

★ Roll Call Number

12-1970

Agenda Item Number

51

Date December 17, 2012

CLOSING PUBLIC HEARING ON THE PROPOSED ELEVENTH AMENDMENT  
TO THE METRO CENTER URBAN RENEWAL PLAN AND APPROVING SAME

WHEREAS, on March 20, 2000, by Roll Call Nos. 00-788 and 00-789, the City Council adopted the Urban Renewal Plan for the Metro Center Urban Renewal Project, and such Plan has been amended ten times (the urban renewal plan as so amended is herein referred to as the "Plan"); and,

WHEREAS, the Metro Center Urban Renewal Project Area encompasses an irregularly shaped area that includes the downtown core and the areas surrounding the downtown core; and,

WHEREAS, on November 19, 2012, by Roll Call No. 12-1767, the City Council resolved that a public hearing on the proposed Eleventh Amendment to the Plan be held on December 17, 2012, at 5:00 p.m., in the City Council Chamber; and,

WHEREAS, the purpose of the proposed Eleventh Amendment to the Plan, attached hereto as Exhibit "A", is to: (a) revise qualifications for construction period tax abatement to limit eligibility to construction of new commercially assessed buildings within the block bounded by Second Avenue and Vine, Water and Market Streets; (b) incorporate a description of approved economic development and redevelopment activities within the Project Area; (c) supplement text relating to planning, administration, and oversight and to parking; and (d) update the Financial Condition Report; and,

WHEREAS, the Urban Design Review Board reviewed the proposed amendment at its regular meeting on December 4, 2012, and has submitted its report and recommendation to the City Council; and,

WHEREAS, notice of this public hearing in the form attached hereto as Exhibit "B" was published in the Des Moines Register on December 6, 2012, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and,

WHEREAS, a copy of the Eleventh Amendment and public notice were sent by ordinary mail to the Des Moines Independent Community School District, Des Moines Area Community College, and Polk County, and representatives of such taxing entities were also invited to a consultation meeting held in City Hall on November 28, 2012; and,

WHEREAS, the City has received no requests from the Des Moines Independent Community School District, Des Moines Area Community College, or Polk County for any modification of the proposed division of revenue from the tax increment of the Urban Renewal Project Area; 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 Eleventh 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 Eleventh Amendment to the Urban Renewal Plan for the Metro Center 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 Eleventh Amendment conforms to the Des Moines 2020 Community Character Land Use Plan, as amended, for the development of the City as a whole.
3. The Urban Renewal Plan for the Metro Center Urban Renewal Project is hereby amended as set forth in the Eleventh Amendment attached hereto as Exhibit "A". The Urban Renewal Plan for the Metro Center Urban Renewal Project, as amended by the Eleventh Amendment thereto, is hereafter in full force and effect.
4. The City Clerk is directed to cause the Eleventh Amendment and a certified copy of this resolution to be recorded in the land records of the Polk County Recorder.

MOVED by Hensley to adopt.

FORM APPROVED:

  
 Lawrence R. McDowell  
 Deputy City Attorney

(Council Communication No. 12-616)

Exhibits:  
 A - Eleventh Amendment  
 B - Notice

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

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**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.

Y. M. Franklin Mayor  
 City Council

Diane Rauh City Clerk