



Roll Call Number

17-0621

Agenda Item Number

46

Date April 3, 2017

**CLOSING PUBLIC HEARING ON THE PROPOSED
EIGHTH AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE
SE AGRIBUSINESS URBAN RENEWAL AREA**

WHEREAS, on January 26, 1998, by Roll Call No. 98-275, the City Council of the City of Des Moines approved the Urban Renewal Plan for the SE AgriBusiness Urban Renewal Area, and such Plan has been amended seven times (the urban renewal plan as amended is hereinafter referred to as the "Plan"); and,

WHEREAS, the SE AgriBusiness Urban Renewal Project Area encompasses an area generally located between S.E. 14th Street and S.E. 43rd Street, and extending north from the Des Moines River to Dean Avenue, characterized by underutilized and vacant land and a pattern of disinvestment; and

WHEREAS, the purpose of the proposed Eighth Amendment, attached hereto as Exhibit "A", is to incorporate the second phase of the Municipal Service Center as an approved public improvement project in the SE AgriBusiness Urban Renewal Area which will not be funded with tax increment revenues, and to update the Financial Condition Report; and

WHEREAS, the Urban Design Review Board reviewed the proposed amendment at its regular meeting of March 14, 2017, and submitted its report and recommendation to the City Council; and

WHEREAS, on March 6, 2017, by Roll Call No. 17-0373, the City Council resolved that a public hearing on the proposed Eighth Amendment to the Plan be held on April 3, 2017 at 5:00 p.m. in the City Council Chambers at the Municipal Service Center; and

WHEREAS, notice of this public hearing in the form attached hereto as Exhibit "B" was published in the Des Moines Register on March 23, 2017, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and

WHEREAS, a copy of the Eighth Amendment and public notice were sent by ordinary mail to the Des Moines Independent School District, Polk County, the Des Moines Area Community College and such other affected taxing entities and representatives of such taxing entities were also invited to a consultation meeting held in City Hall on March 16, 2017; and

WHEREAS, the City has received no objections or requests for modifications from the Independent School District, Polk County and the Des Moines Area Community College or such other affected taxing entities to the proposed Eighth Amendment; 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 Eighth 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 Eighth Amendment to the Urban Renewal Plan for the SE AgriBusiness 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 Eighth Amendment conforms to the Plan DSM: Creating Our Tomorrow Plan amendment to the City's Comprehensive Plan for the development of the City as a whole.
3. The Urban Renewal Plan for the SE AgriBusiness Urban Renewal Area is hereby amended as set forth in the Eighth Amendment attached hereto as Exhibit "A", and the Urban Renewal Plan for the SE AgriBusiness Urban Renewal Area, as amended by the Eighth Amendment thereto, is hereafter in full force and effect.
4. The City Clerk is directed to cause the Eighth Amendment and a certified copy of this resolution to be recorded in the land records of the Polk County Recorder.

(Council Communication No. 17- 326)

FORM APPROVED:

Moved by Gatto to adopt.

Lawrence R. McDowell
Deputy City Attorney

Exhibits:
A - Eighth Amendment
B - Notice

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Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL.

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 Council Mayor

Diane Rauh City Clerk