



Date April 9, 2018

RESOLUTION CLOSING PUBLIC HEARING ON THE PROPOSED TENTH 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 nine 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 Tenth Amendment to the Plan, which is on file and available for inspection in the office of the City Clerk, is to:

- Amend the text of Section I, INTRODUCTION and Section VI, PROJECT PROPOSALS of the Plan to reflect updated information regarding the second phase of the Richard A. Clark Municipal Service Center.
- Amend Appendix B – “Approved Public Improvements, Public Buildings and Street Projects” of the Plan to incorporate the construction of the second phase of the Municipal Service Center as an approved public improvement which will not be funded with tax increment revenues.
- Update Map 6 – Acquisition Parcels, Map 7 – Disposition Parcels, and Map 8 – Public Facilities and Improvements, to reflect the addition of the second phase of the Municipal Service Center, as well as other corrections and updates to such maps.

WHEREAS, on March 8, 2018, by Roll Call No. 18-0355, the City Council resolved that a public hearing on the proposed Tenth Amendment be held on April 9, 2018, 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 March 27, 2018, and the members voted 8 to 1, with one abstention, in support of a motion to recommend approval of the Tenth Amendment; and,

WHEREAS, notice of this public hearing was published in the Des Moines Register on March 22, 2018, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and,

WHEREAS, a copy of the Tenth 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 March 21, 2018, in the OED Conference Room at City Hall; and,

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



Date April 9, 2018

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 Tenth 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 Tenth 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 Tenth 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 Tenth Amendment. The Urban Renewal Plan for the SE AgriBusiness Urban Renewal Project, as amended by the Tenth Amendment thereto, is hereafter in full force and effect.
4. The City Clerk is directed to cause the Tenth 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. 18-165)

Roger K. Brown (handwritten signature)

Roger K. Brown

Assistant City Attorney

G:\APPDATA\LEGAL\Urban-Renewal\SE Ag\Plan\10th Amend\RC Hrg.doc

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, 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