



Roll Call Number

21.1982

Agenda Item Number

81

Date December 20, 2021

RESOLUTION HOLDING HEARING ON PROPOSED AMENDMENTS TO THE CITY PRECINCT AND WARD BOUNDARIES AND APPROVING SAME, AND APPROVING AGREEMENTS WITH POLK COUNTY, WARREN COUNTY AND THE CITY OF NORWALK, IOWA, FOR COMBINED PRECINCTS

WHEREAS, in accordance with Iowa Code Section 49.7 the City of Des Moines is required to amend the City precinct and ward boundaries using the population data for the 2020 federal decennial census to bring those boundaries in conformance with the requirements of Iowa Code Section 49.3, 49.5 and 372.13(7); and

WHEREAS, on November 30, 2021, by Roll Call number 21-1777, the City Council directed that a public hearing be held on December 20, 2021, at 5:00 p.m. in the Council Chambers to consider proposed precinct and boundary amendments prior to adoption of ordinances amending the City precinct and ward boundaries; and

WHEREAS, notice of such hearing was published in the Des Moines Register on December 14, 2021;

WHEREAS, the proposed new precinct and ward boundaries were submitted to the Polk County Auditor and Warren County Auditor, acting in the role Commissioner of Elections for their respective Counties, for review and comment as required by law, and the amendments requested or required by the Auditors are incorporated in the updated proposed precinct and ward boundaries described below with precinct boundaries depicted on Exhibit "1" attached hereto and ward boundaries depicted on Exhibit "2" attached hereto; and

WHEREAS, the proposed precincts are renumbered following the previous precinct number scheme, with DM-1 in the NE corner, as requested by the Polk County Auditor; and

WHEREAS, the proposed precincts are revised to propose a precinct plan with 75 precincts, in order to save costs and make elections as efficient as possible and to keep Carlisle, Southeast Polk and Johnston school districts in separate precincts for election efficiency and voter convenience, as requested by the Polk County Auditor; and

WHEREAS, for voter convenience the boundaries of the area between Wards 1 and 3 are adjusted to incorporate as much of the Drake University campus as possible into a single precinct, as requested by the Polk County Auditor; and

WHEREAS, the creation of combined City/Township precincts identified as Saylor 2, and Des Moines 24 require an agreement with Polk County proposed substantially in the form attached hereto as Exhibit "3"; and,



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WHEREAS, the creation of the combined Norwalk/Des Moines precinct 61 requires an agreement with the City of Norwalk substantially in the form attached hereto as Exhibit "4"; and,

WHEREAS, the creation of the combined City/Township precinct 73 requires an agreement with Warren County proposed substantially in the form attached hereto as Exhibit "5"; and

WHEREAS, in accordance with the published notice those interested in the proposed precinct and ward boundary amendments, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts, statements of interested persons and arguments of counsel, the objections to said proposed ordinance amending the City precinct and ward boundaries as identified above are hereby overruled and the hearing is closed.
2. The proposed Agreement with Polk County for a combined City/Township Saylor 2 precinct, and for a combined City/Township Des Moines 24 Precinct is hereby approved, subject to approval of the final form of agreement by the Legal Department. The Mayor is hereby authorized and directed to sign the Agreement on behalf of the City, and the City Clerk is hereby directed to attest to the Mayor's signature on such document.
3. The proposed Agreement with the City of Norwalk to allow for Precinct 61 to include a portion of the City of Norwalk is hereby approved, subject to approval of the final form of agreement by the Legal Department. The Mayor is hereby authorized and directed to sign the Agreement on behalf of the City, and the City Clerk is directed to attest to the Mayor's signature on such document.
4. The proposed Agreement with Warren County to allow for combined City/Township Precinct 73 is hereby approved, subject to approval of the final form of agreement by the Legal Department. The Mayor is hereby authorized and directed to sign the Agreement on behalf of the City, and the City Clerk is hereby directed to attest to the Mayor's signature on such document.
5. The proposed new precinct and ward boundaries as depicted on Exhibits "1" and "2" and more specifically described in the accompanying ordinances are hereby approved, subject to final passage of the ordinances.



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- 6. The Mayor is hereby authorized to sign the submittal document with the Iowa Secretary of State on behalf of the City, and the City Clerk is authorized to attest to the Mayor's signature on such document.

MOVED by Boesen to adopt.

FORM APPROVED:

Judy K. Parks-Kruse
 Judy K. Parks-Kruse
 Assistant City Attorney

Exhibits:

- "1" - Precinct Boundary Map
- "2" - Ward Boundary Map
- "3" - Agreement with Polk County
- "4" - Agreement with City of Norwalk
- "5" - Agreement with Warren County

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE		✓		
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			

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