



Roll Call Number

19-1837

Agenda Item Number

34 ✓

Date November 18, 2019

RESOLUTION APPROVING FIRST AMENDMENT TO URBAN RENEWAL DEVELOPMENT AGREEMENT WITH DISTRICT AT 6TH, LLC

WHEREAS, on August 14, 2017, by Roll Call No. 17-1415, the City Council approved a Development Agreement with District at 6th, LLC. (the "Developer") to construct a new 4-story 213 unit apartment building with a minimum of 2,500 sq. ft. of commercial retail space and 200 underground parking spaces.; and

WHEREAS, due to project delays beyond the control of the Developer, it seeks an amendment to the Development Agreement changing the completion date from December 31, 2019 to June 1, 2020; and,

WHEREAS, the City Manager has negotiated a proposed First Amendment to the Development Agreement, attached to this Resolution, that has been approved as to form by the Legal Department.

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

The First Amendment to Urban Renewal Development Agreement between the City and Neighborhood Development Corporation, is hereby approved. The Mayor and City Clerk are hereby authorized and directed to execute the Amendment on behalf of the City of Des Moines; the City Clerk is hereby directed to have this Amendment recorded by the office of the Recorder of Polk County, Iowa.

(Council Communication No. 19- 495 )

MOVED by Boesen to adopt.

FORM APPROVED:

Thomas G. Fisher Jr., Assistant City Attorney

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

MOTION CARRIED APPROVED J. M. Frankhu Cownie Mayor

CERTIFICATE

I, P. Kay Cmelik, 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.

P. Kay Cmelik City Clerk