

★ Roll Call Number

Agenda Item Number

56

Date March 23, 2020

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing paragraph (a) of Section 58-30 thereof, and enacting a new paragraph (a) to Section 58-30 regarding the required qualifications for appointment as an at-large member of the Historic Preservation Commission",

which was considered and voted upon under Roll Call No. 20- 0457 of March 9, 2020; again presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given second vote for passage.

(Second of three required readings)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, P. Kay Cmelik, 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.

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

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing paragraph (a) of Section 58-30 thereof, and enacting a new paragraph (a) to Section 58-30 regarding the required qualifications for appointment as an at-large member of the Historic Preservation Commission.

WHEREAS, the City of Des Moines has been designated as a "Certified Local Government" by the State of Iowa pursuant to the 1966 amendments to the National Historic Preservation Act ("NHPA") which makes City eligible for state and federal assistance for the identification, preservation and renovation of historic properties, and gives the City input into the required Section 106 Review of the impact on historic properties of any project funded in whole or in part with federal funds; and,

WHEREAS, it is beneficial to the City to maintain its Certified Local Government status, which requires that the members of the City's Historic Preservation Commission meet the minimum qualification requirements established by the federal and state requirements; and,

WHEREAS, the following amendment to the qualification requirements established by the Des Moines Municipal Code for appointment of the six at large members to the Historic Preservation Commission has been reviewed by the Certified Local Government Coordinator in the State Historic Preservation Office of Iowa, and determined to conform to the applicable federal and state requirements.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as amended by Ordinance No. 14,148 passed October 7, 2002, be and is hereby amended by repealing paragraph (a) of Section 58-30 thereof, and enacting a new paragraph (a) to Section 58-30 as follows:

**Sec. 58-30. - Historic preservation commission.**

- (a) A historic preservation commission is created. The commission shall consist of six at large members and two residents from each designated historic district. At the time of their appointment, each member shall have a demonstrated interest in historic preservation, and at least four of the at large members shall have at least one of the following professional qualifications by education, training and experience: architect, landscape architect, urban planner, structural or civil engineer, historian, architectural historian, sociologist, archeologist, real estate broker, real estate attorney or builder. No appointment of an at-large member shall be effective if it results in the appointment of a

third at large member without the required professional qualifications. As soon as practical, but in any event within one year after their initial appointment to the commission, each person appointed to the commission shall attend at least one training seminar providing training on historic preservation and the duties of a local historic preservation commission. The chair of the commission shall promptly report to the city council the name of any member of the commission who does not timely satisfy this training requirement. All references in this Code to the historic district commission shall be interpreted to refer to the historic preservation commission.

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Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

  
Roger K. Brown, Assistant City Attorney