

Date October 23, 2017

RESOLUTION CLOSING HEARING ON THE THIRD AMENDMENT
TO THE THIRD RESTATED URBAN REVITALIZATION PLAN FOR THE
CITY-WIDE URBAN REVITALIZATION AREA AND APPROVING SAME

WHEREAS, on June 15, 1987, by Roll Call No. 87-2630, the Des Moines City Council adopted a resolution, in accordance with the provisions of Section 404.2(1) of the Urban Revitalization Act, finding that the rehabilitation, conservation, redevelopment, or a combination thereof of the entire area then within the corporation boundaries of the City of Des Moines is necessary in the interest of the public health, safety, or welfare of the residents of the City and the area meets the criteria of Section 404.1 of the Code of Iowa; and,

WHEREAS, on September 28, 1987, by Roll Call No. 87-4009, the Des Moines City Council adopted a resolution, in accordance with the provisions of Section 404.2(6) of the Act, approving the Urban Revitalization Plan for the City-wide Urban Revitalization Area, which Plan has been repeatedly amended; and,

WHEREAS, on October 26, 2015, by Roll Call Nos. 15-1816 and 15-1818, the City Council approved and adopted the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area (the "Third Restated Plan"); and,

WHEREAS, on October 9, 2017, by Roll Call No. 17-1740, the City Council scheduled a public hearing on the proposed third Amendment to the Third Restated Plan, to be held on October 23, 2017, at 5:00 p.m., at the Richard A. Clark Municipal Service Center; and,

WHEREAS, the purpose of the proposed Third Amendment to the Third Restated Plan is to:

- Delete the July 1, 2017, expiration date for the 3-year 100% abatement schedule for improvements to commercial property within the Riverpoint West Area;
- Extend the December 31, 2020, expiration of the entire Plan by 5 years;
- Replace Map 5 - Court Avenue Historic Area, with a new Map 5 that removes The Fifth site (currently occupied by the Fifth and Walnut Parking Garage) from the Court Avenue Historic Area; and,
- Update all references to the City's comprehensive plan; and,

WHEREAS, a copy of the proposed Third Amendment to the Third Restated Plan is on file and available for inspection by the public in the office of the City Clerk; and,

WHEREAS, public notice of the hearing was published in the Des Moines Register on October 12, 2017; and,

WHEREAS, all persons appearing at the hearing and desiring to be heard regarding the said Third Amendment have been given the opportunity to be heard.

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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 Third Amendment to the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area is hereby closed, and all objections to the proposed Third Amendment are hereby overruled.
2. The proposed Third Amendment is hereby found to be in conformance with the Des Moines Comprehensive Plan, Plan DSM.
3. The Third Amendment to the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area is hereby approved and adopted.

(Council Communication No. 17- 750)

MOVED by _____ to adopt.

FORM APPROVED:

Roger K Brown

Roger K. Brown
Assistant City Attorney

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Exhibits: _____

"A" – Third Amendment

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