



**CITY COUNCIL
COMMUNICATION:**

ITEM _____

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

00-539

SYNOPSIS -

AGENDA:

NOVEMBER 20, 2000

William V. Benvenuti, seeking to do business as Star 1 Limousine Service, applied for a Certificate of Public Convenience and Necessity to operate a limousine service in the City of Des Moines. As required by ordinance, a public hearing must be held prior to the certificate being issued.

SUBJECT:

CERTIFICATE OF
PUBLIC
CONVENIENCE AND
NECESSITY FOR
LIMOUSINE
SERVICE

FISCAL IMPACT -

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

RECOMMENDATION -

TYPE:

Approval.

RESOLUTION
ORDINANCE
RECEIVE/FILE

BACKGROUND -

SUBMITTED BY:

FLOYD BENTZ, P.E.
CITY ENGINEER

On June 28, 1999, by Roll Call No. 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 of Des Moines.

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

Section 126-63 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 that 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 November 6, 2000 meeting, by Roll Call No. 00-4219, the City Council received an application from and set the Council meeting of November 20, 2000, for the public hearing for this limousine company. Following is a summary of this application.

William V. Benvenuti, seeking to do business as Star 1 Limousine Service, 318 E. Broad Street, Des Moines, Iowa 50315. Mr. Benvenuti has purchased this limousine company, consisting of a single limousine, from a previous owner who chose not to obtain a license to operate in Des Moines. Mr. Benvenuti has no previous experience in operating a limousine service. The company has submitted a proper insurance certificate. Vehicles will be stored at Budget Storage, 2500 SE 14th Street, Des Moines, Iowa, which is zoned for this type of commercial business.

Staff reviewed the application for Certificate of Public Convenience and Necessity and the liability insurance certificate and has determined that the application submitted by William V. Benvenuti meets the requirements for providing limousine service.