



Roll Call Number

15-2080

Agenda Item Number

42

Date December 7, 2015

RESOLUTION CLOSING HEARING ON THE FIRST AMENDMENT
TO THE THIRD RESTATED URBAN REVITALIZATION PLAN FOR THE
CITY-WIDE URBAN REVITALIZATION AREA AND APPROVING SAME

WHEREAS, on June 15, 1987, by Roll Call No. 87-2630, the Des Moines City Council adopted a resolution, in accordance with the provisions of Section 404.2(1) of the Urban Revitalization Act, finding that the rehabilitation, conservation, redevelopment, or a combination thereof of the entire area then within the corporation boundaries of the City of Des Moines is necessary in the interest of the public health, safety, or welfare of the residents of the City and the area meets the criteria of Section 404.1 of the Code of Iowa; and,

WHEREAS, on September 28, 1987, by Roll Call No. 87-4009, the Des Moines City Council adopted a resolution, in accordance with the provisions of Section 404.2(6) of the Act, approving the Urban Revitalization Plan for the City-wide Urban Revitalization Area, which Plan has been repeatedly amended; and,

WHEREAS, on October 26, 2015, by Roll Call Nos. 15-1816 and 15-1818, the City Council approved and adopted the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area (the "Third Restated Plan"), which;

- a) Extended the term of the Plan to qualified improvements completed by December 31, 2020, and to qualified improvements commenced under authority of a building permit by December 31, 2020, and completed by December 31, 2021; and,
- b) Withdrew tax abatement for multiple-family dwellings outside the Targeted Multiple-Family Residential Area, including condominiums and cooperatives, which were not commenced under authority of a building permit by December 31, 2015, and completed by December 31, 2016; and,

WHEREAS, on November 23, 2015, by Roll Call No. 15-2023, the City Council scheduled a public hearing on the proposed First Amendment to the Third Restated Plan, to be held on December 7, 2015, at 5:00 p.m., in the Council Chambers; and,

WHEREAS, the purpose of the First Amendment to the Third Restated Plan is to temporarily extend tax abatement for new and expansions of existing multiple-family dwellings outside the Targeted Multiple-Family Residential Area; to amend the tax abatement schedule numbers to avoid duplication of existing schedule numbers used by the Polk County Assessor; and to make other editorial corrections to the Plan; and,

WHEREAS, a copy of the First Amendment to the Third Restated Plan is on file and available for inspection by the public in the office of the City Clerk; and,

WHEREAS, public notice of the hearing was published in the Des Moines Register on November 27, 2015; and,

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WHEREAS, all persons appearing at the hearing and desiring to be heard regarding the said First Amendment 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 First Amendment to the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area is hereby closed, and all objections to the proposed First Amendment are hereby overruled.
2. The proposed First Amendment is hereby found to be in conformance with the Des Moines 2020 Community Character Plan.
3. The First Amendment to the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area is hereby approved and adopted.

(Council Communication No. 15- 642)

MOVED by Mahaffey to adopt.

FORM APPROVED:

Roger K Brown

Roger K. Brown

Assistant City Attorney

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Exhibits:

A - First Amendment to the Third Restated City-wide Urban Revitalization Plan

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN		✓		
GATTO		✓		
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE		✓		
TOTAL	4	3		

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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk