

Date October 9, 2017

RESOLUTION CLOSING PUBLIC HEARING ON THE PROPOSED
NINTH AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE
SE AGRIBUSINESS URBAN RENEWAL AREA AND APPROVING SAME

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 eight 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 SE 43rd Street, and between Dean Avenue and the Des Moines River; and,

WHEREAS, the purpose of the proposed Ninth Amendment to the Plan, which is on file and available for inspection in the office of the City Clerk, is to:

- Amend Appendix A – “Approved Economic and Redevelopment Activities” which provides a summary of projects to receive tax increment revenues from the SE AgriBusiness Urban Renewal Area, to:
 - Amend the description of Helena Industries project to reflect change in the use of tax increment funds pursuant to the First Amendment to the Urban Renewal Agreement for the Sale of Real Estate with Helena Industries, Inc., approved by the City Council on July 24, 2017; and,
 - Add acquisition, clearance and preparation of land in the vicinity of 3800 Vandalia Road for future redevelopment.
- Update Exhibit A - Financial Condition Report to update the anticipated use of tax increment funds in the future to include funding for the projects identified above.

WHEREAS, on September 11, 2017, by Roll Call No. 17-1560, the City Council resolved that a public hearing on the proposed Ninth Amendment be held on October 9, 2017, at 5:00 p.m., in the City Council Chambers; and,

WHEREAS, the Urban Design Review Board reviewed the proposed amendment at its regular meeting on September 26, 2017, and the members voted 7-0 in support of a motion to recommend approval of the Ninth Amendment; and,

WHEREAS, notice of this public hearing in the form attached hereto as Exhibit "B" was published in the Des Moines Register on September 21, 2017, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and,

WHEREAS, a copy of the Ninth Amendment and notice was given by ordinary mail to the Des Moines Public School District, Polk County, Des Moines Area Community College, and Des Moines Area Regional Transit Authority of a consultation meeting held on September 22, 2017, in the City Administrative Building at 400 E. Court Avenue; and,



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WHEREAS, the City has received no requests from the Des Moines Public School District, Polk County, Des Moines Area Community College, or Des Moines Area Regional Transit Authority for any modification of the proposed division of revenue from the tax increment of the Urban Renewal Project Area; and,

WHEREAS, the public hearing has now been opened and all persons and organizations desiring to be heard regarding the proposed Ninth 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 Ninth Amendment to the Urban Renewal Plan for the SE AgriBusiness Urban Renewal Project 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 Ninth Amendment conforms to the PlanDSM: Creating Our Tomorrow plan, as amended, for the development of the City as a whole.
3. The Urban Renewal Plan for the SE AgriBusiness Urban Renewal Project is hereby amended as set forth in the Ninth Amendment. The Urban Renewal Plan for the SE AgriBusiness Urban Renewal Project, as amended by the Ninth Amendment thereto, is hereafter in full force and effect.
4. The City Clerk is directed to cause the Ninth Amendment and a certified copy of this resolution to be recorded in the land records of the Polk County Recorder.

MOVED by _____ to adopt.

FORM APPROVED:

(Council Communication No. 17- 716)

Roger K Brown

Roger K. Brown
Assistant City Attorney

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Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and 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