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|  <div style="text-align: center;"> <h1 style="margin: 0;">Council</h1> <h1 style="margin: 0;">Communication</h1> <p style="margin: 0;">Office of the City Manager</p> </div> | Date: | May 7, 2012 |
| | Agenda Item No. | 47 |
| | Roll Call No. | [_____] |
| | Communication No. | <u>12-200</u> |
| | Submitted by: | Scott E. Sanders, Finance Director |

AGENDA HEADING:

An ordinance to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Sections 102-558 and 102-1132, relating to insurance requirements for farmers' and public market permits and for street use permits.

An ordinance to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 46-216, relating to insurance and indemnification for display of fireworks and pyrotechnic special effects material.

SYNOPSIS:

Approving amendments to Municipal Code Sections 46-216, relating to insurance requirements of fireworks and pyrotechnic permits, amendments to Sections 102-558, relating to insurance requirements for farmers' or public market permits, and by further amending Section 102-1132, relating to insurance requirements for street use permits. These changes are being implemented primarily to facilitate the restructuring of the City's Risk Management Program to specify the Finance Director or designee rather than the Risk Manager for determining the appropriate type and amount of insurance where applicable.

FISCAL IMPACT: NONE

ADDITIONAL INFORMATION:

The proposed language within Section 46-216, changes the responsibility for determining the appropriate type and amount of insurance from the Risk Manager to the Finance Director or designee where applicable. The amendment also removes the requirement, that applicants name the City as an additional insured on the insurance policies submitted to cover fireworks/pyrotechnic special effects permits and low-hazard display permits, because the City will retain governmental immunity related to these permits.

The proposed language within Section 102-558, relating to insurance requirements for farmers' and public markets, changes the responsibility for determining the appropriate type of insurance from the Risk Manager to the Finance Director or designee.

The proposed language within Section 102-1132 specifies that the Finance Director or designee will determine the amount and type of insurance within the City's risk management special event policy.

PREVIOUS COUNCIL ACTION(S): NONE

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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