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**Date** November 1, 2021

**RESOLUTION CLOSING HEARING ON THE PROPOSED SECOND AMENDMENT  
TO THE URBAN RENEWAL PLAN FOR THE NORTHEAST GATEWAY 1  
URBAN RENEWAL AREA AND ADOPTING SAME**

**WHEREAS**, on March 20, 2017, by Roll Call No. 17-0527, the City Council approved the Northeast Gateway 1 Urban Renewal Plan to assist in and to provide additional legal and financial tools to implement the Northeast Gateway Revitalization Plan and to guide the development of the Plan area and stimulate private economic investment activities within the Plan area, through the provision of infrastructure improvements and economic development financial assistance, and to respond to and provide the necessary tools to remedy the conditions of blight in the Plan Area; and

**WHEREAS**, the Northeast Gateway 1 Urban Renewal Area contains approximately 151.49 acres and is generally located south of NE 52<sup>nd</sup> Street, between NE 7<sup>th</sup> Street and NE 14<sup>th</sup> Street and north of East Aurora Avenue; and

**WHEREAS**, the City Council desires to consider a proposed Second Amendment to the Urban Renewal Plan to amend the Urban Renewal Area to:

- Update the Financial Condition Report incorporated in Attachment B to update anticipated use of tax increment funds in the future.
- Update Attachment C – Approved Economic Development and Redevelopment Projects to approve the provision of financial assistance from tax increment revenues in the Northeast Gateway 1 Urban Renewal Area for construction of two warehouse buildings at 4600 NE 14<sup>th</sup> Street by ILEX Group, Inc and JE Northridge 2021, LLC; and

**WHEREAS**, on September 13, 2021, by Roll Call No. 21-1415, the City Council resolved that a public hearing be held on November 1, 2021, at 5:00 p.m., in the City Council Chambers to consider the proposed Second Amendment, which is on file and available for inspection in the office of the City Clerk; and

**WHEREAS**, notice of this public hearing containing the information required by Iowa Code §403.5(3), was published in the Des Moines Register on October 14, 2021; and

**WHEREAS**, notice was given by ordinary mail to the Saydel Community School District, Polk County, and the Des Moines Area Community College, and Des Moines Area Regional Transit Authority of a consultation meeting held in the Lower Level Conference Room 3 in City Hall at 10:00 a.m., on October 12, 2021; and

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

**WHEREAS**, the Urban Design Review Board has reviewed the proposed Second Amendment at its regular meeting on October 19, 2021, and the members present voted 6-0 in support of a motion to recommend approval of the proposed 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 Urban Renewal 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 Northeast Gateway 1 Urban Renewal Area is hereby closed.

2. The Urban Renewal Plan for the Northeast Gateway 1 Urban Renewal Area is hereby amended as set forth in the proposed Second Amendment. The Urban Renewal Plan for the Northeast Gateway 1 Urban Renewal Area, as amended by the Second Amendment thereto, is hereafter in full force and effect.

3. 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. 21- 475 )

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

FORM APPROVED:

/s/ Glenna K. Frank  
Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

**CERTIFICATE**

I, P. KAY CMELIK, 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