

Date January 23, 2023

APPROVAL OF AMENDED AND RESTATED 28E AGREEMENT BETWEEN THE NEIGHBORHOOD DEVELOPMENT CORPORATION AND THE CITY OF DES MOINES.

WHEREAS, the City is a municipal corporation established under the laws of the State of Iowa; and,

WHEREAS, Neighborhood Development Corporation (“NDC”) is a nonprofit corporation subject to the Iowa Non-Profit Corporation Act, Iowa Code Chapter 504A; and,

WHEREAS, NDC was incorporated on February 17, 1999, and the underlying purpose of this Agreement is to plan, coordinate and implement public and private redevelopment efforts within Chartered and Designated Neighborhoods as approved by the Des Moines City Council in the City of Des Moines, Iowa; and,

WHEREAS, the City and NDC desire to extend the existing 28E Agreement and provide additional funding to support the purpose of NDC; and,

WHEREAS, the City would have allocated funds the funds from American Rescue Plan funding as provided by Roll Call No. 22-1151, but that funding is necessary for other functions and should be allocated for the provision of government services within the general fund.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that:

1. The Amended and Restated 28E Agreement between NDC and the City of Des Moines attached to this resolution is approved.
2. The Mayor is authorized to and shall execute the Agreement on behalf of the City and the City Clerk shall file the Agreement with the Iowa Secretary of State.
3. The Economic Development Director or the Directors designee is directed to submit a copy of the fully executed Development Agreement to the Finance Department to enable the Finance Director to make any appropriate disclosure filings in accordance with the City’s adopted revised Disclosure Policy.

(Council Communication No. 23-031)



Roll Call Number

Agenda Item Number

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Date January 23, 2023

MOVED by _____ to adopt. Seconded by _____.

FORM APPROVED:

Thomas G. Fisher Jr.
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, LAURA BAUMGARTNER, Acting 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.

Acting City Clerk