

**CITY COUNCIL  
COMMUNICATION:**

**ITEM \_\_\_\_\_**

**99-382**

**OFFICE OF THE CITY MANAGER  
CITY OF DES MOINES, IOWA**

**AGENDA:**

AUGUST 23, 1999

**SYNOPSIS -**

Several limousine companies have applied for Certificates of Public Convenience and Necessity to operate limousine service in Des Moines. As required by ordinance, public hearings must be held prior to the certificates being issued.

**SUBJECT:**

VARIOUS  
CERTIFICATES OF  
PUBLIC  
CONVENIENCE AND  
NECESSITY

Currently there are no holders of certificates for limousine service operating in the City under the limousine ordinance. Staff has reviewed the applications and has determined that the applicants meet the requirements for providing limousine service.

**TYPE:**

RESOLUTION  
ORDINANCE  
RECEIVE/FILE

**FISCAL IMPACT -**

The ordinance provides for annual license fees of \$150 per company and \$50 per vehicle.

**SUBMITTED BY:**

FLOYD BENTZ, P.E.  
CITY ENGINEER

**RECOMMENDATION -**

**Approval.**

**BACKGROUND -**

On June 28, 1999, by Roll Call Number 99-2073, the City Council approved the modified ordinance regulating limousine services. This ordinance requires any limousine company to obtain a Certificate of Public Convenience and Necessity in order to operate a limousine service in the city.

The application procedure requires the City Council to set a hearing date prior to taking action to approve or deny the certificate.

Section 19-49 of the Municipal Code requires the following

information to be included in the application for a Certificate of Public Convenience and Necessity:

1. The name, address, and age of the applicant.
2. The financial status of the applicant, including the amounts of all unpaid judgments against the applicant and the nature of the transaction or acts giving rise to the judgments.
3. The experience of the applicant in the transportation of passengers, including a statement of any state or municipality where the applicant has ever been licensed to operate a taxicab or limousine service, whether such license was ever suspended or revoked and the reasons for suspension or revocation, and whether an application for a license or a renewal of a license was denied and the reasons for denial.
4. Any facts which the applicant believes tend to prove that public convenience and necessity requires the granting of a certificate.
5. The number of vehicles to be operated or controlled by the applicant.
6. The location of proposed vehicle storage.
7. A statement of the condition of the vehicles to be operated, including the age and type of each vehicle, and the date on which the vehicle passed its most recent safety inspection, if any.
8. A statement as to whether the applicant has, within the ten years immediately preceding the date of application, been convicted of, pled guilty to or stipulated to the facts of violating any criminal statute or ordinance, including traffic laws and municipal ordinances. If the applicant has been convicted, a statement as to the date and place of conviction, the nature of the offense and the punishment imposed.
9. The number of vehicles proposed for operation during periods of maximum demand and during periods of least demand.
10. Where the applicant will operate its central place of business.

11. The color scheme or insignia, if used, to designate the vehicles of the applicant.

12. Such further information as the traffic engineer may require of each applicant.

At their August 16, 1999, meeting by Roll Call Numbers 99-2051 through 99-2058, the City Council received applications from and set the Council meeting of August 23, 1999, for the public hearing for the following limousine companies:

1. Ronald C. Adams, Adams Limousine, 205 E. Main Street, Elkhart, IA;
2. Gene Vivier, Gene's Transportation and Delivery, 3302 49th Street, Des Moines, IA;
3. Edward A. Shepherd, Affordable Luxury Limousine Service, 4034 Hull Avenue, Des Moines, IA;
4. David M. and Jean G. Houston, Unique Courtesy Services, 627 Wright Road, Norwalk, IA;
5. Toby Godfrey, Limousine Transport, Inc., 514 Player Street, Marshalltown, IA;
6. William (Bud) Forrest, Out of Town Charter Service, 2807 NE Broadway, Des Moines, IA;
7. Rod Allbee, Allbee's Old Market Limousine Service, 4875 NW Lovington Drive, Des Moines, IA; and
8. Scott A. Woodruff, Majestic Limousines, 3205 Columbia, Des Moines, IA.

Staff has reviewed the applications for Certificates of Public Convenience and Necessity and the liability insurance certificates and has determined that the applicants meet the requirements for providing limousine service.