



Roll Call Number

15-1645

Agenda Item Number

54

Date September 28, 2015

**CLOSING PUBLIC HEARING ON THE PROPOSED
FIFTH AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE
GUTHRIE AVENUE BUSINESS PARK URBAN RENEWAL AREA**

WHEREAS, on September 26, 1988, by Roll Call No. 88-4238, the City Council of the City of Des Moines approved the Urban Renewal Plan for the Guthrie Avenue Business Park Urban Renewal Project, and such Plan has been amended four times (the urban renewal plan as so amended is herein referred to as the "Plan"); and

WHEREAS, the Guthrie Avenue Business Park Urban Renewal Project Area encompasses an area generally bounded by Guthrie Avenue to the north, Washington Avenue to the south, the Union Pacific railroad right-of-way to the east and East 17th Street to the west; and

WHEREAS, on August 24, 2015, by Roll Call No. 15-1439, the City Council resolved that a public hearing on the proposed Fifth Amendment to the Plan be held on September 28, 2015 at 5:00 p.m. in the City Council Chamber; and

WHEREAS, the purpose of the proposed Fifth Amendment, attached hereto as Exhibit "A", is to incorporate a description of approved economic development and redevelopment activities within the Urban Renewal Area, and to update the Financial Condition Report; and

WHEREAS, the Urban Design Review Board reviewed the proposed amendment at its regular meeting of September 15, 2015, 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 September 3, 2015, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and

WHEREAS, a copy of the Fifth Amendment was 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 September 4, 2015; and

WHEREAS, the City has received no objections or requests for modifications from the Des Moines Independent Community School District, Des Moines Area Community College, or Polk County to the proposed Fifty Amendment; and

WHEREAS, the public hearing has now been opened and all persons and organizations desiring to be heard regarding the proposed Fifth Amendment to the Plan have been given the opportunity to be heard.

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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 Fifth Amendment to the Urban Renewal Plan for the Guthrie Avenue Business Park Urban Renewal Area 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 Fifth 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 Guthrie Avenue Business Park Urban Renewal Area is hereby amended as set forth in the Fifth Amendment attached hereto as Exhibit "A", and the Urban Renewal Plan for the Guthrie Avenue Business Park Urban Renewal Area, as amended by the Fifth Amendment thereto, is hereafter in full force and effect.
4. The City Clerk is directed to cause the Fifth Amendment and a certified copy of this resolution to be recorded in the land records of the Polk County Recorder.

(Council Comm. No. 15-520)

MOVED BY Mahaffey to adopt.

FORM APPROVED:

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

Exhibits:

- "A" - Fifth Amendment
- "B" - Notice of Public Hearing

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

MOTION CARRIED

APPROVED

T. M. Franklin
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