draw checks for biweekly payroll due October 9, 2009. **Moved by Coleman to adopt. Motion Carried 7-0.**

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

ORDINANCES - FINAL CONSIDERATION

45. Items regarding the Tree Removal and Mitigation Ordinance: ([Council Communication No. 09-680](#))

[09-1776](#)

- (A) **Enacting** a new Article X to Chapter 42 and amending Section 122-58 to adopt a list of approved tree species for planting in the rights-of-way and as required replacement trees. **Moved by Hensley that this ordinance do now pass, #14,889. Motion Carried 7-0.**

[09-1777](#)

- (B) **Amending** the regulations applicable to grading permits, site plans, subdivision plats and plats of survey to reference the requirements in the Tree Removal and Mitigation Ordinance. **Moved by Hensley that this ordinance do now pass, #14,890. Motion Carried 6-1. Nays: Cownie.**

ORDINANCES - FIRST CONSIDERATION

[09-1778](#)

46. **Amending** Chapter 114 of the Municipal Code, regarding vehicle and parking restrictions, location, street designations and erection of signs for snow priority streets in the Waterbury Neighborhood. ([Council Communication No. 09-695](#)) **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[09-1779](#)

- (A) Final consideration of ordinance above. **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, #14,891. Motion Carried 7-0.**

[09-1780](#)

47. **Amending** Chapter 114 of the Municipal Code regarding traffic regulation changes as follows: ([Council Communication No. 09-682](#)) **Moved by Vlassis that this ordinance be considered and given first vote for passage on Items A-E only. Continue item F to the October 12 Council Meeting and refer to the City Manager for further review; remove the temporary signs and rescind any parking citations that have been issued. Motion Carried 7-0.**

(A) Extend Passenger Loading/Unloading on 5th Avenue adjacent to the Downtown School.

(B) Back-In Angle Parking-Both sides of E. 4th Street from E. Grand Avenue to Des Moines Street.

(C) Additional Accessible Parking Spaces in the East Village.

(D) Loading Zone in front of new Nationwide Insurance Building-South Side of Locust between 12th and 13th Streets.

- (E) Removal of 7:00 a.m.-9:00 a.m. Parking Restriction-E. Grand Avenue between Robert D. Ray Drive and Pennsylvania Avenue.
- (F) Request for One-Sided Parking Restriction-27th Street from Carpenter Avenue to Forest Avenue.

[09-1781](#)

- 48. [Amending](#) Chapter 2 of the Municipal Code regarding exceptions to the procurement of goods and services under competitive bidding process for fuel and fuel services. ([Council Communication No. 09-696](#)) **Moved by Coleman that this ordinance be considered and given first vote for passage, and to have additional discussion during budget workshops. Direct staff not to purchase more than an 18-month supply based on past consumption. Refer to the City Manager to continue to look for ways to conserve fuel and study the use of hybrid and other fuel-efficient vehicles. Motion Carried 7-0.**

[09-1782](#)

- (A) [Final](#) consideration of ordinance above, (waiver requested by City Manager) requires six votes. **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, [#14,892](#). Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

[09-1783](#)

- 49. [From](#) Charles Baumhover, 2820 Druid Hill Drive, to speak regarding DART. **Moved by Hensley to receive and file comments; refer to the City Manager for review and recommendation regarding the issues at the Transit Mall. DART Board representatives will present issue of drivers' breaks at their next meeting. Motion Carried 7-0.**

[09-1784](#)

- 50. [From](#) Patti Brown, 6055 N. Waterbury Rd., to speak regarding noise in the Waterbury Neighborhood. **Moved by Hensley to receive and file comments; refer to the City Manager to send a letter from the Council to the West Des Moines City Council, to encourage discussion regarding adjusting their noise ordinance to be comparable to Des Moines' ordinance. Motion Carried 7-0.**

[09-1785](#)

- 51. [From](#) Bruce Gerleman, 303 Locust St. Ste. 150, to speak regarding odor in downtown Des Moines. **Moved by Coleman to receive and file comments; refer to the City Manager to follow up on issues raised and to consider an amendment to the ordinance to reduce the number of calls required to initiate a complaint. Motion Carried 7-0.**

[09-1786](#)

- 52. [From](#) Phyllis Schnackel, 3851 NE 54th Avenue, to speak regarding the name change of NE 54th Avenue. **Moved by Mahaffey to receive and file comments; confirm Sage Street as the name. Motion Carried 7-0.**

[09-1787](#) 53. **From** Dan Stevenson, to speak regarding funding for Music Under the Stars. **Moved by Hensley to receive and file comments; refer to the City Manager to work with the Music Under the Stars group to develop a plan for fundraising using private donations, sponsorships and/or BRAVO. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:05 P.M.) (ITEMS 54 THRU 61)

[09-1788](#) 54. **On** approval of Urban Renewal Agreement to accept developer-initiated development proposal from World Food Prize Foundation for long-term lease and to develop Disposition Parcel No. 01-1 in the Metro Center Urban Renewal Project. ([Council Communication No. 09-681](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[09-1789](#) (A) **Issuing** a Landmark Certificate of Appropriateness for proposed alterations to the old Library Building. **Moved by Hensley to adopt. Motion Carried 7-0.**

[09-1790](#) (B) **Evidence** of Financing and Conceptual Development Plan for The World Food Prize Foundation restoration and renovation of old Library Building under Lease Agreement. **Moved by Hensley to adopt. Motion Carried 7-0.**

55. On items regarding Rumely Lofts:

[09-1791](#) (A) **Vacation** and conveyance of the north/south alley adjoining 101 SW 5th Street to Rumely Lofts Limited Partnership for \$13,959 and to continue to October 26, 2009 at 5:00 PM. ([Council Communication No. 09-687](#)) **Moved by Hensley to adopt and to continue the public hearing until October 26, 2009 at 5:00 PM in the Council Chambers. Motion Carried 6-1. Absent: Meyer.**

[09-1792](#) (B) **Vacation** and conveyance of an encroachment easement to allow for encroachment of the existing building at 104 SW 4th Street to Rumely Lofts Limited Partnership for \$1,746. ([Council Communication No. 09-688](#)) **Moved by Hensley to adopt. Motion Carried 6-1. Absent: Meyer.**

[09-1793](#) (1) **First** consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 6-1. Absent: Meyer.**

[09-1794](#) (2) **Final** consideration of ordinance above, (waiver requested by Rumely, LLC) requires six votes. **Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #14,893. Motion Carried 6-1. Absent: Meyer.**

- [09-1795](#) 56. **On** vacation and conveyance of an irregular segment of E. 14th Street right-of-way located west of the travelled portion of the street and running approximately 376 feet south of E. Court Avenue, and portions of street and alley rights-of-way in the vicinity of the State Judicial Building, to the State of Iowa for \$1. **Moved by Meyer to adopt. Motion Carried 7-0.**
- [09-1796](#) (A) **First** consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [09-1797](#) (B) **Final** consideration of ordinance above, (waiver requested by State of Iowa) requires six votes. **Moved by Meyer that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#14,894](#). Motion Carried 7-0.**
- [09-1798](#) 57. **On** request from Northern Warren Fire and Emergency Response to rezone 6304 SW 7th Street from Ltd. “C-2” (General Retail and Highway Oriented Commercial) to an amended Ltd. “C-2”. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [09-1799](#) (A) **First** consideration of ordinance above. **Moved by Meyer that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [09-1800](#) (B) 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, [#14,895](#). Motion Carried 7-0.**
- [09-1801](#) 58. **On** request from Casey’s Marketing Company to rezone property in the southern portion of 6120 Douglas Avenue from “R1-60” (One-Family Low Density Residential) to “C-2” (General Retail and Highway Oriented Commercial). **Moved by Vlassis to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**
- [09-1802](#) (A) **First** consideration of ordinance above, requires six votes. **Moved by Vlassis that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [09-1803](#) (B) **Petition** in objection. **Moved by Vlassis to receive and file. Motion Carried 7-0.**

59. On items regarding the Vehicle Display Lot Overlay District (VDL): ([Council Communication No. 09-693](#))

[09-1804](#)

(A) [Proposed](#) text amendments to Chapter 134. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the enacting ordinance. Motion Carried 7-0.**

[09-1805](#)

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

[09-1806](#)

(2) 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, [#14,896](#). Motion Carried 7-0.**

[09-1807](#)

(B) [Rezoning](#) of properties fronting the E. 14th Street and SE 14th Street Corridor within the corporate limits of the City to add the “VDL” designation. **Moved by Meyer to adopt and approve the rezoning, subject to final passage of the rezoning ordinance. Motion Carried 7-0.**

[09-1808](#)

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

[09-1809](#)

(2) 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, [#14,897](#). Motion Carried 7-0.**

[09-1810](#)

60. [On](#) Memorandum of Agreement (MOA) with the Federal Aviation Administration (FAA) for Airfield Navigational Aid Facilities (NAVAID) at the Des Moines International Airport. ([Council Communication No. 09-676](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

[09-1811](#)

61. [On](#) Armory Building Reroofing: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as Platinum Building Solutions, Inc., (Heath A. Evans, President), \$119,996. ([Council Communication No. 09-692](#)) **Moved by Vlassis to adopt. Motion Carried 7-0.**

[09-1812](#)

(A) [Approval](#) of contract and bond. **Moved by Vlassis to adopt. Motion Carried 7-0.**

*** END HEARINGS AT 6:13 PM ***

APPROVING

[09-1813](#) 62. [COPS](#) Hiring Recovery Program (CHRP) grant from the Office of Community Oriented Policing Services, \$2,191,806. ([Council Communication No. 09-677](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

WITHDRAWN

[09-1814](#) 63. [Proposal](#) from ~~Creative Outdoor Advertising to provide a bus bench/street side amenities program.~~

BOARD OF HEALTH

[09-1815](#) MOTION TO CONVENE. **Moved by Vlassis that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**

1. Authorizing the Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:

WITHDRAWN

[09-1816](#) (A) ~~1603 9th Street, main structure, Titleholder: Tiffany A. Hamilton.~~

[09-1817](#) (B) [700 Virginia Avenue](#), main structure and garage structure, Titleholders: Velda L. Morris and Mark A. Morris. **Moved by Vlassis to adopt. Motion Carried 7-0.**

[09-1818](#) (C) [2112 Williams Street](#), main structure and garage structure, Titleholder: Jonathan J. Merryfield; Mortgage Holders: Wells Fargo Bank, N.A. and Lederman Bonding Company. **Moved by Vlassis to adopt. Motion Carried 7-0.**

[09-1819](#) MOTION TO ADJOURN. **Moved by Vlassis to adjourn at 7:36 PM. Motion Carried 7-0.**

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