

★ **Roll Call Number**

Agenda Item Number

42

Date November 21, 2011

Communication from William Lillis, Attorney for Capstone Ventures LLC, requesting continuation of the public hearing regarding rezoning of property at 315 SW 14th Street, from December 5, 2011 to December 19, 2011.

Moved by _____ to

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

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.

_____ City Clerk

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LILLIS O'MALLEY OLSON MANNING POSE & VAN DIKE LLP

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(ESTABLISHED 1917)

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BERNARD J. CONNOLLY (1920-1970)
C.I. McNUTT (1901-1958)
STREETAR CAMERON (1957-2008)

RUSSELL J. HANSEN
RETIRED

WILLIAM J. LILLIS
MICHAEL W. O'MALLEY
EUGENE E. OLSON
DANIEL L. MANNING
CHRISTOPHER R. POSE
ADAM C. VAN DIKE
JOEL B. TEMPLEMAN*
BRIDGET O'MALLEY KAUTZKY

*LICENSED IN IOWA & ILLINOIS

Writer's Direct E-Mail Address: willis@lolaw.com

November 16, 2011

Mayor Franklin Cownie and
Members of the City Council
City of Des Moines
City Hall
400 Robert D. Ray Drive
Des Moines, IA 50309

SUBJECT: Capstone Ventures, LLC - Public Hearing - Property at 315 SW 14th Street -
Rezoning from C-3B (Central Business District Mixed Used District) to PUD
(Planned Unit Development)

Honorable Mayor and Members of the City Council:

Our law firm represents Capstone Ventures, LLC (hereafter "Capstone").

I ask that this letter be received, filed, and made a part of the agenda for the City Council Meeting of Monday, November 21, 2011.

On the City Council Agenda for the meeting of Monday, December 5, 2011, is a public hearing on the above request of Capstone to rezone its property at 315 SW 14th Street as noted above.

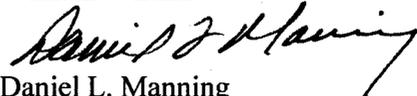
Capstone requests, with the concurrence of the City Legal Department of the City of Des Moines, that the public hearing scheduled for Monday, December 5, 2011 be continued to 5:00 P.M. for the City Council Meeting of Monday, December 19, 2011.

We very much appreciate the consideration of the City Council to continue the public hearing on the proposed rezoning until December 19, 2011 at 5:00 P.M. in the council chambers at the City Hall, Des Moines, Iowa.

Very truly yours,



William J. Lillis



Daniel L. Manning
For the Firm

WJL:srn

42

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November 16, 2011

Ms. Diane Rauh, City Clerk
City of Des Moines
City Hall
400 Robert D. Ray Drive
Des Moines, IA 50309

SUBJECT: Capstone Ventures LLC - Request for Continuation of Hearing - City Council
Agenda for Monday, November 21, 2011

Dear Diane:

This firm represents Capstone Ventures LLC.

Enclosed is a letter requesting that the public hearing scheduled for Monday, December 5, 2011 at 5:00 P.M. be continued to Monday, December 19, 2011 at 5:00 P.M.

I visited with Michael Kelley of the City Legal Department, and he concurs with our request.

I believe the proper procedure would be to have the City Council receive and file this letter and thus Mike could prepare the roll call for the meeting of December 5, 2011 to have the matter continued to December 19, 2011.

I will try to get this request to you on Wednesday afternoon, November 16, 2011.

Very truly yours,



William J. Lillis
For the Firm

WJL:sm

Enc.

cc: Bill Nielsen (via e-mail)
Douglas A. Siedenbug (via e-mail)