

★ Roll Call Number

16. 0879

Agenda Item Number

47B

Date May 23, 2016

An Ordinance entitled, "AN ORDINANCE vacating a portion of Court Avenue adjoining 200 Court Avenue, for use as a sidewalk cafe",

which was considered and voted upon under Roll Call No. 16- 0878 of May 23, 2016, 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.

ORDINANCE NO. 15,475

NOTE: Waiver of this rule is requested by Todd Millang, Managing Member of 208 Restaurant & Bar, L.L.C., d/b/a RoCa Restaurant, which seeks to operate a sidewalk cafe on the vacated right-of-way. Six affirmative votes required for passage.

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 | ✓ | | | |
| MOORE | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| 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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk