



Agenda Item:

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COUNCIL COMMUNICATION

City Manager's Office

GENERAL INFORMATION

Agenda Date: 09/12/05
Agenda Item Type: Resolution

Communication No.: 05-509
Roll Call No.:

Submitted by: Jeb E. Brewer, P.E., City Engineer

SUBJECT—

Public Hearing Upon Application for Certificate of Public Convenience and Necessity to Operate Normal Limousine Service—Racing Limos of Central IA, LLC.

SYNOPSIS—

Jane Kelly-Forret and Michael J. Forret, d/b/a Racing Limos of Central IA, LLC, 7097 NW 5th Court, Ankeny, Iowa, has 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.

Staff has reviewed the application and has determined that the applicant meets the requirements for providing limousine service.

FISCAL IMPACT—

\$325 to be deposited in ENG100419, SP360 - T&T Ordinance and Accident Investigation. This includes an annual license fee of \$250 for the company and a \$75 fee for the company's one vehicle.

RECOMMENDATION—

Approval of the Certificate of Public Convenience and Necessity.

BACKGROUND—

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 vehicle 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 22, 2005 meeting, by Roll Call No. 05-2059, the City Council set the Council meeting of September 12, 2005, as the date for public hearing for Jane Kelly-Forret and Michael J. Forret d/b/a Racing Limos of Central IA, LLC, 7097 NW 5th Court, Ankeny, Iowa.

Staff has reviewed the application for Certificate of Public Convenience and Necessity and the liability insurance certificate and has determined that the application for Racing Limos of Central IA, LLC, meets the requirements for providing limousine service.