



*** 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 '14-' 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

City Hall, Council Chambers

400 Robert D. Ray Dr.

Des Moines, Iowa 50309

July 28, 2014 4:30 PM

PROCLAMATIONS – 4:15 PM

National Night Out

SPECIAL RECOGNITION

Police K-9 Program

INVOCATION: Council Member Gray

- [14-1117](#) 1. ROLL CALL: **Present: Cownie, Coleman, Gatto, Gray, Hensley, Mahaffey and Moore.**
- [14-1118](#) 2. APPROVING AGENDA, AS PRESENTED AND/OR, AS AMENDED: **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1119](#) 3. APPROVING CONSENT AGENDA * – items 3 through 34: **Moved by Mahaffey to adopt the balance of the consent agenda. Motion Carried 7-0.**

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

LICENSES AND PERMITS

[14-1120](#)

4. Approving Alcoholic Beverage License Applications for the following: **Moved by Hensley to adopt; continue item (N) Jokers to the August 11, 2014 Council Meeting. The City Manager will work with the Court Avenue Business Association on the status of their payment for Police services. Motion Carried 7-0.**

NEW APPLICATIONS

- (A) LA HACIENDA MEXICAN 6250 SE 14TH ST C Liquor

RENEWAL APPLICATIONS

- (B) APPLEBEES 3900 MERLE HAY RD C Liquor
(C) APPLEBEES 6301 SE 14TH ST C Liquor
(D) BOWLERAMA 1313 E DIEHL AVE C Liquor
(E) DERRYS LOUNGE 4845 MERLE HAY RD C Liquor
(F) DES MOINES VALERO #203 4140 PARK AVE C Beer
(G) DRAKE UNIVERSITY 2875 UNIVERSITY C Liquor
(H) EL PALOMINO 3116 E 14TH ST C Beer
(I) EL PATIO MEXICAN 611 37TH ST C Liquor
(J) GIT N GO STORE #1 3735 HUBBELL AVE C Beer
(K) GIT N GO STORE #26 2140 E PARK AVE C Beer
(L) GIT N GO STORE #7 3000 MERLE HAY RD C Beer
(M) BLUE RIBBON FOUNDATION 3000 E GRAND AVE B Native Wine
*(N) JOKERS *(1) 216 COURT AVE C Liquor
(O) LATIN KING RESTAURANT 2200 HUBBELL AVE C Liquor
(P) MISS VS HONKY TONK 1833 HUBBELL AVE C Liquor
(Q) OLD WEST BARBEQUE 3000 E GRAND AVE B Beer
(R) SAKARI SUSHI LOUNGE 2605 INGERSOLL C Liquor
(S) STAR BAR 2811 INGERSOLL C Liquor
(T) TALLYS 2712 BEAVER AVE C Liquor
(U) ZOMBIE BURGER 300 E GRAND AVE C Liquor

TRANSFER TO NEW LOCATION

- (V) GRANDSTAND & PITS 3000 E GRAND AVE B Beer
Temporary transfer to cattle barn from August 4 – 10, 2014 for the Iowa State Fair.

- (W) GRANDSTAND & PITS 3000 E GRAND AVE B Beer
Temporary transfer to cattle barn from August 11 – 17, 2014 for the Iowa State Fair.

OUTDOOR SERVICE APPLICATIONS

- (X) CANS 2956 E GRAND AVE C Liquor
Temporary for Iowa State Fair from August 7 – 14, 2014.

SPECIAL EVENTS APPLICATIONS

- (Y) BIRDS NEST 3000 E GRAND AVE C Beer/Wine
Fourteen day license for the Iowa State Fair from August 7 – 17, 2014.

(Z) BLUE RIBBON BACON 520 ROBERT D RAY DR Five (5) Day License
Class B Beer License for BLT Festival on August 5, 2014. Pending approval of Building and Fire
Departments.

(AA) BUDWEISER STAGE 3000 E GRAND AVE B Beer
Fourteen day license for the Iowa State Fair from August 7 – 17, 2014.

(BB) FEDERAL DISTRIBUTORS 3000 E GRAND AVE B Beer
Fourteen day license for the Iowa State Fair in Heritage Village from August 7 – 17, 2014.

(CC) GRANDSTAND 3000 E GRAND AVE B Beer
Fourteen day license for the Iowa State Fair from August 7 – 17, 2014.

(DD) HY VEE WFP 100 LOCUST ST Five (5) Day License
Class C Liquor License for an International Traders of Iowa event on August 7, 2014. Pending
approval of Fire Department.

(EE) IOWA CRAFT BEER 3000 E GRAND AVE B Beer
Fourteen day license for the Iowa State Fair from August 7 – 17, 2014.

(FF) NICKS 1106 ARMY POST RD Five (5) Day License
Class B Beer License for Classic Car Show on August 1, 2014. Pending approval of Building,
Electrical, Fire and Zoning Departments.

(GG) NICKS 1106 ARMY POST RD Five (5) Day License
Class B Beer License for Classic Car Show on August 8, 2014. Pending approval of Building,
Electrical, Fire and Zoning Departments.

(HH) WOOLYS 1418 GRAND AVE Five (5) Day License
Class C Liquor License for 515 Alive on August 2, 2014. Pending approval of Fire Department.

[14-1121](#)

5. [Consideration](#) of Class C Liquor License for Peggy’s Inc., 3020 Forest Avenue. (Police Department recommends denial). (Continued from July 14 Council Meeting). **Moved by Gray to deny for failure to have the required good reputation element of good moral character to hold a liquor license as required by law based upon the 19 counts of findings and conclusions of violations of law by the Iowa Board of Pharmacy contained in its November 5, 2013 decision that are not on appeal. Motion Carried 5-2. Pass: Cownie and Moore.**

PUBLIC IMPROVEMENTS

6. Ordering construction of the following:

[14-1122](#)

- (A) [Grandview](#) Park Water Playground: Receiving of bids, (8-12-14), Setting date of hearing, (8-25-14). Construction Estimate, \$300,000. ([Council Communication No. 14-365](#)) **Moved by Coleman to adopt; refer to the City Manager to report on the Parks Department’s progress on the plan to transition from wading pools to splash pads. Motion Carried 7-0.**

- [14-1123](#) (B) [2014](#) Park Playground Improvements: Receiving of bids, (8-12-14), Setting date of hearing, (8-25-14). Construction Estimate, \$330,000. ([Council Communication No. 14-363](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1124](#) 7. [Approving](#) Private Construction Contract between McAninch Corporation and Artisan Row, LLC for storm sewer improvements in 1623 Grand Avenue. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1125](#) 8. [Approving](#) Private Construction Contract between Elder Corporation and Kum & Go LC for sanitary sewer improvements in 4960 E. Broadway Avenue. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1126](#) 9. [Communication](#) from Contractors requesting permission to sublet certain items on public improvement projects. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1127](#) 10. [Accepting](#) completed construction and approving final payment for 2012 ADA Sidewalk Ramp Program – Contract 3, MPS Engineers, PC. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

SPECIAL ASSESSMENTS

- [14-1128](#) 11. [Levying](#) assessments for costs of Nuisance Abatement-NAC Emergency Orders (Community Development), Schedule No. 2014-06. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

LAND/PROPERTY TRANSACTIONS

- [14-1129](#) 12. [Reaffirming](#) prior approval of the final subdivision plat of The Woods of Copper Creek Plat 2. ([Council Communication No. 14-354](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1130](#) 13. [Releasing](#) Letter of Credit and accepting subdivision bond in reduced amount for The Woods of Copper Creek Plat 1. ([Council Communication No. 14-373](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

BOARDS/COMMISSIONS/NEIGHBORHOODS

- [14-1131](#) 14. [Approving](#) recommendation of Council Member Joe Gatto to appoint Donald Stockton to the Building and Fire Code Board of Appeals, Seat 7, for a three-year term commencing April 1, 2012 to expire April 1, 2015. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1132](#) 14-I [Approving](#) recommendation of Council Member Bob Mahaffey to appoint Sammy Pugh to the Park and Recreation Board, Seat 9, for a four-year term commencing June 30, 2014 to expire June 30, 2018. **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1133](#) 14-II [Approving](#) recommendation of Mayor Cownie to appoint Nathan Blake to the Zoning Board of Adjustment, Seat 1, for a five-year term commencing April 1, 2011 to expire April 1, 2016. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

COMMUNICATIONS FROM PLANNING AND ZONING

- [14-1134](#) 15. [Regarding](#) request from Erich J. Riesenbergliving Trust, 1620 24th Street, for the vacation of segments of right-of-way in the vicinity of 1620 24th Street, subject to conditions. **Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.**
- [14-1135](#) 16. [Regarding](#) request from Raymond Quijano, 1440 Maury Street, for vacation of the west six feet of SE 15th Street, east of and adjoining 1440 Maury Street, subject to conditions. **Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0**
- [14-1136](#) 17. [Regarding](#) request from Randall Van Gundy, 2812 Indianapolis Avenue, for vacation of a dead-end segment of east/west alley between Kinsey Avenue and Indianapolis Avenue from E. 28th Street to a point approximately 190 feet to the east, subject to conditions. **Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0**

SETTING DATE OF HEARINGS

- [14-1137](#) 18. [On](#) request from Dennis Modde to rezone 727 SE 28th Street from “R1-60” (One-Family Low-Density Residential) to Ltd. “M-1” (Light Industrial) to allow expansion of the existing tree service contractor equipment storage yard and wood yard outdoor storage, (8-11-14). **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1138](#) 19. [On](#) proposed Fifteenth Amendment to the Metro Center Urban Renewal Plan, (8-25-14). ([Council Communication No. 14-351](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

CITY MANAGER COMMUNICATIONS

- [14-1139](#) 20. [Submitting](#) travel and training requests for Anthony Beminio, Tony Knox, W. David Lockard, Lillie Miller, Mike Minnick and Jennifer Westlake. ([Council Communication No. 14-361](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

APPROVING

- [14-1140](#) 21. [CDBG](#) Project Agreement with Neighborhood Development Corporation (NDC) for the acquisition, demolition and redevelopment of 1600 Capitol Avenue, Asbury Church. ([Council Communication No. 14-359](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1141](#) 22. [Reprogramming](#) and carryover of prior years' unspent Community Development Block Grant (CDBG) Funding and other funds for the 2014 HUD Consolidated Plan Programs. ([Council Communication No. 14-355](#)) **Moved by Moore to adopt; refer to the City Manager to work with NFC, Polk County Housing Trust Fund and Greater Des Moines Habitat for Humanity on a strategy to seek additional funding for demolitions or to create incentives for rehabilitation of those properties. Motion Carried 7-0.**
- [14-1142](#) 23. [Urban](#) Renewal Development Agreement with American Republic Insurance Company for renovation of its corporate headquarters at 601 6th Street and approving proposed conceptual plan. ([Council Communication No. 14-357](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1143](#) 24. [Amendment](#) to Grant Agreement with Iowa Homeland Security and Energy Management Division and State of Iowa Office of Chief Information Officer for Cyber Risk Reduction. ([Council Communication No. 14-356](#)) **Moved by Mahaffey to approve. Motion Carried 7-0.**
- [14-1144](#) 25. [Adopting](#) the Polk County Multi-Jurisdictional Local Hazard Mitigation Plan. ([Council Communication No. 14-350](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1145](#) 26. [Agreement](#) with ENow Inc. to conduct a case study of the City's use of Mailscape Software and authorizing use for public relations and promotional purposes. ([Council Communication No. 14-352](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1146](#) 27. [Communication](#) from Downtown Community Alliance requesting approval of banner design for banners to be displayed on poles in downtown Des Moines in the East Village and Court Avenue District from September through December. **Moved by Mahaffey to receive, file and approve banner. Motion Carried 7-0.**
- [14-1147](#) 28. [Application](#) from Life Serve Blood Center requesting approval of banner design for a

banner to be displayed at E. 5th Street between Locust Street and Walnut Street for start and finish lines for “Run for Blood” on August 2, 2014. **Moved by Mahaffey to receive, file and approve banner. Motion Carried 7-0.**

- [14-1148](#) 29. [Application](#) from Christ the King Catholic Church requesting approval for a banner across SW 9th Street to promote the Annual Sweet Corn Festival from August 1 - 30, 2014. **Moved by Mahaffey to receive, file and approve banner design. Motion Carried 7-0.**
- [14-1149](#) 30. [Receive](#) and file Quarterly Treasurer’s Report as of June 30, 2014. **Moved by Mahaffey to receive and file. Motion Carried 7-0.**
- [14-1150](#) 31. [Bid](#) from Communication Technologies (Dana Heldenbrand, President) for an annual contract with two additional one-year renewal options to furnish subsurface utility locating services to be used for various capital improvement projects, \$64,120 estimated annual cost. (13 bids mailed, two received). **Moved by Mahaffey to adopt. Motion Carried 7-0.**
- [14-1151](#) 32. [Civil](#) Service Entrance Lists for Senior Maintenance Carpenter, Public Works Operations Manager and Buyer. **Moved by Mahaffey to receive and file. Motion Carried 7-0.**
- [14-1152](#) 33. [Authorizing](#) Finance Director to draw checks on [registers](#) for the weeks of July 28 and August 4, 2014 and to draw checks for the [bills](#) of the Des Moines Municipal Housing Agency for the weeks of July 28 and August 4, 2014 and to draw checks for biweekly payrolls due on August 8, 2014. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

ORDINANCES - FINAL CONSIDERATION

- [14-1153](#) 34. [Amending](#) Chapter 114 of the Municipal Code submitting traffic regulation changes as follows: **Moved by Mahaffey that this ordinance do now pass, #15,301. Motion Carried 7-0.**

 - (A) Parking meter and parking restriction revisions near the new Residence Inn by Marriott and Hampton Inn on Water Street.
 - (B) Stop Sign Installation at E. 35th and Hull Avenue.
 - (C) Speed Limit Change – Keosauqua Way between Lynn Street and 19th Street.

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

COUNCIL REQUESTS

- [14-1154](#) 35. **From** Council Member Joe Gatto to discuss a Council-initiated sidewalk assessment project on the east side of SE 14th Street from Indianola Avenue to Army Post Road. **Moved by Gatto to refer to the City Manager for review and recommendation regarding this project. Also refer to the City Manager to report on locations in Des Moines without sidewalks and estimated cost to construct sidewalks on at least one side of each street, and to consider meeting with IDOT to request their investment in and maintenance of sidewalks adjacent to State Highways in Des Moines. Motion Carried 7-0.**
- [14-1155](#) 36. **From** Council Members Skip Moore and Chris Coleman to discuss low-income housing. **Moved by Moore to refer to the City Manager and City Attorney for review and recommendation regarding a policy and moratorium on low-income housing in Des Moines, that are consistent with the Federal Fair Housing Act and the Iowa Civil Rights Act, (excluding senior housing and rehabilitation of existing properties) until the MPO Housing Tomorrow Study and other relevant studies are complete. Motion Carried 5-2. Nays: Hensley and Mahaffey.**
- [14-1156](#) 37. **From** Council Member Joe Gatto to discuss Taxpayer Quality Assurance. **Moved by Gatto to refer to the City Attorney and City Manager to create a draft Council policy regarding use of a Taxpayer Quality Assurance questionnaire similar to what Polk County uses for any vertical project in excess of \$1,000,000 and to provide Council information regarding the following questions (report back to Council at the September 8th Council meeting): 1. What problems has the City of Des Moines experienced on City construction projects? 2. What will the cost and process be to enforce/administer this program? 3. What will the impact be on projects where we receive only one bid? 4. How many projects will this affect? 5. Provide information and statistics regarding use of national training apprenticeship programs. Motion Carried 7-0.**

COMMUNICATIONS/REPORTS

- [14-1157](#) 38. **From** Randy Heer, Des Moines, to speak regarding political decisions. **Moved by Hensley to receive and file comments. Motion Carried 7-0.**

HEARINGS (OPEN AT 5:02 P.M.) (ITEMS 39 THRU 47)

- [14-1158](#) 39. **On** Application for Certificate of Public Convenience and Necessity to operate taxicab services requested by Magarsa Jana, Crown Cab LLC continued from June 23, 2014. ([Council Communication No. 14-371](#)) **Moved by Hensley to adopt. That the application for a certificate of public convenience and necessity to operate a taxicab service be hereby denied it being the finding of this City Council of the City of Des Moines that such service is not required by the public convenience and necessity, and/or that the applicant is unfit to perform such public transportation and unable to conform to the provisions of the subchapter, all as shown by the evidence brought forth at the public hearing. Motion Carried 7-0.**
- [14-1159](#) 40. **On** authorization of a loan agreement and the issuance of not to exceed \$32,000,000 General Obligation Refunding Capital Loan Notes for an essential corporate purpose. ([Council Communication No. 14-372](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1160](#) (A) **Authorization** for additional action. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1161](#) 41. **On** conveyance of underground electric line easements on City-owned property at 221 and 313 Walnut Street to MidAmerican Energy Company, \$1. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1162](#) 42. **On** sale of City-owned property in the vicinity of SE 6th Street and Shaw Street to Hansen Real Estate Services, Inc., \$251,350, continued from July 14, 2014. ([Council Communication No. 14-366](#)) **Moved by Gatto to adopt; refer to the City Attorney and City Manager for review and recommendation regarding the current policy for distribution and use of proceeds from sale of property and to present this topic at a Council workshop. Motion Carried 7-0.**
43. Items regarding the vacation of property in the vicinity of Elm Street, SW 6th Street and SW 5th Street: ([Council Communication No. 14-367](#))
- [14-1163](#) (A) **Communication** from Plan and Zoning Commission. (Recommends DENIAL) (Staff recommends APPROVAL). **Moved by Hensley to receive and file. Motion Carried 7-0.**

- [14-1164](#) (B) [Hearing](#) on vacation of portions of Elm Street and SW 6th Street right-of-way adjoining 300 SW 5th Street and 300 SW 6th Street and conveyance of such right-of-way and other adjoining excess City-owned property to Harbach Building, LLC and JB Doors, a partnership, \$71,000. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1165](#) (1) [First](#) consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [14-1166](#) (2) [Final](#) consideration of ordinance above (waiver requested by the applicant), 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, #15,302. Motion Carried 7-0.**
- [14-1167](#) (C) [Hearing](#) on request from Kent Mauck (purchaser), Ricon, LLC (owner) for vacation of the following segments of right-of-way generally located south of SW M. L. King Jr. Parkway, north of Elm Street, west of SW 5th Street and east of SW 7th Street: a) Portions of Elm Street between SW 5th Street and SW 6th Street. b) SW 6th Street between Elm Street and SW M.L. King Jr. Parkway. c) Portions of excess right-of-way for SW M.L. King Jr. Parkway north of and adjoining Elm Street between SW 5th Street and SW 7th Street, \$51,960. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1168](#) (1) [First](#) consideration of ordinance above. **Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**
- [14-1169](#) (2) [Final](#) consideration of ordinance above (waiver requested by the applicant), 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, #15,303. Motion Carried 7-0.**
44. On items regarding property in the vicinity of 714 SE 6th Street:
- [14-1170](#) (A) [Amendment](#) of Des Moines 2020 Community Character Land Use Plan to revise the future land use designation from Park/Open Space, General Industrial and Low/Medium Density Residential to Downtown Support Commercial. **Moved by Gatto to adopt and approve the proposed amendment. Motion Carried 7-0.**
- [14-1171](#) (B) [Hearing](#) to rezone property owned by City of Des Moines and Wastewater Reclamation Authority from “R1-60” (One Family Low-Density Residential) and “M-1” (Light Industrial) to “D-R” (Downtown Riverfront) to allow development up to a

six story, 132 unit multiple-family dwelling. **Moved by Gatto to adopt. Motion Carried 7-0.**

[14-1172](#) (C) **First** consideration of ordinance above. **Moved by Gatto that this ordinance be considered and given first vote for passage. Motion Carried 7-0.**

[14-1173](#) (D) **Final** consideration of ordinance above (waiver requested by the applicant), requires six votes. **Moved by Gatto that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15,304. Motion Carried 7-0.**

[14-1174](#) 45. **On** 2014-2015 Expanded Street Resurfacing Program – Contract 1: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designation of lowest responsible bidder as Grimes Asphalt & Paving Corporation, (Kurt Rasmussen, President), \$1,497,824.65. ([Council Communication No. 14-364](#)) **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[14-1175](#) (A) **Approving** contract and bond, and permission to sublet. **Moved by Mahaffey to adopt. Motion Carried 7-0.**

[14-1176](#) 46. **On** M.L. King Jr. Parkway HAWK Signals-Carpenter Avenue to Hickman Road: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designation of lowest responsible bidder as Baker Electric, Inc., (Britt Baker, CEO), \$289,341.50. ([Council Communication No. 14-368](#)) **Moved by Gray to adopt. Motion Carried 7-0.**

[14-1177](#) (A) **Approving** contract and bond, and permission to sublet. **Moved by Gray to adopt. Motion Carried 7-0.**

[14-1178](#) 47. **On** Police Station Phase 3 Facility Improvements: Resolution approving plans, specifications, form of contract documents, Engineer’s estimate and designation of lowest responsible bidder as Ball Team, LLC, (Robert E. Soddors, President), \$365,651.60. ([Council Communication No. 14-369](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**

[14-1179](#) (A) **Approving** contract and bond, and permission to sublet. **Moved by Gatto to adopt. Motion Carried 7-0.**

**** END HEARINGS AT 5:52 PM ****

APPROVING

- [14-1180](#) 48. [First](#) Amendment to the Urban Renewal Development Agreement with Market One, LLC to address utility relocation in the 100 blocks of E. 3rd and SE 3rd Streets adjoining the redevelopment project. ([Council Communication No. 14-362](#)) **Moved by Gatto to adopt. Motion Carried 7-0.**
- [14-1181](#) 49. [Actions](#) relating to the request from Coppola Enterprises to create an Urban Renewal Area utilizing tax increment financing for the Echo Valley Development Area to initiate negotiations of preliminary terms of agreement for development of the area using project generated increment and authorizing use of special counsel. ([Council Communication No. 14-353](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**
50. Items regarding the Downtown Self-Supported Municipal Improvement District (SSMID): ([Council Communication No. 14-370](#))
- [14-1182](#) (A) [Budget](#) for the Fiscal Year ending June 30, 2015. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1183](#) (B) [Operating](#) Agreement. **Moved by Hensley to adopt. Motion Carried 7-0.**
- [14-1184](#) (C) [Parking](#) Garage Service Agreement. ([Council Communication No. 14-360](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

BOARD OF HEALTH

- [14-1185](#) MOTION TO CONVENE. **Moved by Gatto that the City Council adjourn and convene as a Board of Health. Motion Carried 7-0.**
1. Approving the Legal Department to proceed with court action seeking authority to abate the public nuisance at the following locations:
- [14-1186](#) (A) [1107](#) 18th Street, fire-damaged main structure, Titleholder: Philip C. Snyder; Contract Buyer: Basim Al-Bakri d/b/a Amy, LLC. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [14-1187](#) (B) [1817](#) 24th Street, main structure, Titleholder: David L.B. Hauser. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [14-1188](#) (C) [732](#) SE 28th Street, main structure and accessory building; Titleholders: Ruthetta Hartzler and James Hartzler. **Moved by Gatto to adopt Motion Carried 7-0.**

- [14-1189](#) (D) [429](#) E. Dunham Avenue, garage structure, Titleholder: Blanche L. Formaro. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [14-1190](#) (E) [700](#) E. Granger Avenue, garage structure, Titleholder: Nicole T. Herrera; Mortgage Holders: Mortgage Electronic Registrations System, Inc. and JPMC Specialty Mortgage LLC f/k/a WM Special Mortgage, LLC. **Moved by Gatto to adopt. Motion Carried 7-0.**
- [14-1191](#) 2. [Notification](#) from Celina Insurance Group dated July 2, 2014 stating their insured, Tamar Harvey and Richard Harvey, 811 Bancroft Street, sustained a fire loss and they are holding a fire escrow/demolition reserve in the amount of \$10,000. **Moved by Mahaffey to receive and file and direct the City Attorney to bring legal action within one hundred eighty (180) days of receipt of notice if owner(s) has not demolished or renovated the structure. Motion Carried 7-0.**
- [14-1192](#) MOTION TO ADJOURN. **Moved by Mahaffey to adjourn at 6:54 PM. Motion Carried 7-0.**

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