

**Date** December 2, 2019

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 repealing Division 6, in Article VI, Chapter 2. Administration, relating to the Des Moines Music Commission",

presented.

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

FORM APPROVED:

(First of three required readings)

Judy K Parks-Kruse  
 Judy K. Parks-Kruse  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
TOTAL				

**CERTIFICATE**

I, PAULA K. CMELIK, 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

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 repealing Division 6, in Article VI, Chapter 2. Administration, relating to the Des Moines Music Commission.

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 repealing Division 6, in Article VI, Chapter 2. Administration, relating to the Des Moines Music Commission, as follows:

**Chapter 2 ADMINISTRATION\***

**Article VI. Boards, Commissions, Committees and Agencies**

~~Division 6.—Des Moines Music Commission Repealed by Ord. No. 15,---~~

**~~Sec. 2-1190. Established.~~**

~~The Des Moines music commission is established as an advisory commission to promote the development of live music performances, the music industry and musicians within the city and to provide an opportunity for input from the live music industry, musicians, and the public for ideas in support of live music. The Des Moines music commission shall consist of seven members.~~

**~~Sec. 2-1191. Duties generally.~~**

- ~~(a) The Des Moines music commission shall:~~
  - ~~(1) Survey the music industry within the city and report to the city council on a quarterly basis, or as otherwise directed by the city council, on the status of music performances, music venues and the music industry within the city.~~
  - ~~(2) Hold public meetings seeking input from the music organizations, music-related professional services, live music venue owners or operators, and artists in the field of music on matters that affect the music community and industry in the city.~~
  - ~~(3) Develop recommendations on ways to facilitate a local music economy and to help the local music industry to achieve a regional or national status.~~
  - ~~(4) Identify ways to promote live music and to help to implement the development of venues and events for live music.~~

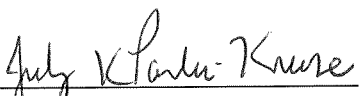
- ~~(5) — Serve as an advisor to live music venue owners or operators, music promoters, and artists in the field of music regarding promotion and implementation of music events.~~
- ~~(6) — Recommend areas to be considered as cultural and entertainment districts and music venues.~~
- ~~(7) — Oversee all programs and events sponsored by the commission, as approved by the city council.~~
- ~~(8) — Coordinate with the park and recreation department and advise the park and recreation board concerning the planning and operation of live music programs and events.~~
- ~~(9) — Advise and make appropriate recommendations to the city council on subsection (a) of this section.~~
- ~~(b) — All such rules adopted by the Des Moines music commission in the performance of the duties in subsection (a) of this section shall be reported to the city council and shall be effective when approved by the city council.~~

**~~Sec. 2-1192. Appointment, composition and terms.~~**

- ~~(a) — Each councilmember shall recommend one candidate for appointment to one position on the commission.~~
- ~~(b) — Each member of the commission shall be appointed for a term of two years, with no more than four members' terms expiring each year. The initial terms of three of the initial music affiliated members of the commission shall be for a period of three years.~~
- ~~(c) — Six commission members shall be selected from representatives of membership-based music organizations, music related professional services, live music venue owners or operators, and artists in the field of music. At least two members of the commission shall be thirty years of age or less at the time of appointment or reappointment.~~

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

FORM APPROVED:

  
\_\_\_\_\_  
Judy K. Parks-Kruse  
Assistant City Attorney

City Manager's Letterhead

November 19, 2019

U.S. Department of Housing and Urban Development  
Local office address: 210 Walnut Street, Suite 937  
Des Moines, Iowa 50309

Operating Agency: Polk County Housing Trust Fund  
505 Fifth Avenue, Suite 1000  
Des Moines, Iowa 50309

Re: Exception to Certification of Voting Membership for Federal Continuum of Care funding

To Whom it May Concern:

This letter will serve as the Exception required under 24 Code of Federal Regulations §578.95(d)(2) to allow city elected officials, officers, or employees to serve as voting members on boards that may make decisions regarding Federal Continuum of Care funds. The Operating agency involved is the Polk County, Iowa, Housing Trust Fund.

Please be advised that the two elected officials for whom this exception is sought are the Hon. Frank Cownie, Mayor of the City of Des Moines, Iowa, and Ms. Connie Boesen, At Large member of the City Council of the City of Des Moines, Iowa.

Approved as to Form:

CITY MANAGER SIGNATURE BLOCK

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Judy K. Parks-Kruse  
Assistant City Attorney

CC: Chris Johansen