

Date June 8, 2009

RESOLUTION CLOSING INFORMAL PUBLIC HEARING ON THE
PROPOSED RENAMING OF STREETS RECENTLY ANNEXED OR
TO BE ANNEXED INTO THE CITY OF DES MOINES

WHEREAS, on June 22, 1998, by Roll Call No. 98-2075, the City Council approved the involuntary annexation of areas in Polk and Warren Counties located northeast, southeast and south of the City boundaries, and islands of unincorporated land within the City boundaries, as shown by the accompanying Exhibit "A"; and,

WHEREAS, on September 1, 2005, the involuntary annexation was approved by the local committee formed by the City Development Board to consider the matter, and on November 8, 2005 the involuntary annexation was approved at the required election; and,

WHEREAS, on March 26, 2009, the Iowa Court of Appeals upheld the decision of the Polk County District Court affirming the decision of the local committee to approve the involuntary annexation; and,

WHEREAS, substantial portions of the areas originally included within the involuntary annexation have already been brought into the City of Des Moines by voluntary annexations as shown by the accompanying Exhibit "A"; and,

WHEREAS, the areas already annexed into the City of Des Moines and the remaining areas to be brought into the City of Des Moines by the pending involuntary annexation include streets (formerly county roads) or segments of streets with names that do not fit within the City of Des Moines street naming conventions or that duplicate existing street names; and,

WHEREAS, it is essential for the efficient and expeditious delivery of emergency services that every property have a unique address and that the street names and building numbers for all properties fit within the City of Des Moines street naming and building numbering conventions and not duplicate street names and building numbers in the adjoining jurisdictions; and,

WHEREAS, the City Manager has recommended that the streets and segments of streets within the annexation areas identified in the accompanying Exhibit "B" be renamed to fit within the City of Des Moines street naming conventions, and it is further suggested that such streets and segments of streets be renamed with the new street names identified in Exhibit "B"; and,

WHEREAS, on May 18, 2009, by Roll Call No. 09-851 the City Council scheduled an informal public hearing to be held on June 8, 2009, at 5:00 p.m., in the Council Chambers to consider the proposal; and,

Date June 8, 2009

WHEREAS, notice of the proposal and of the informal public hearing was published in the Des Moines Register on May 21, 2009; and,

WHEREAS, all persons interested in the proposed street renaming, both for and against, have been given the opportunity to express their views; NOW THEREFORE,

BE IT RESOLVED by the City Council of the City of Des Moines, Iowa as follows:

1. That upon consideration of the facts, statements of interested persons and arguments of counsel, the objections to said proposed street renaming be and the same are hereby overruled, and the hearing closed.
2. The renaming of the streets and segments of streets within the annexation areas to the new street names proposed by the City Staff as identified in the accompanying Exhibit "B" is hereby approved, subject to the following amendments and to final passage of the appropriate ordinance.

(Council Communication No. 09- 395)

MOVED by _____ to adopt, and to approve the renaming of the streets and segments of streets as proposed by City Staff in Exhibit "B", with the following exceptions:

| Name of Existing Street | Staff Recommendation | Alternate Street Name to be approved |
|--|----------------------------------|--------------------------------------|
| NE 54th Avenue <i>(in Polk Co.)</i> | Sage Street | Adventure Street |
| Beardsley Street <i>(in Warren Co.)</i> | Beige Street and E. Beige Street | Border Street and E. Border Street |
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★ **Roll Call Number**

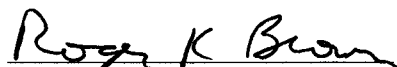
Agenda Item Number

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Date June 8, 2009

| Name of Existing Street | Staff Recommendation | Alternate Street Name to be approved |
|-------------------------|----------------------|--------------------------------------|
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FORM APPROVED:



Roger K. Brown

Assistant City Attorney

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| 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.

City Clerk

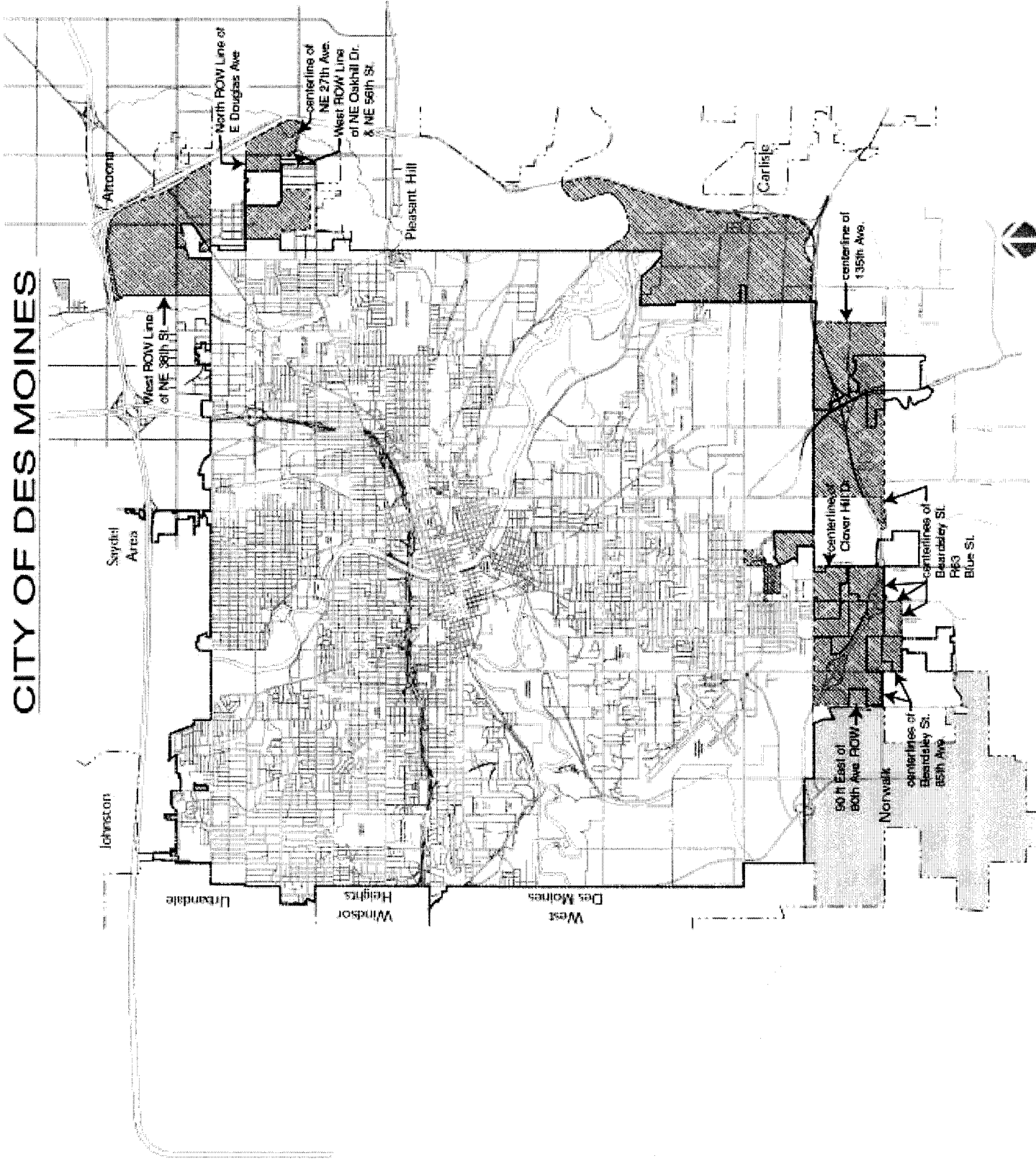
MOTION CARRIED

APPROVED

.....
Mayor

Exhibit "A"

CITY OF DES MOINES



DES MOINES COMMUNITY DEVELOPMENT DEPARTMENT

November, 2003

Territory in Involuntary Annexation Area

Exhibit "B"
Listing of Streets Proposed to be Renamed

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| EXISTING NAME | NEW NAME proposed by City staff | ALTERNATE NEW NAME proposed by citizens | SEGMENT OF STREET TO BE RENAMED (Referenced to existing street names) |
|--|--|--|---|
| Northeast Area - streets located in Polk County | | | |
| NE 23rd Avenue | E. Easton Blvd. | | extending west from NE Oakhill Drive |
| NE 27th Avenue | E. Sheridan Avenue | | between NE Oakhill Drive and Highway 65 |
| NE 30th Place | Hull Avenue | | extending east from 120 feet west of NE 51st Ct |
| NE 38th Avenue | E. Douglas Avenue | | between NE 44th Drive and NE 56th Street |
| NE 38th Street | E. 38th Street | | south of Interstate 80 |
| NE 40th Avenue | E. Madison Avenue | | extending west from 49th Street |
| NE 42nd Street | E. 42nd Street | | extending north from E. Aurora |
| NE 43rd Court | E. 43rd Court | | between NE Aurora Avenue and Hubbell Road |
| NE 44th Drive | E. 44th Street | | between NE Aurora Avenue and Hubbell Road |
| NE 46th Street | E. 46th Street | | south of Interstate 80 |
| NE 50th Street | E. 50th Street | | between NE Aurora Avenue and NE 46th Street |
| NE 54th Avenue | Sage Street | Adventure Street | between NE 38th Street and NE 46th Street |
| NE 55th Street | E. 55th Street | | extending south from NE 38th Avenue |
| NE 55th Way | E. 55th Street | | extending northwest from NE 56th Street |
| NE 56th Street | E. 56th Street | | between Oakhill Drive and Highway 65 |
| NE Aurora Avenue | E. Aurora Avenue | | between NE 43rd Court and NE 46th Street |
| NE Broadway | E. Broadway Avenue | | between NE 38th Street and Highway 65 |
| Hubbell Road | Hubbell Avenue | | between NE Aurora Avenue and Highway 65 |
| NE Oakhill Drive | E. Oakhill Drive | | between NE 23rd Ave and NE 56th Street |
| Southeast Area - streets located in Polk County | | | |
| SE 40th Avenue | E. Watrous Avenue | | west of Highway 65 |
| SE 44th Avenue | Evergreen Avenue | | west of SE 45th Street |
| SE 52nd Avenue | E. Spring Street | | west of Highway 65 |
| SE 57th Avenue | Hart Avenue | | west of SE 45th Street |
| SE 59th Avenue | E. Highview Drive | | between SE 45th Street and SE 47th Street |

| EXISTING NAME | NEW NAME proposed by City staff | ALTERNATE NEW NAME proposed by citizens | SEGMENT OF STREET TO BE RENAMED (Referenced to existing street names) |
|--|---------------------------------|---|--|
| SE 60th Avenue | E. Payton Avenue | | between SE 45th Street and SE 47th Street |
| SE 62nd Avenue | E. Leland Avenue | | between SE 45th Street and SE 47th Street |
| SE 64th Avenue | E. Army Post Road | | west of Highway 65 |
| SE 72nd Avenue | E. Pine Avenue | | west of Highway 65 |
| South Area - streets located in Warren County | | | |
| 80th Avenue | SW 28th Street | | between Beardsley Street and Adams Street |
| 83rd Street | SW 23rd Street | | extending north from Adams Street |
| 85th Avenue | Fleur Drive | | north of Blue Street |
| 100th Avenue | S. Union Street | | extending north from east/west centerline of Secs 9 & 10, Twp 77, Rge 24 |
| 123rd Avenue | SE 25th Street | | extending north from Highway 65/69 |
| 127th Lane | SE 27th Street | | extending north from Adams Street |
| 128th Lane | SE 30th Street | | extending north from Adams Street |
| 135th Avenue | SE 34th Street | | extending north from 1/4 mile south of Briggs Street |
| Adams Street | Aqua Street | | between 80th Avenue and 83rd Avenue |
| Adams Street | E. Aqua Street | | extending west from 135th Street to the point it turns south |
| Adams Street | SE 26th Street | | extending north from Highway 65/69 to the point it turns east |
| Beardsley Street | Beige Street | Border Street | between 80th Avenue and 100th Avenue |
| Beardsley Street | E. Beige Street | E. Border Street | between 100th Avenue and 113th Avenue |
| Blue Street | Bronze Street | | between 85th Avenue and R63 (95th Avenue) |
| Carpenter Street | Cardinal Avenue | | between the north/south center line of Secs 8 and 17, Twp 77, Rge 24 and R63 (95th Avenue) |
| Carpenter Trail | E. Cardinal Avenue | | extending east from Highway 65/69 |
| Clover Hill Drive | S. Union Street | | north of Highway 5 |
| County Line Road | E. County Line Road | | between 100th Avenue and 135th Avenue |
| Highway 65/69 | Southridge Blvd. | | between Highway 5 and the North River |
| Highway 69 | Southridge Blvd. | | between County Line Road and the North River |
| R63 (95th Avenue) | SW 9th Street | | extending North from the east/west centerline of Sec 9, Twp 77, Rge 24 |

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The Des Moines Register

OFFICIAL PUBLICATION OFFICIAL PUBLICATION AFFIDAVIT OF PUBLICATION

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN, that the City Council of the City of Des Moines, Iowa, shall consider a City initiated proposal to rename a number of streets and segments of streets within the areas that have been annexed into the City of Des Moines or that will be annexed into the City upon completion of the pending involuntary annexation approved by the City Development Board in the proceedings under Docket No. UA98-03. The streets and segments of streets proposed to be so renamed are identified in the table below. The proposed new street names identified in the table below are subject to change at the public hearing. Alternate street names suggested by the affected property owners and other interested parties may be considered and approved by the City Council at the public hearing in lieu of the proposed new street names identified below. The proposal to rename such streets and segments of streets shall be considered by the City Council at a public hearing to be held at 5:00 p.m. in the Council Chambers at City Council at the public hearing in lieu of the proposed new street names identified below. The proposal to rename such streets and segments of streets shall be considered by the City Council at a public hearing to be held at 5:00 p.m. in the Council Chambers at City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa on June 8, 2009. Persons interested in the proposal will be given the opportunity to express their views at that hearing.

CITY OF DES MOINES, IOWA

| EXISTING NAME | PROPOSED NEW NAME | SEGMENT OF STREET TO BE RENAMED |
|--|---------------------|--|
| Northeast Area - streets located in Polk County | | |
| NE 38th Street | E. 38th Street | south of Interstate 80 |
| NE 42nd Street | E. 42nd Street | extending north from E. Aurora |
| NE 44th Drive | E. 44th Street | from NE Aurora to Hubbell Road |
| NE 46th Street | E. 46th Street | south of Interstate 80 |
| NE 50th Street | E. 50th Street | from NE Aurora Avenue to NE 46th Street |
| NE 55th Way | E. 55th Street | extending northwest from NE 56th Street |
| NE 56th Street | E. 56th Street | from Oakhill Drive to Highway 65 |
| NE 54th Avenue | Sage Street | from NE 38th Street to NE 46th Street |
| NE Broadway | E. Broadway Avenue | from NE 38th Street to Highway 65 |
| NE 40th Avenue | E. Madison Avenue | extending east from 49th Street |
| NE Aurora Avenue | E. Aurora Avenue | from NE 43rd Court to NE 46th Street |
| NE 38th Street | E. Douglas Avenue | from NE 44th Drive to NE 56th Street |
| NE 30th Place | Hull Avenue | extending east from NE 51st Ct. |
| NE Oakhill Drive | E. Oakhill Drive | between NE 23rd Ave and NE 56th Street |
| NE 23rd Ave | Easton Blvd. | extending west from NE Oakhill Drive |
| NE 27th Ave | E. Sheridan Avenue | from NE Oakhill Drive to Highway 65 |
| Hubbell Road | Hubbell Avenue | from E. Aurora Ave to Highway 65 |
| Southeast Area - streets located in Polk County | | |
| SE 40th Ave | E. Watrous Avenue | west of Highway 65 |
| SE 44th Ave | Evergreen Avenue | west of SE 45th Street |
| SE 52nd Ave | E. Spring Street | west of Highway 65 |
| SE 57th Ave | Hart Avenue | west of SE 45th Street |
| SE 58th Ave | E. Highway Drive | between SE 45th Street and SE 47th Street |
| SE 60th Ave | E. Payton Avenue | between SE 45th Street and SE 47th Street |
| SE 62nd Ave | E. Leland Avenue | between SE 45th Street and SE 47th Street |
| SE 64th Ave | E. Army Post Road | west of Highway 65 |
| SE 72nd Ave | E. Pine Avenue | west of Highway 65 |
| South Area - streets located in Polk County | | |
| 80th Avenue | SW 26th Street | from Beardsley Street to Adams Street |
| Adams Street | Aqua Street | from 80th Avenue to 83rd Avenue |
| Adams Street | E. Aqua Street | extending west from 135th Street to the point it turns south |
| SE 83rd Street | SW 23rd Street | extending north from Adams Street |
| Beardsley Street | Beige Street | between 80th Avenue and 100th Avenue |
| Beardsley Street | E. Beige Street | from 100th Avenue to 113th Avenue |
| 85th Avenue | Fleur Drive | north of Blue Street |
| Blue Street | Bronze Street | from 85th Avenue to R63 |
| Carpenter Street | Cardinal Avenue | from the north/south center line of Secs 8 and 17, Twp 77, Rge 24 to R63 and from 113th Avenue to Highway 65 |
| Carpenter Trail | E. Cardinal Avenue | extending east from Highway 65 |
| R63 | SW 9th Street | extending North from the east/west centerline of Sec 9, Twp 77, Rge 24 |
| Clover Hill Drive | S. Union Street | north of Highway 5 |
| 100th Avenue | S. Union Street | extending north from east/west centerline of Secs 9 & 10, Twp 77, Rge 24 |
| 123rd Ave | SE 25th Street | extending north from Highway 65 |
| 127th Lane | SE 27th Street | extending north from Adams Street |
| 128th Lane | SE 30th Street | extending north from Adams Street |
| 135th Avenue | SE 34th Street | extending north from 1/4 mile south of Briggs Street |
| Adams Street | SE 26th Street | the north/south segment of Adams Street in Sec 1, Twp 78, Rge 24 |
| County Line Road | E. County Line Road | from 100th Avenue to 135th Avenue |
| Highway 65 | Southridge Blvd. | north of the North River |

Published in the Des Moines Register on May 21, 2009

STATE OF IOWA SS
 COUNTY OF POLK

The undersigned, being first duly sworn on oath, states that she/he is the

Accounting Specialist Kelli Mann

of The Des Moines Register and Tribune Company, a corporation duly organized and existing under the laws of the State of Iowa, with its principal place of business in Des Moines, Iowa, the publisher of

THE DES MOINES REGISTER (Daily)

DES MOINES SUNDAY REGISTER

newspapers of general circulation printed and published in the City of Des Moines, Polk County, Iowa, and that an advertisement, a printed copy of which is attached as Exhibit "A" and made a part of this affidavit, was printed and published in The Des Moines Register (daily) on the following dates

May 21, 2009

Subscribed and sworn to before me by said affiant this 21 day of May

2009

Susan Hazelton
 Notary Public in and for Polk County, Iowa

SUSAN HAZELTON
 Notarial Seal - Iowa
 Commission # 223923
 My Commission Expires 8-1-09

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