



Date April 26, 2010

**RESOLUTION SETTING DATE OF PUBLIC HEARING
ON THE PROPOSED URBAN RENEWAL PLAN FOR THE
NE ECONOMIC DEVELOPMENT DISTRICT URBAN RENEWAL AREA**

WHEREAS, the City Council desires to consider the use of its urban renewal powers to assist in the development of an area located west of Highway 65 and South of Interstate 80 and generally east of E. 40th Street and north of E. Aurora Avenue west of NE 43rd Court, and north of E. Madison Avenue east of NE. 43rd Court; and,

WHEREAS, the City Manager has prepared an urban renewal plan for the area titled *NE Economic Development District Urban Renewal Plan* (the "Plan") which seeks to encourage private development of this area for high qualify commercial and light industrial use though provision of additional public infrastructure and economic development financial assistance that will be funded in part with tax increment financing revenues generated by the proposed urban renewal area; and,

WHEREAS, the Plan on file and available for public inspection in the office of the City Clerk; and,

WHEREAS, the Urban Design Review Board is scheduled to review the Plan at its regular meeting on May 18, 2010, and should be prepared to submit its report and recommendation to the City Council before the date of the public hearing scheduled below; and,

WHEREAS, the City Plan and Zoning Commission is scheduled to review the Plan at its regular meeting on May 20, 2010, and should be prepared to submit its report and recommendation to the City Council before the date of the public hearing scheduled below;
NOW THEREFORE,

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

1. A public hearing shall be held before the City Council to consider the proposed Urban Renewal Plan for the NE Economic Development District Urban Renewal Area at 5:00 p.m. on June 14, 2010.
2. The City Clerk is authorized and directed to publish notice of said public hearing in the form attached hereto as Exhibit "B" in the Des Moines Register on May 27, 2010, in accordance with Iowa Code Sections 362.3 and 403.5(3).
3. The Plan is hereby submitted to the City Plan and Zoning Commission for its review and recommendation as to the Plan's conformity with the Des Moines 2020 Community Character Land Use Plan, as revised to date, with said written recommendation requested to be received by the City Council prior to the date of public hearing.

(continued)

Date April 26, 2010

4. The proposed urban renewal plan is hereby submitted to the Urban Design Review Board for its review and recommendation, with said written recommendation requested to be received by the City Council prior to the date of public hearing.
5. The City Manager or his designee is hereby designated as the City's representative to the consultation proceedings with the Des Moines Independent School District, Polk County and the Des Moines Area Community College. The consultation meeting shall be held prior to the date of public hearing at a time and location to be determined by the City Manager in accordance with Iowa Code Section 403.5(2). The City Manager shall cause notice of the consultation meeting, a copy of the Notice of Public Hearing (Exhibit "B"), and a copy of the proposed urban renewal plan to be mailed to each such affected taxing entity.
6. The City Manager or his designee is further authorized and directed to seek the owners' consent to the inclusion of the agricultural land within the urban renewal area.

(Council Communication No. 10-233)

MOVED by _____ to adopt.

FORM APPROVED:

By: Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

Exhibits: _____
 "A" – Urban Renewal Plan
 "B" – Notice of Public Hearing

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

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.

 Mayor

 City Clerk

Exhibit "B"

Register Order No. _____ Roll Call Legal Bulletin Board Followup

NOTICE OF PUBLIC HEARING

The City Council of the City of Des Moines, Iowa, will hold a public hearing on June 14, 2010, at 5:00 p.m. in the Council Chamber at City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, to consider the proposed Urban Renewal Plan for the NE Economic Development District (hereinafter referred to as the "Plan"). The proposed NE Economic Development District Urban Renewal Area is located west of Highway 65 and south of Interstate 80 and generally east of E. 40th Street and north of E. Aurora Avenue west of NE 43rd Court, and north of E. Madison Avenue east of NE. 43rd Court. A copy of the proposed Plan is on file and available for public inspection in the office of the City Clerk.

The purpose of the Plan is to encourage private development of the vacant and underutilized properties within this area for high quality commercial and light industrial use through provision of additional public infrastructure and economic development financial assistance that will be funded in part with tax increment financing revenues generated by the proposed urban renewal area. If the Plan is approved, the City may cause the Plan to be carried out in accordance with its terms.

Any person or organization desiring to be heard, for or against the proposed urban renewal plan will be afforded an opportunity to be heard at such hearing. Any person or organization desiring to submit written material regarding this issue may direct such written material to the Office of the City Clerk, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, 50309, prior to the start of the City Council meeting on June 14, 2010 at 4:30 p.m.

CITY OF DES MOINES, IOWA

T.M. Franklin Cownie, Mayor