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**Date** April 10, 2023

**RESOLUTION APPROVING FIRST AMENDMENT TO URBAN RENEWAL AGREEMENT WITH ONESPEED DSM, L.L.C. IN THE METRO CENTER URBAN RENEWAL AREA**

**WHEREAS**, on September 12, 2022, by Roll Call No. 22-1431, the City Council approved an Urban Renewal Agreement (“Development Agreement”) with OneSpeed DSM, L.L.C., (“Developer”), to undertake a conversion of the existing 9,207 square-foot auto repair shop located at 303 Scott Avenue into a craft brewing space in the Metro Center Urban Renewal Area; and

**WHEREAS**, due to utility projects in the area, the Developer needs to close earlier than anticipated on the adjoining vacated right of way, including the forgivable loan incentive set forth in the Development Agreement; and

**WHEREAS**, City Economic Development staff and the Developer have negotiated terms of a First Amendment to the Development Agreement to allow closing and the forgivable loan upon City’s determination the Developer is diligently pursuing completion of the project improvements.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, that the First Amendment to the Urban Renewal Agreement is hereby approved; the Mayor is authorized and directed to execute said documents on behalf of the City of Des Moines and the City Clerk to attest to his signature; the City Manager or his designee(s) are authorized and directed to monitor compliance by the Developer with said Agreement as amended; and the City Manager is authorized and directed to execute any additional minor amendments to the Agreement and to return any substantive amendments to the Agreement to the City Council for consideration and approval.



**Roll Call Number**

**Agenda Item Number**

25

**Date** April 10, 2023

(Council Communication No. 23-196)

MOVED BY \_\_\_\_\_ to adopt.

Second by \_\_\_\_\_.

FORM APPROVED:

/s/ Lisa A. Wieland  
Lisa A. Wieland, Assistant City Attorney

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

**CERTIFICATE**

I, LAURA BAUMGARTNER, 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.

\_\_\_\_\_ Mayor

\_\_\_\_\_ City Clerk