



Roll Call Number

19-0413

Agenda Item Number

59

Date March 11, 2019

RESOLUTION CLOSING HEARING ON THE PROPOSED
FIRST AMENDMENT TO THE SOUTHWEST GATEWAY URBAN
RENEWAL PLAN AND ADOPTING SAME.

WHEREAS, on October 22, 2018, by Roll Call No. 18-1798, the City Council adopted the Southwest Gateway Urban Renewal Plan (the "Plan") for the Southwest Gateway Urban Renewal Area generally located north of and including SW McKinley Avenue, and east of the shared boundary line between Des Moines and West Des Moines; and,

WHEREAS, the purpose of the proposed First Amendment to the Plan, which is on file and available for inspection in the office of the City Clerk, is to:

- Amend Section F. Activities Under Chapter 15A, of ARTICLE IV. URBAN RENEWAL PLAN IMPLEMENTATION, to more accurately describe the Urban Renewal Development Agreement with Bell Avenue Properties, Inc., regarding the redevelopment of property located north of SW McKinley Avenue and east of SE 63rd Street by the construction of improvements for occupancy by The Waldinger Company and related entities as its new corporate headquarters and production facility.
- Update Appendix "C" - Financial Condition Report to update the anticipated use of tax increment funds in the future to include funding for the project identified above.

WHEREAS, on February 11, 2019, by Roll Call No. 19-0203, the City Council resolved that a public hearing on the proposed First Amendment be held on March 11, 2019, in the Council Chambers at City Hall; and,

WHEREAS, the Urban Design Renewal Board reviewed the proposed First Amendment at its meeting on March 5, 2019, and although a quorum was not present, the consensus of the five members present was to support approval of the First Amendment; and,

WHEREAS, notice of this public hearing was published in the Des Moines Register on February 21, 2019, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and,

WHEREAS, a copy of the First Amendment and notice of this hearing was given by ordinary mail to the Des Moines Independent Community School District, Polk County, Des Moines Area Community College and Des Moines Area Regional Transit Authority, together with notice of a consultation meeting on the First Amendment held in OED Room 103, at City Hall, at 2:00 p.m., on February 18, 2019; and,

WHEREAS, the City has received no requests from the Des Moines Independent Community School District, Polk County, Des Moines Area Community College, or Des Moines

(continued)



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Area Regional Transit Authority for any modification of the proposed division of revenue from the tax increment of the Urban Renewal Project Area; and,

WHEREAS, the public hearing has now been opened and all persons and organizations desiring to be heard regarding the proposed 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 Southwest Gateway Urban Renewal Plan is hereby closed.
- 2. The First Amendment to the Southwest Gateway Urban Renewal Plan is hereby approved and adopted, and shall hereafter be in full force and effect.
- 4. The City Clerk is hereby authorized and directed to file a certified copy of the First Amendment and of this Resolution in the office of the Polk County Recorder.

(Council Communication No. 19- 109)

MOVED by Mandelbaum to adopt.

FORM APPROVED:

By: Roger K Brown

Roger K. Brown, Assistant City Attorney
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED
T.M. Franke Cownie ML, for

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