

★ Roll Call Number  
09-911

Agenda Item Number  
69B

Date May 18, 2009

An Ordinance entitled, "AN ORDINANCE vacating a portion of the 3rd Street right-of-way adjoining 208 3rd Street for use as a sidewalk cafe,"

which was considered and voted upon under Roll Call No. 09-910 of May 18, 2009; again presented.

MOVED by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass.

Waiver requested by the applicant, Tommy Mauro.

ORDINANCE NO. 14,859

FORM APPROVED:

(Six affirmative votes required for passage.)

Roger K. Brown

Roger K. Brown

Assistant City Attorney

C:\Rog\Vacate\Cafe\Pending\Pelican Bar RC Ord.doc

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

MOTION CARRIED

APPROVED

T. M. Franklin  
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.

Diane Rauh City Clerk