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Date January 14, 2013

**Setting Date of Public Hearing on the Proposed
Fifth Amendment to the SE Agribusiness Urban Renewal Plan**

WHEREAS, on January 26, 1998, by Roll Call No. 98-275, the City Council adopted the Urban Renewal Plan for the SE AgriBusiness Urban Renewal Project, and such Plan has been amended four times (the urban renewal plan as amended is hereinafter referred to as the "Plan"); and,

WHEREAS, the SE AgriBusiness Urban Renewal Project Area encompasses an irregularly shaped area generally located between S.E. 14th Street and the eastern City boundary, and between Dean Avenue and the Des Moines River; and,

WHEREAS, the purpose of the proposed Fifth Amendment to the Plan, attached hereto as Exhibit "A", is to: (a) approve the Kemin Industries expansion project in the vicinity of 2100 Maury Street and approve the Helena Industries expansion project in the vicinity of Vandalia Road and S.E. 36th Street for provision of financial assistance from tax increment revenues in the SE Agribusiness Urban Renewal Area and include these projects in the description of approved economic development and redevelopment activities within the Project Area; (b) supplement text relating to planning, administration and oversight; and (c) update the Financial Condition Report to reflect the approved projects and update anticipated use of tax revenues in the future; and,

WHEREAS, the Urban Design Review Board may review the proposed amendment at its regular meeting of February 5, 2013, and should be prepared to submit its report and recommendation to the City Council before the date proposed for public hearing by the City Council; and,

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 Fifth Amendment at 5:00 p.m. on February 11, 2013, in the City Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.
2. The City Clerk is authorized and directed to publish notice of said public hearing in the form attached hereto as Exhibit "B". Said notice shall be published in the Des Moines Register on January 28, 2013.
3. The proposed Fifth Amendment to the 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.

Date January 14, 2013

-2-

4. 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 at a time and location to be determined by the City Manager. 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 Fifth Amendment to be mailed to each such affected taxing entity.

FORM APPROVED:

Moved by _____ to adopt.



Lawrence R. McDowell
Deputy City Attorney

Exhibits:

- A – Fifth Amendment
B - Notice

(Council Communication No. 13-004)

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

MOTION CARRIED

APPROVED

Mayor

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.

City Clerk