



Roll Call Number

21-1107

Agenda Item Number

23

Date July 19, 2021

RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE ISSUANCE OF NOT TO EXCEED \$40,000,000 GENERAL OBLIGATION URBAN RENEWAL BONDS OF THE CITY OF DES MOINES, STATE OF IOWA (FOR ESSENTIAL CORPORATE URBAN RENEWAL PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, by Roll-Call No. 00-788, adopted March 20, 2000, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan for the Metro Center Urban Renewal Area (which was created by the consolidation of the Riverpoint Capitol-Center Development Area Urban Renewal Project and the Capitol-Center Development Area Urban Renewal Project by Roll-Call No. 00-788 as the Ninth Amendment to the Riverpoint Capitol-Center Development Area Urban Renewal Plan and Roll-Call No. 00-789 as the Thirty-Third Amendment to the Capitol-Center Development Area urban Renewal Plan), which Plan is on file in the office of the Recorder of Polk County, Iowa; and

WHEREAS, by Roll-Call No. 00-1927, 00-4270, 00-4536, 00-4679, 01-3224, 02-1596, 03-1800, 07-1015, 08-2228, 11-0628, 12-1970, 13-0239, 13-1028, 14-0437, 14-1320, 15-1173, 15-1996, 16-0514, 17-0151, 17-0620, 17-1786, 18-0628, 18-1802, 19-0752, 19-1772, 20-0655, 20-2147, and 21-1029 this Council approved and adopted Amendments No. 1-28 to the Plan for the Metro Center Urban Renewal Area; and

WHEREAS, by Roll-call No. 85-2388, adopted May 20, 1985, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan for the Central Place Industrial Park Redevelopment Program Urban Renewal Area, which Plan is on file in the office of the Recorder of Polk County, Iowa; and

WHEREAS, by Roll-call No. 86-3002, 88-1667, 88-3983, 89-2231, 90-1162, 90-4268, 91-1019, 91-4508, 93-966, 97-3912, 00-691, 06-46, 12-1032, 17-0147, 18-0226 and 20-0657 this Council approved and Adopted Amendments No. 1-16 to the Plan for the Central Place Industrial Park Redevelopment Program Urban Renewal Area; and

WHEREAS, by Roll-call No. 12-1113, adopted July 9, 2012, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan for the Ingersoll-Grand Commercial Urban Renewal Plan Area, which Plan is on file in the office of the Recorder of Polk County, Iowa; and



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WHEREAS, by Roll-call No. 15-1999, 17-1297, 18-1547, 19-0753, 19-1763, 20-0654, 20-1840, and 21-0577 this Council approved and adopted Amendments No. 1-8 to the Plan for the Ingersoll-Grand Commercial Urban Renewal Area; and

WHEREAS, by Roll-call No. 08-1240, adopted July 14, 2008, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan for the Merle Hay Commercial Area Urban Renewal Area, which Plan is on file in the office of the Recorder of Polk County, Iowa; and

WHEREAS, by Roll-call No. 13-1029 and 19-0414 this Council approved and Adopted Amendments No. 1 and 2 to the Plan for the Merle Hay Commercial Area Urban Renewal Area; and

WHEREAS, by Roll-call No. 98-275, adopted January 26, 1998, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the SE AgriBusiness Urban Renewal Area (the "Area" or "Urban Renewal Area"), which Plan is on file in the office of the Recorder of Polk County, Iowa; and

WHEREAS, by Roll-call No. 99-756, 02-1589, 08-1882, 11-2007, 13-0254, 14-0436, 16-1088, 17-0621, 17-1785, 18-0355, 18-1551 and 20-0656 this Council approved and adopted Amendments No. 1-12 to the Plan for the SE AgriBusiness Urban Renewal Area; and

WHEREAS, it is deemed necessary and advisable that the City of Des Moines, State of Iowa, should issue General Obligation Urban Renewal Bonds, to the amount of not to exceed \$40,000,000, as authorized by Sections 384.25 and 403.12, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential corporate urban renewal purpose project(s) as hereinafter described; and

WHEREAS, before bonds may be issued, it is necessary to comply with the procedural requirements of Chapters 384 and 403 of the Code of Iowa, and to publish a notice of the proposal to issue such bonds and the right to petition for an election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF DES MOINES, STATE OF IOWA:

Section 1. That this Council meet in the Council Chambers, City Hall, Des Moines, Iowa, at 5:00 P.M., on the 9th day of August, 2021, for the purpose of taking action on the matter of the issuance of not to exceed \$40,000,000 General Obligation Urban Renewal Bonds, for essential corporate urban renewal purposes, the proceeds of which bonds will be used to provide funds to



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pay the costs of aiding in the planning, undertaking and carrying out of urban renewal projects in accordance with Iowa Code chapter 403 and the urban renewal plans for the Central Place Industrial Park Redevelopment Program Urban Renewal Area, Ingersoll-Grand Commercial Urban Renewal Area, Metro Center Urban Renewal Area, Merle Hay Commercial Area Urban Renewal Area, and SE Agribusiness Urban Renewal Area, as amended, including the Municipal Services Center project, and various public improvement projects involving street, streetscape, bridge, sidewalk, skywalk, utility and park improvements, with related site improvements.

Section 2. To the extent any of the projects or activities described in this resolution may be reasonably construed to be included in more than one classification under Division III of Chapter 384 of the Code of Iowa, the Council hereby elects the "essential corporate purpose" classification and procedure with respect to each such project or activity, pursuant to Section 384.28 of the Code of Iowa.

Section 3. That the Clerk is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the City. The publication to be not less than ten clear days nor more than twenty days before the date of the public meeting on the issuance of the Bonds.

Section 4. The notice of the proposed action to issue bonds shall be in substantially the following form:



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(To be published on or before: July 27, 2021)

NOTICE OF MEETING OF THE CITY COUNCIL OF THE
CITY OF DES MOINES, STATE OF IOWA, ON THE MATTER
OF THE PROPOSED ISSUANCE OF NOT TO EXCEED
\$40,000,000 GENERAL OBLIGATION URBAN RENEWAL
BONDS OF THE CITY (FOR ESSENTIAL CORPORATE
URBAN RENEWAL PURPOSES), AND THE HEARING ON
THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the City Council of the City of Des Moines, State of Iowa, will hold a public hearing on the 9th day of August, 2021, at 5:00 P.M., in the Council Chambers, City Hall, Des Moines, Iowa, at which meeting the Council proposes to take additional action for the issuance of not to exceed \$40,000,000 General Obligation Urban Renewal Bonds, for essential corporate urban renewal purposes, to provide funds to pay the costs of aiding in the planning, undertaking and carrying out of urban renewal projects in accordance with Iowa Code chapter 403 and the urban renewal plans for the Central Place Industrial Park Redevelopment Program Urban Renewal Area, Ingersoll-Grand Commercial Urban Renewal Area, Metro Center Urban Renewal Area, Merle Hay Commercial Area Urban Renewal Area, and SE Agribusiness Urban Renewal Area, as amended, including the Municipal Services Center project, and various public improvement projects involving street, streetscape, bridge, sidewalk, skywalk, utility and park improvements, with related site improvements. Please check the posted agenda on the City's webpage (https://www.dsm.city/government/council_meetings_and_agendas/index.php) in advance of the August 9, 2021, meeting for any update to the manner in which the public may access the hearing and address the Council.

At any time before the date of the meeting, a petition, asking that the question of issuing such Bonds be submitted to the legal voters of the City, may be filed with the Clerk of the City, including the drop box on the east side of the City Hall building, during non-business hours, in the manner provided by Section 362.4 of the Code of Iowa, pursuant to the provisions of Sections 384.24(3)(q), 384.25 and 403.12 of the Code of Iowa.

At the above meeting the Council shall receive oral or written objections from any resident or property owner of the City to the above action. After all objections have been received and considered, the Council will at the meeting or at any adjournment thereof, take additional action for the issuance of the Bonds or will abandon the proposal to issue said Bonds. Any person or organization desiring to submit written objections regarding this matter may direct such written objections to the Office of the City Clerk, City Hall, 400 Robert D. Ray Dr., Des Moines, Iowa 50309, including the drop box on the east side of the City Hall building, or via email at cityclerk@dmgov.org, prior to 3:00 P.M. on August 9, 2021.



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This notice is given by order of the City Council of the City of Des Moines, State of Iowa, as provided by Chapters 384 and 403 of the Code of Iowa.

Dated this 19th day of July, 2021.

P. Kay Cmelik

City Clerk, City of Des Moines, State of Iowa

(End of Notice)

Published in the Des Moines Register on July 27, 2021.



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MOVED by Gatto to adopt.

FORM APPROVED:

Lawrence McDowell
Deputy City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

J. M. Franklin 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.

City Clerk