

★ Roll Call Number

08-481

Agenda Item Number

24

Date March 24, 2008

**APPROVING RECOMMENDATION FROM THE
NEIGHBORHOOD REVITALIZATION BOARD REGARDING
REMOVAL OF FAIRGROUND NEIGHBORS FOR COMMUNITY IMPROVEMENT
FROM LIST OF RECOGNIZED NEIGHBORHOOD ASSOCIATIONS**

WHEREAS, on November 19, 2007 by Roll Call No. 07-2227, the City Council requested that the Neighborhood Revitalization Board (NRB) mediate a dispute between Fairground Neighbors for Community Improvement (FNCI), a City of Des Moines Recognized Neighborhood Association, and certain other residents of the Fairgrounds Neighborhood regarding membership and voting privileges with respect to FNCI; and

WHEREAS, pursuant to Council's request, the NRB appointed a subcommittee to find facts and attempt to mediate the conflict. The subcommittee met four times in publicly noticed meetings and drafted recommendations to Council which were approved by the entire NRB at a duly-noticed public meeting held on January 9, 2008;

WHEREAS, on January 28, 2008 by Roll Call No. 08-150, the City Council approved NRB's recommendations and determined that FNCI, as a condition of retaining its status as a Recognized Neighborhood Association, would be required to do the following:

- a. amend its bylaws to clarify membership and voting privileges;
- b. remove FNCI's requirement that its members join any other organization; and
- c. hold new elections for officers pursuant to the amended bylaws.

WHEREAS, by letter dated February 12, 2008, a true and correct copy of which is attached hereto as Exhibit A, FNCI stated that it has chosen not to follow the NRB recommendations adopted by the City Council as set forth above;

WHEREAS, at its March 5, 2008 meeting, the NRB voted unanimously to recommend to the City Council that FNCI be removed from the list of Recognized Neighborhood Associations because of its unwillingness to comply with the conditions for retention of Recognized Neighborhood status set forth in Roll Call No. 08-150. NRB's letter to the Mayor and Members of the City Council conveying its recommendation is attached hereto as Exhibit B.

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

1. That because of its unwillingness to comply with the conditions for retention of Recognized Neighborhood status set forth in Roll Call No. 08-150, Fairground Neighbors for Community Improvement is no longer a Recognized Neighborhood and is hereby removed from the list of Recognized Neighborhood Associations.

2. The Community Development Director is authorized and directed to take all action necessary and proper to implement this resolution.

(Council Communication No. 08-142)

APPROVED AS TO FORM:

Moved by Meyer to adopt.

[Signature of Michael F. Kelley]

Michael F. Kelley
Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED APPROVED
T.M. Franklin Council 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.

[Signature of Diane Rauh]

City Clerk