



Roll Call Number

15-0287

Agenda Item Number

14

Date February 23, 2015

**RECOMMENDATION FROM COUNCILMEMBER BILL GRAY
FOR APPOINTMENT OF CHARLES J. GASSMANN TO THE
BUILDING AND FIRE CODE BOARD OF APPEALS**

WHEREAS, Charles J. Gassmann has previously served on the Building and Fire Code Board of Appeals in Seat 11, which is required to be held by a mechanical contractor who holds an active class A, B, C or D mechanical contractor license issued by the city or who holds a master's mechanical license issued by the State of Iowa; and,

WHEREAS, on January 12, 2015, the City Council approved the reappointment of Mr. Gassmann to Seat 11 on the Building and Fire Code Board of Appeals for a term commencing April 1, 2014, and expiring on April 1, 2017, but such appointment was invalid because Mr. Gassman had then ceased to be a resident of the City of Des Moines; and,

WHEREAS, all attempts to find someone willing to serve on the Building and Fire Code Board of Appeals who resides in the City of Des Moines and has the experience and training to qualify for appointment to the vacant Seat 11 have been unsuccessful; and,

WHEREAS Section 2-1049(d) of the Municipal Code establishes the residency requirement for City boards and commissions, and provides that the City Council may waive the residency requirement if the Council determines that no qualified city resident is available for appointment to a particular seat; and,

WHEREAS, Mr. Gassman, who resides at the following address:

Charles J. Gassmann
6728 NW 48th Court
Johnston, Iowa 50131

is uniquely qualified to fill the vacant Seat 11 on the Building and Fire Code Board of Appeals, and desires to serve the citizens of Des Moines in this capacity; and,

WHEREAS, Mr. Gassmann is recommended by Council Member Bill Gray for appointment to Seat 11 on the Board.

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

1. The City Council hereby finds that no qualified city resident is available for appointment to Seat 11 on the Building and Fire Code Board of Appeals, which is required to be held by a mechanical contractor who holds an active class A, B, C or D mechanical contractor

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license issued by the city or who holds a master's mechanical license issued by the State of Iowa

- 2. The City Council hereby waives the residence requirement, and approves the appointment of Charles Gassmann to Seat 11 on the Building and Fire Code Board of Appeals for the three-year term that commenced April 1, 2014, and expires on April 1, 2017.

MOVED by Coleman to adopt.

FORM APPROVED:

Roger K. Brown

Roger K. Brown

Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

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.

MOTION CARRIED

APPROVED

T. M. Franklin Mayor

Diane Rauh

City Clerk