

★ Roll Call Number

12-0093

Agenda Item Number

21

Date January 23, 2012

RESOLUTION WAVING ANY OBJECTION TO THE NOTICE GIVEN BY PLEASANT HILL OF ITS PENDING ANNEXATION

WHEREAS, Copper Creek Lake Park is a city park that is owned and operated by the City of Pleasant Hill, that extends into the City of Des Moines; and,

WHEREAS, on May 9, 2011, by Roll Call No. 11-0782, the Des Moines City Council approved the severance of the portion of Copper Creek Lake Park located within the City of Des Moines, to permit that portion to be annexed into Pleasant Hill; and,

WHEREAS, the City of Pleasant Hill gave informal notice to the City of Des Moines of the public hearing before Pleasant Hill City Council, where it considered and approved the annexation of the portion of Copper Creek Lake Park to be severed from the City of Des Moines and the annexation of other territory on its side of the line established in the Annexation Moratorium Agreement between the two cities; and,

WHEREAS, the severance by Des Moines, and the annexation by Pleasant Hill of the portion of Copper Creek Lake Park and of other territory on its side of the line established in the Annexation Moratorium Agreement between the two cities, is now pending before the City Development Board; and,

WHEREAS, the City Development Board has questioned the sufficiency of the annexation notice that was provided by Pleasant Hill to Des Moines.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the City of Des Moines hereby waives any objection to the form of notice provided by the City of Pleasant Hill to the City of Des Moines regarding the proposed annexation by Pleasant Hill described above.

MOVED by Hensley to adopt.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk