

★ Roll Call Number

15-1874

Agenda Item Number

34

Date November 9, 2015

**RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING
WITH 6TH AVENUE CORRIDOR, INC. FOR THE IMPLEMENTATION OF
PHASE 1 OF THE 6TH AVENUE STREETScape PROJECT**

WHEREAS, on August 10, 2009, by Roll Call No. 09-1456, the City Council approved the General Guidelines for City-Assisted Streetscape Projects (“General Guidelines”) to establish a framework for planning and implementing a neighborhood commercial streetscape project when the City of Des Moines has been requested to provide funding for such project; and

WHEREAS, Sixth Avenue Corridor, Inc. (6AC) is the organization representing the 6th Avenue corridor and represents the common interest of the businesses and property owners along the corridor; and

WHEREAS, City staff have been working with the 6th Avenue Corridor and 6AC to plan and implement a streetscape project along 6th Avenue that will further the revitalization efforts and private investment that has occurred along this culturally vibrant urban corridor; and

WHEREAS, on March 9, 2015, by Roll Call No. 15-0403, the City Council approved an Iowa Great Places Program Grant Agreement for Phase 1 of the 6th Avenue Corridor Streetscaping Project; and

WHEREAS, City staff and 6AC have negotiated, and 6AC has approved and executed, a Memorandum of Understanding (MOU) for the implementation of Phase 1 of the 6th Avenue Streetscape Project, as on file in the office of the City Clerk, in order to identify the roles and responsibilities of each entity and to establish expectations for public and private fundraising so that the first phase of the Project may be successfully implemented in accordance with the General Guidelines, which MOU includes, among other terms, the requirement that 6AC will lead private fundraising efforts to secure \$300,000 for construction of the Project, and the acknowledgement that any City funding, design and engineering contracts, construction contracts, and a self-supported municipal improvement district (SSMID) ordinance needed for Phase 1 of the Project will be submitted to City Council for approval separately from the MOU.

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

1. The Memorandum of Understanding between the City of Des Moines and 6th Avenue Corridor, Inc. for the Implementation of Phase 1 of the 6th Avenue Streetscape Project, as on file in the office of the City Clerk, is hereby approved.
2. The City Manager is hereby authorized and directed to execute the Agreement on behalf of the City of Des Moines, and the City Manager and his designee(s) are authorized and directed to administer the Agreement.

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(Council Communication No. 15-590)

Moved by Gray to adopt.

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

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