

★ **Roll Call Number**

Agenda Item Number

37

Date February 9, 2015

An Ordinance entitled, "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 102-320 , relating to the appointment of members to the Skywalk Committee",

(Council Communication No. 15.045)

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

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.

 Mayor

 City Clerk

ORDINANCE NO. _____

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 102-320 , relating to the appointment of members to the Skywalk Committee.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by amending Section 102-320 , relating to the appointment of members to the Skywalk Committee, as follows:

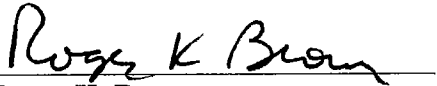
Sec. 102-320. Skywalk Committee/~~Urban Development~~ Design Review Board.

- (a) The powers and duties formerly held by the skywalk commission under this code have been transferred to the urban design review board created by section 82-336 and to the skywalk committee created below.
- (b) The urban design review board and the skywalk committee are hereby designated as the successors to the skywalk commission. The urban design review board shall have all those advisory duties and responsibilities not constituting the exercise of some portion of the power of the city, formerly held by the skywalk commission under the various Skywalk Agreements between the city and the owners, tenants and occupants of property within the skywalk system. The skywalk committee shall have all those powers and duties constituting the exercise of some portion of the power of the city, formerly held by the skywalk commission under the various Skywalk Agreements between the city and the owners, tenants and occupants of property within the skywalk system.
- (c) A five member skywalk committee is hereby created. The membership of the skywalk committee shall consist of two members of ~~from its members,~~ and three members nominated by the, ~~one member who is a member of the Des Moines Skywalk Association,~~ one ownership representative and one tenant representative. ~~The three members nominated by the association shall consist of an ownership representative who shall be an owner of an interest in property containing a skywalk corridor, or an officer of a business which owns such property;~~ The a tenant representative who shall be an owner of an interest in a business which leases property containing a skywalk corridor, or an officer of such a business; and an Association representative who serves on the governing board of the Association. All such nominations shall be subject to approval by the city council. In the event that any nomination is rejected by the city council or not approved within 60 days of receipt by the city clerk, the nominating body shall promptly proceed with nominating a qualified alternate candidate. ~~The mayor shall recommend candidates to fill one position on the committee. The at large council members shall each recommend candidates to fill two positions on the committee.~~

- (d) The term of the two members of the skywalk committee who are members of the urban design review board shall terminate concurrent with the termination of their term on the board. The term of all other members shall be three years. Any of the three members nominated by the Des Moines Skywalk Association who cease to hold the qualifications for appointment to the seat they hold on the skywalk committee shall automatically cease to be a member of the skywalk committee.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

A handwritten signature in cursive script that reads "Roger K. Brown". The signature is written in black ink and is positioned above a horizontal line.

Roger K. Brown
Assistant City Attorney