

★ **Roll Call Number**

Agenda Item Number

43B

Date June 23, 2008

An Ordinance entitled, "AN ORDINANCE vacating an air space easement adjoining 305 East 5<sup>th</sup> Street",

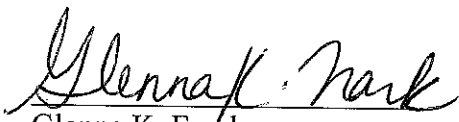
which was considered and voted upon under Roll Call No.08-\_\_\_\_\_of June 23, 2008; again presented.

Moved by \_\_\_\_\_ 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. \_\_\_\_\_

NOTE: Waiver of this rule is requested by E5W, LLC.

FORM APPROVED:

  
 Glenna K. Frank  
 Assistant City Attorney

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

**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

\_\_\_\_\_  
 Mayor

\_\_\_\_\_  
 City Clerk

43B

June 4, 2008

City Council  
City of Des Moines  
400 Robert D. Ray Drive  
Des Moines, Iowa 50309-1891

RE: Three Required Reading Waiver Request

City of Des Moines City Council:

Please accept this request to waive the three required readings of the ordinance to vacate the air rights of the Air Space above the East 5<sup>th</sup> Street right-of-way lying West of and adjoining 305 East 5<sup>th</sup> Street (NE Corner of East 5<sup>th</sup> & East Walnut Streets)  
The waiver would allow the redevelopment project to continue without delay.

Sincerely,



Brian Borchardt  
On behalf of E5W, LLC