

Date April 22, 2013

RESOLUTION CLOSING PUBLIC HEARING ON THE SECOND AMENDMENT  
TO THE SOUTHSIDE ECONOMIC DEVELOPMENT DISTRICT URBAN RENEWAL  
PLAN AND ADOPTING SAME

WHEREAS, on December 6, 2010, by Roll Call No. 10-2020, the City Council approved the Southside Economic Development District Urban Renewal Plan (the "Plan") for the area (the "Urban Renewal Area") bounded on the north by Army Post Road and E. Army Post Road, on the east by SE 14th Street, on the south by the Polk County line, and on the west by SW 9th Street, and such Plan seeks to enhance private development of the Urban Renewal Area through provision of economic development financial assistance that will be provided in part with tax increment financing revenues to be generated in the Urban Renewal Area; and,

WHEREAS, on June 25, 2012, by Roll Call No. 12-1029, the City Council approved the First Amendment to the Plan to add slum and blight as a basis for the designation of such area as an urban renewal area; and,

WHEREAS, the purpose of the proposed Second Amendment to the Plan, which is on file and available for inspection in the office of the City Clerk, is: (a) to incorporate a description of approved economic development and redevelopment activities within the Urban Renewal Area; (b) to supplement text relating to planning, administration and oversight of the Urban Renewal Area and Plan; and, (c) to update the Financial Condition Report; and,

WHEREAS, on March 25, 2013, by Roll Call No. 13-0463, the City Council resolved that a public hearing be held on April 22, 2013, at 5:00 p.m., in the City Council Chambers to consider the proposed Second Amendment to the Plan; and,

WHEREAS, the Urban Design Review Board has reviewed the proposed Second Amendment to the Plan and recommends it be adopted; and,

WHEREAS, notice of this public hearing in the form attached hereto as Exhibit "B" was published in the Des Moines Register on April 11, 2013, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and,

WHEREAS, notice was given by ordinary mail to the Des Moines Public School District, Des Moines Area Community College, and Polk County of a consultation meeting on the proposed Second Amendment to the Plan held in the Kofu Conference Room, at City Hall, at 2:00 p.m. on April 4, 2013; and,

WHEREAS, the City has received no requests from the Des Moines Public School District, Des Moines Area Community College, or Polk County for any modification to the division of tax increment revenues proposed by the Second Amendment; and,

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WHEREAS, the public hearing has now been opened and all persons and organizations desiring to be heard regarding the proposed Second Amendment to the Plan have been given the opportunity to be heard; NOW THEREFORE,

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

1. The public hearing on the proposed Second Amendment to the Urban Renewal Plan for the Southside Economic Development District Urban Renewal Area is hereby closed.
2. Upon consideration of the recommendations of the Urban Design Review Board and all other recommendations and statements from all other interested parties and organizations, the City Council finds that the Second Amendment conforms to the Des Moines 2020 Community Character Land Use Plan, as amended, for the development of the City as a whole.
3. The Urban Renewal Plan for the Southside Economic Development District Urban Renewal Area is hereby amended as set forth in the Second Amendment attached hereto as Exhibit "C". The Urban Renewal Plan for the Southside Economic Development District Urban Renewal Area, as amended by the Second Amendment, is hereafter in full force and effect.
4. The City Clerk is directed to cause the Second Amendment and a certified copy of this resolution to be recorded in the land records of the Polk County Recorder.

( Council Communication No. 13- 202 )

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

Roger K. Brown  
Roger K. Brown, Assistant City Attorney

Exhibits:

- "A" - Map
- "B" - Notice of Hearing
- "C" - First Amendment

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

EXHIBIT "A"

Southside Economic Development District - Boundary

