

Date July 10, 2006

RESOLUTION SCHEDULING HEARING ON VOLUNTARY ANNEXATION
(SW 9th Investments LLC)

WHEREAS, the City of Des Moines has received an Application for Voluntary Annexation from SW 9th Investments LLC, represented by James A. Sinclair Manager, seeking the voluntary annexation by the City of Des Moines of land in Warren County located west of County Highway R63 (SW 9th Street) and south of County Line Road, generally shown on Exhibit "A" and more specifically described below; NOW THEREFORE,

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

1. The proposed annexation by the City of Des Moines of the territory shown by the map attached hereto as Exhibit "A", and as more specifically described as follows:

Tax Parcel No. 05000040427

Except the West 90.0 feet, the South 1/2 of the Northeast 1/4 of the Northwest 1/4, except the North 135 feet of the East 200 feet thereof, of Section 4, Township 77 North, Range 24 West of the 5th P.M., Warren County, Iowa.

AND, all that portion of County Highway R63 right-of-way lying East of and adjoining the above described property, excepting that portion thereof previously annexed into the City of Des Moines, all in Warren County, Iowa.

shall be considered by the City Council at a public hearing to be held on September 11, 2006, at 5:00 p.m., in the Council Chambers, at which time the City Council will hear both those who oppose and those who favor the proposal.

2. The City Clerk is hereby authorized and directed to publish notice of the hearing in the form attached hereto, by publication in the Indianola Record Herald on August 9, 2006.
3. The Legal Department is hereby authorized and directed to cause notice of the hearing to be mailed to all interested parties at least 14 business days prior to the hearing as required by Iowa Code §368.7.

(continued)

★ Roll Call Number

Agenda Item Number

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Date July 10, 2006

- The City Manager or his designee is hereby designated as the City's representative to the consultation proceedings with the county board of supervisors and the township trustees. The consultation meeting shall be held at a time and location to be determined by the City Manager.

MOVED by _____ to adopt.

FORM APPROVED:

Roger K. Brown

Roger K. Brown

Assistant City Attorney

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Attachments:

Exhibit "A" - Map

Exhibit "B" - Application for Voluntary Annexation

Notice of Hearing

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
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

Exhibit "A" Map

City of Des Moines

