

★ **Roll Call Number**

Agenda Item Number

40

Date December 5, 2016

An Ordinance entitled, "AN ORDINANCE repealing Ordinance No. 13,397 which provides for the division of revenue from taxation in the Airport Commerce Park West Urban Renewal Project Area in accordance with the provisions of Iowa Code Section 403.19, with such repeal to be effective June 30, 2017",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
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

ORDINANCE NO. _____

AN ORDINANCE repealing Ordinance No. 13,397 which provides for the division of revenue from taxation in the Airport Commerce Park West Urban Renewal Project Area in accordance with the provisions of Iowa Code Section 403.19, with such repeal to be effective June 30, 2017.

WHEREAS, by Ordinance No. 13,397 passed on December 2, 1996, the City Council provided for the division of revenue from taxation in the Airport Commerce Park West Urban Renewal Project Area in accordance with the provisions of Iowa Code Section 403.19; and,

WHEREAS, the adopted urban renewal plan for the Airport Commerce Park West Urban Renewal Project Area expires on June 30, 2017; and,

WHEREAS, the purpose of this ordinance is to memorialize the termination of the Airport Commerce Park West Urban Renewal Project by repealing Ordinance No. 13,397 effective June 30, 2017.

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

Section 1. That Ordinance No. 13,397 passed on December 2, 1996, which provides for the division of revenue from taxation in accordance with the provisions of Iowa Code Section 403.19 within the Airport Commerce Park West Urban Renewal Project Area more specifically described as follows:

All of Airport Industrial Park Plat 1, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa;

AND, the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼) of Section 23, Township 78 North, Range 25 West of the 5th P.M., except the South 582.07 feet thereof, and except the West 130 feet thereof, all now included in and forming a part of the City of Des Moines, Polk County, Iowa;

AND, the North one-half of the Northeast Quarter (NE ¼) of Section 23, Township 78 North, Range 25 West of the 5th P.M., except the North 45 feet thereof, and except the West 130 feet thereof, all now included in and forming a part of the City of Des Moines, Polk County, Iowa;

AND, the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section 24, Township 78 North, Range 25 West of the 5th P.M., except the North 45 feet thereof, all now included in and forming a part of the City of Des Moines, Polk County, Iowa;

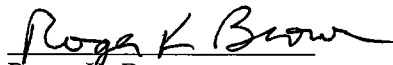
AND, the entire Park Avenue right-of-way from the East right-of-way line of Southwest Sixty-third Street (Iowa Highway 28) extending East to a line through the Northeast corner of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section 24, Township 78 North, Range 25 West of the 5th P.M., all now included in and forming a part of the City of Des Moines, Polk County, Iowa,

is hereby repealed effective June 30, 2017.

Sec. 2. The certification of loans, advances, indebtedness and bonds for payment from the special fund for the Airport Commerce Park West Urban Renewal Project Area pursuant to Iowa Code §403.19 shall cease with the certification that was due on December 1, 2015, making the taxes collectable in the fiscal year beginning July 1, 2016, the last tax year subject to the division of revenue. Any funds held in the special fund for the Airport Commerce Park West Urban Renewal Project Area on July 1, 2017, and not obligated for the payment of loans, advances, indebtedness and bonds eligible for payment from the special fund, shall be promptly refunded by the City Finance Director to the Polk County Auditor for allocation and payment into the funds of the respective taxing jurisdictions as taxes by or for the taxing districts in the same manner as taxes on all other property within the Airport Commerce Park West Urban Renewal Project Area.

Sec. 3. This Ordinance shall be effective upon final passage, approval and publication as provided by law.

FORM APPROVED:



Roger K. Brown

Assistant City Attorney

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