



**Roll Call Number**

**Agenda Item Number**

48 A

**Date** October 5, 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 amending Section 26-121, relating to terms and composition of the Building and Fire Code Board of Appeals",

which was considered and voted upon under Roll Call No. 20-\_\_\_\_\_ of October 5, 2020; 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 Cody Christensen.

FORM APPROVED:

Judy K. Parks-Kruse  
Judy K. Parks-Kruse  
Assistant City Attorney

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

48A

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

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 amending Section 26-121, relating to terms and composition of the Building and Fire Code Board of Appeals.

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 heretofore amended, by amending Section 26-121, relating to terms and composition of the Building and Fire Code Board of Appeals, as follows:

**Sec. 26-121. Terms; composition.**

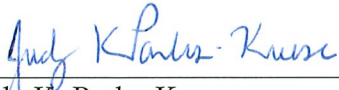
- (a) The Building and Fire Code Board of Appeals shall consist of 17 members. Fifteen of the members shall be appointed for terms of three years, provided however that the terms of five of the initial appointed members shall be for one year, and the terms of five of the initial appointed members shall be for two years. All appointed terms shall expire on April 1st.
- (b) The appointed members of the building and fire code board of appeals shall consist of the following persons having a minimum of five years of experience in the required field:
  - (1) One Iowa licensed architect.
  - (2) One Iowa licensed professional engineer (structural or construction).
  - (3) One Iowa licensed professional engineer (mechanical).
  - (4) One Iowa licensed professional engineer (electrical).
  - (5) One general contractor experienced in residential construction.
  - (6) One general contractor experienced in commercial construction.
  - (7) One electrician who holds a master electrician license issued by the State of Iowa and is in responsible charge of the electrical installation operation of a licensed electrical contracting firm.
  - (8) One electrician who holds either a master electrician license or a journeyman electrician license issued by the State of Iowa.
  - (9) One plumber who holds an active master plumber certificate of competency or license issued by the State of Iowa and is in responsible charge of the plumbing installation operation of a licensed plumbing contracting firm.
  - (10) One plumber who holds an active master or journeyman plumber license issued by the State of Iowa.
  - (11) One mechanical person who holds a master's mechanical license issued by the State of Iowa and is in responsible charge of the mechanical installation operation of a licensed mechanical contracting firm.
  - (13) One licensed attorney.
  - (14) One person shall be a qualified engineer, architect, technologist, technician or safety professional trained in fire protection engineering, fire science or fire

technology, including but not limited to fire protection contractors and certified technicians engaged in fire protection system design.

- (15) One person with experience in historic preservation.
- (c) Quorum shall be a majority of the appointed members at the time of the meeting, but quorum shall not be less than five (5) members.
  - (d) The building official and fire marshal shall serve as ex officio members of the board.
  - (e) Any member of the board may be removed by the city council for malfeasance in office, incapacity, or neglect of duty.
  - (f) If the city council determines that no other qualified individual is available for appointment to a particular position on the board the, city council may waive the term limits imposed by Section 2-1059 and reappoint an individual to a third or subsequent consecutive term in that position.

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

FORM APPROVED:



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Judy K. Parks-Kruse  
Assistant City Attorney