



Roll Call Number

23-0840

Agenda Item Number

40

Date June 12, 2023

CLARIFICATION AND APPROVAL OF ROLL CALL 23-0565 FROM APRIL 24, 2023 CITY COUNCIL AGENDA ITEM 5

WHEREAS, on April 24, 2023, the Council approved Items 3-48 of its Consent Agenda; and

WHEREAS, such action included Item 5, Roll Call 23-0565 regarding the liquor license application of Nightingale Cocktail, 435 E. Grand Avenue.; and

WHEREAS, while the roll call indicated that the City Manager recommended the denial of the application and also indicated that the Council motion and second was to deny, the roll call has now been challenged as an approval of the license because the Council's minutes showed the motion as a motion to adopt even though Council voted 6-0 to deny the liquor license application; and

WHEREAS the Council's intent in approving the motion on Roll Call 23-0565 on April 24, 2023, was to deny the Class "C" Liquor License application of Nightingale Cocktail, 435 E. Grand Avenue and Council wishes to reconfirm that intent and clarify the record.

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

That on April 24, 2023 for Roll Call 23-0565, the City Council of the City of Des Moines did intend to deny and did in fact vote to deny the Class "C" Liquor License application of Nightingale Cocktail, 435 E. Grand Avenue.

Moved by Gatto to adopt.

Second by Mandelbaum.

Approved as to Form:

/s/John O. Haraldson

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATO	✓			
MANDELBAUM	✓			
SHEUMAKER				✓
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

J. M. Franklin Cownie Mayor

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Laura Baumgartner

City Clerk