

★ Roll Call Number

Agenda Item Number

55

.....  
Date April 21, 2008.....

**PUBLIC HEARING UPON APPLICATION FOR  
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
TO OPERATE NORMAL LIMOUSINE SERVICE**

WHEREAS, Section 126-62 of the Municipal Code of the City of Des Moines, Iowa, forbids the operation of a limousine as defined under the limousine subchapter of the municipal code (Article III of Chapter 126) as a vehicle for hire upon the streets of Des Moines without obtaining a certificate of public convenience and necessity; and

WHEREAS, Peter Kuel, seeking doing business as Bentiu Limousines, 2901 Douglas Avenue, Suite 2C, Des Moines, Iowa, has filed an application requesting permission of the City Council to operate a limousine service in the City of Des Moines; and

WHEREAS, pursuant to Section 126-64 on April 21, 2008, by Roll Call No. 08-563, the City Council has fixed this date as the time and place for a public hearing on the matter of the application; and

WHEREAS, Section 126-65(a) provides if this Council finds at the conclusion of such public hearing that limousine, or further limousine, service in the City of Des Moines, or between any point or points in the City and elsewhere, is required by the public convenience and necessity and the applicant is fit, willing, and able to perform such public transportation and to conform to the provisions of the subchapter, then the Council shall direct the City Traffic Engineer to issue a certificate stating the name and address of the applicant, the number of vehicles authorized under said certificate and the date of issuance; otherwise the section provides the application shall be denied; and

WHEREAS, Section 126-65(b) provides that in making the findings of subsection (a) of said section, this Council shall take into consideration the number of limousines already in operation, whether existing transportation is adequate to meet the public need, the probable effect of increased service on local traffic conditions, and the character, experience, and responsibility of the applicant;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

That the hearing is hereby closed and the application is granted or denied, as the case may be, as set out in the next paragraph.

★ Roll Call Number

Agenda Item Number

55

Date April 21, 2008

Alternative One: That the application for a certificate of public convenience and necessity to operate a normal limousine service be approved and hereby granted, it being the finding of this City Council of the City of Des Moines that such service is required by the public convenience and necessity and that the applicant, Peter Kuel doing business as Bentiu Limousines, is fit, willing, and able to perform such public transportation and to conform to the provisions of the subchapter;

or

Alternative Two: That the application for a certificate of public convenience and necessity to operate a normal limousine service be hereby denied as specified below upon the specific grounds and facts set forth below.

Denial based on the following specific grounds enumerated in Section 126-63 of the Municipal Code:

Number of Limousines already in operation under the subchapter.

Adequacy of existing transportation to meet the public need.

Probable detrimental effect of increased service on local traffic conditions.

Character, experience, responsibility of the applicant.

Likelihood operation will be conducted in conformity with subchapter.

Other (specify):

★ **Roll Call Number**

**Agenda Item Number**

55

**Date** April 21, 2008

BE IT FURTHER RESOLVED that upon adoption of Alternative One or Alternative Two (to grant the certificate), the City Traffic Engineer is hereby directed to issue a certificate to Peter Kuel doing business as Bentiu Limousines, stating the name and address of the applicant, the number of vehicles authorized under said certificate, as set out in the application, and the date of issuance.

(Council Communication Number 08-221 Attached)

MOVED BY \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

\_\_\_\_\_  
Katharine Ramsay Massier  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
<b>TOTAL</b>				

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

08-563  
22  
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City of Des Moines, Iowa  
Office of  
Des Moines Police Department  
Community Outreach and Protective Services Section  
Traffic Unit

**To:** Mike Berry  
Eng. Dept – Traffic Div.  
**Date:** 26 March 2008

**From:** Steven Silver  
Traffic Communications Officer  
Traffic Unit  
**Subject:** Certificate of Necessity  
Limousine Permit  
Peter Kuel

As required by City of Des Moines ordinance 126-63.5, a review of Peter Kuel's arrest and traffic record has been conducted with the following results.

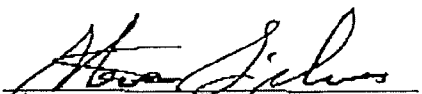
Driving Record Several violation with in a 5-years prior to this application, but no suspensions.

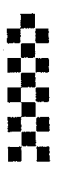
Copy of Mr. Kuel's Iowa Driving Record dated March 25, 2008 is attached.

Iowa/Local Criminal Record No Record with in a 10-years prior to this application

No record of arrest on Mr. Kuel's Iowa/Local arrest record dated March 10, 2008. (Iowa DCI record attached) Mr. Kuel is not listed on the sexual registry.

This completes the review of Peter Keul's arrest and traffic record by the police department.

  
Steven Silver



08-563  
22  
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Peter Kuel

710 S. 12<sup>th</sup> Street Apt # 8

Des Moines, Iowa 50158.

Phone 515-771-9805.

Date March 1, 2008

City of Des Moines

Traffic and transportation Department

Subject: Request for a Certificate of Public Convenience and Necessity.

Dear Michael,

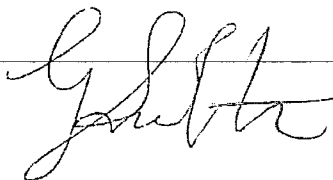
With due respect and great honor, I am requesting your high office the City of Des Moines to grant me the Certificate of Necessity for the following reasons:

1. I would like to provide community support to the city of Des Moines by providing affordable Limousine Services to Low income populations.
2. Provide Limousine services for prom parties within the low income and immigrants communities.
3. Provide affordable transportation services for parties, wedding, clubs, casino, airport and other social events like Miss South Sudan annual contest.
4. Provide affordable service for all African Annual conferences, cultural events, and entertainments, within the state of Iowa, and others nearby states.
5. Provide affordable transport for those who need help with transportation.

I believe the services that I am requesting would be an asset to many people in our community and to our great state of Iowa, especially for those who have hard time finding affordable rate for such services. I am willing to provide these services to meet the needs of our less fortunate population in the community. Your great help and assistance in this matter is highly appreciated.

Thanks,

Sincerely Peter Kuel



**COPY**

08-563 22  
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O'Brien's Auto Repair  
4414 Douglas Ave  
Des Moines, Iowa. 50310  
Phone - 515-276-7327  
" SERVICE BEGINS WHEN YOU DRIVE IN "

INVOICE  
2228  
Org. Est. # 004964

**INVOICE**

Print Date : 02/12/2008

KUEL, PETER  
2901 DOUGLAS AV C2  
Des Moines, IA 50310  
Home 515-771-9805  
Cust ID : 982

Ref # :

2000 Lincoln - Town Car Executive  
4.6L, V8, VIN (W)  
Lic # : 196TMK Odometer In : 120500  
Unit # :  
Vin # : 1LNHM81W5YY933491  
Hat # :

Part Description / Number	Qty	Sale	Extended	Labor Description	Extended
Shop Supplies		1.00	1.00	SAFTEY INSPECTION ALL SAFTEY RELATED IDEMS PASS INSPECTION	25.00

**COPY**

[ Technicians : O'Brien, Danny ]

Org. Estimate \$27.56	Revisions \$0.00	Current Estimate \$ 27.56	Additional Cost	Revised Estimate	Labor: 25.00
					Parts: 1.00
					Sublet: 0.00
					Sub: 26.00
					Tax: 1.56
					Total: 27.56
					Bal Due: \$0.00

[ Payments - Check - \$27.56 ]

THANK YOU

SIGNATURE

*[Signature]*

Date: 02-12-08

Time: 10:45 AM

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State of Iowa  
Department of Revenue  
Retail Sales Tax Permit  
1-77-111250

R1012C (12/05)

KUEL, PETER

is entrusted to collect tax for the State of Iowa and to engage  
in and transact business as a retailer within this state at:

BENTIU LIMOUSINES  
STE 2C  
2901 DOUGLAS AVE  
DES MOINES IA 50310



*Mark R. Schelling*  
Director of Revenue

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08-56372

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Doc ID: 020643770001 Type: COR  
Recorded: 12/13/2007 at 01:22:11 PM  
Fee Amt: \$7.00 Page 1 of 1  
Polk County Iowa  
JULIE M. HAGGERTY RECORDER  
File# 2008-00047091  
BK 12478 PG 659

RETURN TO:

Peter Gathkuett Wadan Kuel 710 South 12th St #8

Prepared By: (Name, Address, City, State, Zip, Phone #)

Marshall Town IA 50158

Return Document To: (Name & Complete Address if different from Preparer Info)

### Trade Name

Verified statements of person or co-partnership conducting a business under a trade name or assumed name. (Chapter 547, Code of Iowa) STATE OF IOWA, POLK COUNTY,

Names of Person(s) Owning or Having Interest in the Business:

Peter Kuel 710 South 12th St #8 Marshall Town IA 50158  
Name Address City Zip

Name Address City IA Zip

Name Address City IA Zip

I (we) in compliance with the provisions of Chapter 547, Code of Iowa, hereby establish or amend Trade Name as follows:-

Establish Trade Name Bentini Limo  
Name of Business

2901 Douglas Ave Suite 2C Des Moines IA 50310  
Complete Business Address (Required)

Trade Name \_\_\_\_\_ Original Book \_\_\_\_\_ Page \_\_\_\_\_

Dissolve Trade Name \_\_\_\_\_

Add/Withdrawal name(s) of Partner(s) \_\_\_\_\_  
Name(s)

**COPY**

Change of Address \_\_\_\_\_  
Business / Home (Circle One) Complete Address

and that there is no one except those mentioned in the foregoing list who owns or has any interest in the above named business. I (we) further certify that a corrected statement will be filed in the future each time there may be any change in ownership, as provided by Section 547.2, Code of Iowa.

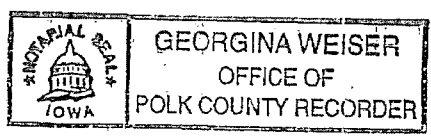
[Signature] Date Signed: 12-13-07

Date Signed: \_\_\_\_\_

Date Signed: \_\_\_\_\_

Subscribed in my presence and sworn to before me by the said Peter Kuel  
is 13th day of December 2007.

Georgina Weiser Notary Public in and for Polk COUNTY, Iowa.





08-563 22  
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APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND  
NECESSITY

1. Name: Peter Gatkuoth Wadar Kuel

Address: 710 S. 12<sup>th</sup> Street Apt. # 8  
Marshalltown, Iowa 50158

DOB: 01-01-1975

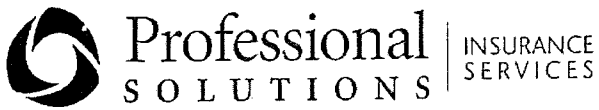
2. Business: Bentiu Limousine Services  
2714 Douglas Avenue suite  
Des Moines, Iowa 50310

3. I have never been licensed to operate a taxicab or limousine service, and License was ever suspended or revoked for any driving related issues. I have no previous experience in the transportation of passengers.
4. As one of the main requirements in this type of business, it is very important to Obtain the public convenience and necessity certificate in order to legally operate the business.
5. There is currently one vehicle for starting the business.
6. The vehicle's parking location is 2714 Douglas Avenue  
Des Moines, Iowa 50310.
7. The vehicle is a fully loaded "2000" Lincoln Town, four doors, date of inspection 02-12-2008.
8. I have never been convicted, pled guilty to or stipulated to the facts of violating any Criminal statute or ordinance.
9. There is one vehicle proposed for operation in this business.
10. I will be operating my business within the Greater Des Moines area,  
(prom parties, wedding, hotels, airport, nightclubs, casinos, conferences, culture events, Miss South Sudan annual contest) and its surroundings.
11. The color scheme or insignia of the business' vehicles will be "Black and White".

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*Peter Gatkuoth*

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14001 University Avenue, Clive, Iowa 50325-8258  
515-313-4502 • Fax 515-313-4472  
Toll-Free 800-961-6007 • Toll-Free Fax 866-852-8522

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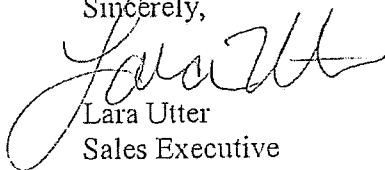
February 22, 2008

City of Des Moines  
Traffic and Transportation Dept.

To Whom It May Concern:

This letter will confirm that Professional Solutions Insurance Services has been in contact with Peter Kuel, the owner of Bentiu Limo. Should Mr. Kuels' business license application be approved, we have located a carrier to provide insurance coverage that meets the state's \$1.5 million liability limit requirements for limousine service. If you have any further questions, please feel free to call me at (515) 313-4689.

Sincerely,

  
Lara Utter  
Sales Executive

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08-563  
22  
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State of Iowa  
Division of Criminal Investigation  
215 E 7<sup>th</sup> St  
Des Moines IA 50319  
Ph. 515-725-6066 Fax 515-725-6080



### Iowa Criminal History Record Check Walk-In Request

Your name	<i>Peter Grotkoth wadan Kuel</i>
Address	<i>710 N 11th St HO</i>
City/State/Zip	<i>Marshalltown IA 50158</i>
Phone#	<i>515-771-9805</i>

Fill in all shaded areas.

Requesting an Iowa criminal history record check on:

<b>Last Name</b> <i>Apellido</i> (mandatory)	<b>First Name</b> <i>Primer Nombre</i> (mandatory)	<b>Middle Name</b> <i>Segundo Nombre</i> (recommended)
<i>Kuel</i>	<i>Peter Grotkoth</i>	<i>W</i>
<b>Date of Birth</b> <i>Fecha Nacimiento</i> (mandatory)	<b>Gender</b> <i>Genero</i> (mandatory)	<b>Social Security Number</b> (recommended)
<i>01/01-1975</i>	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	<i>[REDACTED]</i>
<b>Waiver Signature</b> <i>Firma</i> (If the request is on yourself, please sign. If the request is on someone else, write N/A.)		
<i>[Signature]</i>		

**Results**

As of 3-10-08, a name and date of birth check revealed:

No record found

Record attached, DCI # \_\_\_\_\_

DCI initials JO

DCI USE ONLY

2008 MAR 10 PM 12:19

DIV. OF CRIMINAL INVESTIGATION

STATE OF IOWA

D.P.S.

**Receipt**

Number of requests \_\_\_\_\_ x \$10.00 per last name = Total amount \$ \_\_\_\_\_

Method of payment: \_\_\_\_\_ cash    \_\_\_\_\_ money order    \_\_\_\_\_ check # \_\_\_\_\_

MasterCard or Visa # \_\_\_\_\_ Exp. Date \_\_\_\_\_

Cardholder's name \_\_\_\_\_

DCI initials \_\_\_\_\_

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# Iowa Department of Transportation

Office of Driver Services  
PO Box 9204, Des Moines, IA 50306-9204

(Toll Free) 800-532-1121  
515-244-9124  
FAX: 515-239-1837

## Certified Abstract of Driving Record

<b>Inquiry Date:</b> 12/18/2007	<b>DL/ID #:</b> [REDACTED]	<b>Customer #:</b> 1121416
<b>Name:</b> Kuel, Peter Gatkuoth Wadar	<b>Class:</b> D	<b>ID Status:</b> None
<b>Address:</b> 710 S 12th St Apt 8	<b>Audit #:</b> 1724036	<b>DL Status:</b> VAL
	<b>Issue Date:</b> 12/18/2007	<b>CDL Status:</b> None
<b>City/State:</b> Marshalltown, IA 50158	<b>Expiration Date:</b> 01/01/2012	<b>Restriction Supplement:</b> None
	<b>Endorsements:</b> 3	
<b>Mailing Address:</b> 710 S 12th St Apt 8	<b>Restrictions:</b> NONE	
	<b>Date of Birth:</b> 1/1/1975	
<b>Mailing City/State:</b> Marshalltown, IA 50158	<b>Sex:</b> M	

## History Information

Convictions				Total Records: 7	
Citation Date	Conviction Date	ACD	Explanation	County	JUR
06/30/2004	06/30/2004	M40	Improper Lane Use	64	IA
10/28/2005	10/28/2005	S92	Speed (10 mph & under in 35-55 mph zone)	64	IA
01/13/2006	01/13/2006	S92	Speed (10 mph & under in 35-55 mph zone)	64	IA
04/23/2006	05/04/2006	S92	Speed	86	IA
08/19/2006	08/25/2006	S92	Speed (10 mph & under in 35-55 mph zone)	64	IA
07/06/2007	08/10/2007		Driving Where Prohibited	64	IA
07/11/2007	08/01/2007		Speed	16	IA

Name: Kuel, Peter Gatkuoth Wadar DL/ID: 972ZZ7630 (IA)

Pursuant to Iowa Code §321.10, I, Kim Snook, Director of Office of Driver Services, Iowa Department of Transportation, do hereby certify that I am the custodian of the records held by the Office of Driver Services, that this is a true and accurate copy of an official record currently in the custody of said office, and that I have been authorized by the Director of the Iowa Department of Transportation to so certify.

In witness whereof, I have caused my signature and the seal of the Department to be set upon this document, at Des Moines, Iowa this date:

12/18/2007  
  
 Office of Driver Services  
 Iowa Department of Transportation

Name: Kuel, Peter Gatkuoth Wadar DL/ID: 972ZZ7630 (IA)

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*ZF*  
*SS*

**Berry, Mike R.**

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**From:** Poorman, Phil R.  
**Sent:** Wednesday, February 27, 2008 9:01 AM  
**To:** Berry, Mike R.  
**Subject:** approval for limosine service at 2720 Douglas Ave

The property at 2720 Douglas Ave is zoned C-2 and allows for a limosine service to be operated on the property.

If you have any questions contact me.

Philip R. Poorman  
Development Zoning Inspector  
City of Des Moines  
Des Moines, IA 50309  
515-283-4751  
prpoorman@dmgov.org

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Peter Gatkuoth Wadar Kuel

710 S. 12<sup>th</sup> Street Apt. # 8  
Des Moines, Iowa 50158  
Phone: 515-771-9805  
Date: February 11, 08

City of Des Moines  
Traffic and Transportation Department

Subject: To obtain a Certificate of public convenience and necessity

Dear Sir,

With due respect and honor, I am hereby submitting my application to your kind office and hoping that it will find eyes of consideration and assistance.

My name is Peter Kuel, a US citizen and resident of Marshalltown Iowa. I am writing and asking your kind office to grant me the above-mentioned subject, so that I would be able to operate and serve my community with special transportation needs within our Greater Des Moines area and its neighboring towns and cities.

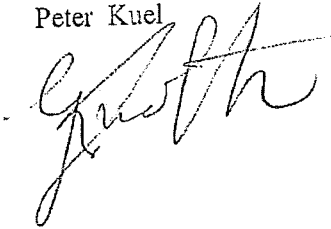
Bentiu Limousine Service would be a new great asset that would provide excellent and affordable services to many communities in our great state of Iowa. Bentiu Limousine Service would be operated by highly-skilled drivers that would ensure excellence, respect and safety of its customers.

Your great consideration and assistance in this matter would be highly appreciated.

Thank you,

Sincerely,

Peter Kuel



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