



Roll Call Number

14-0489

Agenda Item Number

29

Date March 24, 2014

RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT WITH THE IOWA STATE HISTORIC PRESERVATION OFFICE REGARDING THE PROPOSED DEMOLITION OF THE ASBURY CHURCH

WHEREAS, the City of Des Moines proposes to demolish the Asbury Church (aka Lighthouse Full Gospel Baptist Church) at 1600 Capitol Avenue utilizing Community Development Block Grant (CDBG) funding from the United States Department of Housing and Urban Development (HUD); and,

WHEREAS, the church was severely damaged by a fire and the structure poses a public nuisance to the Capitol East Neighborhood; and,

WHEREAS, the City of Des Moines, pursuant to 24 CFR 58.1, has assumed the responsibility for environmental review, decision making, and actions that would otherwise apply to HUD under the National Environmental Policy Act (NEPA) and other provisions of the law that further the purpose of NEPA, including Sections 101, 106 and 110 of the National Historic Preservation Act (NHPA), as specified in 24 CFR 58.5; and,

WHEREAS, the City of Des Moines and Iowa State Historic Preservation Office (SHPO) have determined that the removal of the Asbury Church will result in an 'adverse effect' due to the property's potential eligibility for the National Register of Historic Places as a contributing structure in the Capitol Hill Commercial District; and

WHEREAS, the City of Des Moines and Iowa SHPO have come to agreement on the necessary steps to avoid an adverse effect, which are outlined a proposed Memorandum of Agreement which is on file in the office of the City Clerk.

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

- 1. The proposed Memorandum of Agreement with the Iowa SHPO for the demolition of the Asbury Church is hereby approved.
2. The Mayor and City Clerk are hereby authorized and directed to execute the Memorandum of Agreement on behalf of the City of Des Moines.

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MOVED by Hensley to adopt.

FORM APPROVED:

Roger K Brown

Roger K. Brown

Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Council

Mayor

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.

Diane Rauh

City Clerk