

54

Date March 20, 2006

RESOLUTION CONTINUING HEARING ON PROPOSED VOLUNTARY ANNEXATION OF TERRITORY IN UNINCORPORATED WARREN COUNTY

WHEREAS, on January 23, 2006, by Roll Call No. 06-159, the City Council resolved that the Application for Voluntary Annexation from LeMar Koethe seeking the voluntary annexation by the City of Des Moines of approximately 10 acres of land he owns in Warren County located west of County Highway R63 between Blue and Carpenter Streets, be set down for consideration by the City Council at a public hearing to be held in the Council Chambers on March 20, 2006, at 5:00 p.m.; and,

WHEREAS, due notice of the hearing to be held on March 20, 2006, was sent by certified or regular mail on February 22, 2006, to all affected utilities, to all other cities located within two miles of the Property, to the Warren County Board of Supervisors and County Attorney, and to all applicants and owners of land adjoining the territory proposed to be annexed as required by Sections 368.5 and 368.7 of the Iowa Code; and,

WHEREAS, the Indianola Record Herald & Tribune acknowledged timely receipt of the City's request to publish the required notice of the public hearing, but the notice was not published on February 22, 2006, as requested, resulting in a need to continue the public hearing until April 10, 2006, to allow proper notice to be published.

MOVED by _____ to continue the public hearing until April 10, 2006, at 5:00 p.m.

FORM APPROVED:

Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

C:\Rog\Annex\Warren Voluntary\Koethe 10A\RC Hrg 2nd.doc

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