

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: June 22, 2015
	Agenda Item No. 59 Roll Call No. <u>15-1081</u> Communication No. <u>15-343</u> Submitted by: Pamela S. Cooksey, P.E., City Engineer

AGENDA HEADING:

Public hearing upon application of Brady’s Transportation Services, LLC d/b/a NPI Limo Service, LLC, for Vehicle for Hire Company Certificate to operate a Vehicle for Hire Service in the City of Des Moines.

SYNOPSIS:

Brady C. Johnson, Brady’s Transportation Services, LLC d/b/a NPI Limo Service, LLC, 3329 109th Street, Urbandale, Iowa 50322, has applied for a Vehicle for Hire Company Certificate to operate a vehicle for hire service in the City of Des Moines, with a total of less than five (5) vehicles as allowed by Sec. 126-231(n) of the Municipal Code. Mr. Johnson received a one-year probationary company certificate from City Council on April 21, 2014, by Roll Call No. 14-0651. That period has ended, and Mr. Johnson must now apply for a full vehicle for hire company certificate to continue operation. Staff reviewed the application and the liability insurance certificate and has determined that NPI Limo Service, LLC meets the requirements for providing vehicle for hire service. As required by ordinance, City Council shall determine at a public hearing whether the applicants meet all requirements.

FISCAL IMPACT:

Amount: The ordinance provides for annual license fees of \$250 per company and \$75 per vehicle; or up to 110 vehicles, \$8,250; or between 111 and 201 vehicles, \$12,750; and 201 or more vehicles, \$15,750.

Funding Source: Revenue to: 2015-2016 Operating Budget, Page 80, Engineering Department Traffic and Transportation—Ordinance and Accident Investigation, EG062082

ADDITIONAL INFORMATION:

Section 126-232 of the Municipal Code requires the following information to be included in the application for a Vehicle for Hire Company Certificate.

1. The name, address and age of the applicant. The business name and address. If the applicant is a corporation, its name, the address of its principal place of business, and the name and address of its registered agent. If the applicant is a partnership, its name, the names of general and limited partners and the address of its principal place of business. If the applicant is an association, its name, the names and addresses of all transportation service vehicle owners in the association, the address of its principal place of business, and the name of a member authorized by the association

to receive and accept all correspondence and notices from the city pertaining to the association, its members and its drivers.

2. Primary contact person and telephone number.
3. If a corporation, proof of registration with Secretary of State to conduct business within the State.
4. Proof of insurance coverage by a certificate of insurance meeting the requirements of subsection 126-2316 of this article.
5. Copy of the applicant's State Sales Tax Certificate or acknowledged receipt from the State of Iowa, for application for same (copy to be furnished to the City upon receipt) if applicable.
6. Description of type and extent of service to be rendered.
7. With said application, applicant shall attach a copy of applicant's third party background examinations accredited by the National Association of Professional Background Screeners or a successor accreditation entity.
8. Applicant's website if applicable or other documentation containing information on its method of fare calculation, the rates and fees charged, and customer service telephone number and email address.

In accordance with the requirement of Sec. 126-234, Council shall grant or deny the certificate application accordingly.

On June 8, 2015, by Roll Call No. 15-0916, the City Council set the Council meeting of June 22, 2015, as the date for public hearing for NPI Limo Service, LLC.

Staff has reviewed the application and the liability insurance certificate and has determined that NPI Limo Service, LLC, meets the requirements for providing vehicle for hire service in the City.

PREVIOUS COUNCIL ACTION(S):

Date: June 8, 2015

Roll Call Number: [15-0916](#)

Action: [On](#) issuance of Vehicle for Hire Company Certificate for NPI Limo Service, LLC, (Brady C. Johnson), (6-22-15). Moved by Gatto to adopt. Motion Carried 7-0.

Date: March 9, 2015

Roll Call Number: [15-0417](#) and [15-0418](#)<http://www.dmgov.org/government/citycouncil/rollcalls/2014/14-0651.pdf>

Action: [Amending](#) Chapter 126 of the Municipal Code regarding Vehicle Transportation Services, as amended. ([Council Communication No. 15-112](#)) Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

- (A) [Final](#) consideration of ordinance above (waiver requested by the City Manager), 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, [#15,354](#). Motion Carried 7-0.

Date: April 21, 2014

Roll Call Number: [14-0649](#), [14-0650](#), and [14-0651](#)

Action: Items regarding Certificate of Public Convenience and Necessity to operate limousine services: ([Council Communication No. 14-178](#))

- (A) [First](#) consideration of ordinance amending Chapter 126 of the Municipal Code regarding a probationary certificate. Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.
- (B) [Final](#) consideration of ordinance above (waiver requested by the Legal Department), requires 6 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, [#15,277](#). Motion Carried 7-0.
- (C) [Hearing](#) on application from NPI Limo Service LLC, Brady Johnson, Urbandale, Iowa. (Continued from April 7, 2014 Council Meeting). Moved by Hensley to grant probationary certificate. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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