



Roll Call Number

20-0581

Agenda Item Number

68D ✓

Date March 23, 2020

RESOLUTION RESCINDING A PRIOR RESOLUTION RELATING TO ESTABLISHING THE TOTAL MAXIMUM PROPERTY TAX DOLLARS CERTIFIED FOR LEVY FOR THE FISCAL YEAR ENDING JUNE 30, 2021 AND SETTING DATE OF HEARING TO ADOPT A NEW RESOLUTION ESTABLISHING THE TOTAL MAXIMUM PROPERTY TAX DOLLARS CERTIFIED FOR LEVY FOR THE FISCAL YEAR ENDING JUNE 30, 2021.

WHEREAS, on February 10, 2020, by Roll Call Number 20-0285, the City Council adopted a resolution pursuant to Iowa Code section 384.15A establishing the total maximum property tax dollars certified for levy for the fiscal year ending June 30, 2021; and,

WHEREAS, on March 15, 2020 and on March 17, 2020, the Mayor declared a state of emergency or public danger due to the spread of the COVID-19 that will affect the timing and content of the budget for the fiscal year ending 2021; and,

WHEREAS, the potential for budget changes may require changes in the maximum levy adopted in Roll Call Number 20-0285; and,

WHEREAS, neither the certified proof of publication of the notice of public hearing, nor the certified resolution, have yet been filed with the Polk County Auditor as required by Iowa Code sections 384.15A and 384.16(3); and,

WHEREAS, Iowa Code Section 384.15A requires a public hearing for City Council adoption of a resolution establishing the total maximum property tax dollars that may be certified for levy including the property tax levies specified in Iowa Code Subsection 384.15A(2).

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

1. Pursuant to the State of Emergency and the need to revise the budget to address the State of Emergency, the City Council hereby rescinds the Resolution adopted on February 10, 2020, in Roll Call Number 20-0285 and directs the Clerk not to certify and file the notice of public hearing approved by the City Council on January 27, 2020 in Roll Call Number 20-0144 or the resolution adopted on February 10, 2020 in in Roll Call Number 20-0285.

2. The public hearing on the City Council adoption of the resolution establishing the total maximum property tax dollars that may be certified for levy for the fiscal year ending June 30, 2021 is hereby fixed and set for April 8, 2020 at 5:00 p.m. in the Richard A. Clark Municipal Services Center at 1551 East Martin Luther King Jr. Parkway, Des Moines, Iowa at which time any resident or property owner of the City may present oral or written objections.



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3. The City Clerk be and is hereby authorized and directed to publish notice of said public hearing in the attached form as prescribed by the State of Iowa Department of Management in the Des Moines Register, a newspaper of general circulation in the City of Des Moines, Polk County, Iowa, on March 25, 2020 all in accordance with Iowa Code Subsection 384.15A(4), requiring publication not less than ten (10) nor more than twenty (20) days prior to the date set forth for said hearing.

4. The City Manager or his designee is hereby directed to post and clearly identify the notice of said public hearing in the form attached on the City internet website for public viewing beginning on March 25, 2020, and is hereby further directed to post such notice or an electronic link to such notice on each social media account maintained by the City on March 25, 2020.

Moved by Boesen to adopt.

FORM APPROVED:

Thomas G. Fisher Jr.

Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

J. M. Franklin Cownie Mayor

CERTIFICATE

I, P. Kay Cmelik, 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.

P. Kay Cmelik

City Clerk