



Date June 24, 2013

RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE ISSUANCE OF NOT TO EXCEED \$1,250,000 GENERAL OBLIGATION BONDS (FOR URBAN RENEWAL PURPOSES) OF DES MOINES, IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that the City of Des Moines, Iowa, should issue General Obligation Bonds to the amount of not to exceed \$1,250,000, as authorized by Sections 403.12 and 384.24(3)(q) of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out urban renewal purpose projects as hereinafter described; and

WHEREAS, before said Bonds may be issued, it is necessary to comply with the provisions of said Code, and to publish a notice of the proposal to issue such Bonds and of the time and place of the meeting at which the Council proposes to take action for the issuance of the Bonds and to receive oral and/or written objections from any resident or property owner of said City to such action and the right to petition for an election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

Section 1. That this Council meet in the Council Chambers, City Hall, Des Moines, Iowa, at 5:00 o'clock P.M., on the 15th day of July, 2013, for the purpose of taking action on the matter of the issuance of not to exceed \$1,250,000 General Obligation Bonds for urban renewal purposes of said City, the proceeds of which Bonds will be used to provide funds to pay costs of aiding in the planning, undertaking and carrying out of urban renewal project activities under the authority of Chapter 403 of the Code of Iowa and the Urban Renewal Plan for the SE Agribusiness Urban Renewal Project Area, including those costs associated with the acquisition and construction of the Municipal Services Center.

★ **Roll Call Number**

Agenda Item Number

16A

.....
Date June 24, 2013
.....

Section 2. That the Clerk is hereby directed to cause at least one publication to be made of a notice of said meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said City, said publication to be not less than ten clear days before the date of said public meeting on the issuance of said Bonds.

Section 3. The notice of the proposed action to issue said Bonds shall be in substantially the following form:

.....
Date June 24, 2013
.....

NOTICE OF MEETING OF THE COUNCIL OF THE CITY OF DES MOINES, IOWA, ON THE MATTER OF THE PROPOSED ISSUANCE OF NOT TO EXCEED \$1,250,000 GENERAL OBLIGATION BONDS (FOR URBAN RENEWAL PURPOSES) OF SAID CITY, AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Council of the City of Des Moines, Iowa, will hold a public hearing on the 15th day of July, 2013, at 5:00 o'clock P.M., in the Council Chambers, City Hall, Des Moines, Iowa, at which meeting the Council proposes to take additional action for the issuance of not to exceed \$1,250,000 General Obligation Bonds for urban renewal purposes of said City, pursuant to Sections 403.12 and 384.24(3)(q) of the Code of Iowa, in order to provide funds to pay costs of aiding in the planning, undertaking and carrying out of urban renewal project activities under the authority of Chapter 403 of the Code of Iowa and the Urban Renewal Plan for the SE Agribusiness Urban Renewal Project Area, including those costs associated with the acquisition and construction of the Municipal Services Center.

At any time before the date of said meeting, a petition, asking that the question of issuing such Bonds be submitted to the legal voters of said City, may be filed with the Clerk of said City in the manner provided by Section 362.4 of the City Code of Iowa, pursuant to the provisions of Section 384.24(3)(q) of the City Code of Iowa.

At the above meeting the Council shall receive oral or written objections from any resident or property owner of said City, to the above action. After all objections have been received and considered, the Council will at this meeting or at any adjournment thereof, take additional action for the issuance of said Bonds or will abandon the proposal to issue said Bonds.



Roll Call Number

Agenda Item Number

16A

Date June 24, 2013

This notice is given by order of the Council of Des Moines, Iowa, as provided by Section 403.12 of the Code of Iowa.

Dated this _____ day of _____, 2013.

City Clerk of Des Moines, Iowa

Published in The Des Moines Register on _____, 2013.

(End of Notice)

(Council Communication No. 13-343)

★ **Roll Call Number**

Agenda Item Number

16A

Date June 24, 2013

Moved by: _____ to adopt.

FORM APPROVED:



Deputy City Attorney

00952181-1\10387-244

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

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.

5

City Clerk

16A

AHLERS & COONEY, P.C.

ATTORNEYS AT LAW
100 COURT AVENUE • SUITE 600
DES MOINES, IOWA 50309-2231
PHONE 515-243-7611
FAX: 515-243-2149
WWW.AHLERSLAW.COM

WILLIAM J. NOTH
WNOTH@AHLERSLAW.COM

Direct Dial:
(515)246-0332

June 18, 2013

Mr. Scott Sanders
Finance Director/Treasurer
City of Des Moines
400 Robert D. Ray Drive
Des Moines, Iowa 50309

RE: General Obligation Bond Proposals -
Roll Calls to set dates of additional hearings

Dear Mr. Sanders:

With this letter I am enclosing suggested Roll Calls to set dates of hearings on the two additional bond proposals (original copies are being forwarded directly to the City Clerk). According to the schedule proposed, these Roll Calls should be presented to the City Council at its meeting on June 24, 2013. Because the publication requirements differ, I will address each of the proposals separately below.

Not to exceed \$24,000,000
General Obligation Bonds (Refunding of 2006A & 2006B)

In this case, notice of the meeting must be published at least once in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the City. The date of publication is to be not less than four clear days nor more than twenty days before the date of said public meeting. In computing time, the date of publication should be excluded. If the last day falls on Sunday, the whole of the following Monday should be excluded.

16 A

June 18, 2012
Page 2

**Not to exceed \$1,250,000
General Obligation Bonds
(Urban Renewal Project)**

In this case, notice of the meeting must be published at least once in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the City. The date of publication is to be not less than ten clear days before the date of the public meeting on the issuance of the bonds. In computing time, the date of publication should be excluded. If the last day falls on Sunday, the whole of the following Monday should be excluded.

At any time before the date of the hearing, a petition may be filed with the City Clerk requesting that the issuance of bonds for these purposes be submitted to an election. To qualify, a petition must be signed by eligible electors equal to at least ten percent of the number who voted in the last regular municipal election (but not less than ten persons).

* * * *

As I understand it, the public hearings will be scheduled for the City Council's meeting on July 15, 2013. If that is not the case, the enclosed notices and Roll Calls will need to be revised accordingly.

Separate copies of the notices of hearing are enclosed to be completed by the City Clerk and delivered to the newspaper for publication purposes.

As always, we would appreciate having certified copies of the enclosed Roll Calls returned to us following the Council's action for our transcript of the action taken, as well as copies of the publisher's affidavits with respect to the publication of the notices involved once they become available.

16 A

June 18, 2012
Page 3

If you have any questions concerning the enclosed proceedings, please don't hesitate to contact me.

Very truly yours,



William J. Noth

WJN:dc
encl.

cc: Diane Rauh (w/original Roll Calls)
Larry McDowell (w/encl.)
Jon Burmeister (w/encl.)

00952191-1\10387-244