



Roll Call Number

21-1225

Agenda Item Number

32

Date August 9, 2021

RESOLUTION APPROVING ISSUANCE OF CERTIFICATE OF COMPLETION TO NELSON DEVELOPMENT, LLC FOR THE CONSTRUCTION OF A HOME2 SUITES HOTEL AT 2650 UNIVERSITY AVENUE ACROSS FROM DRAKE UNIVERSITY

WHEREAS, on November 19, 2018, by Roll Call No. 18-1938, the City Council approved a Urban Renewal Development Agreement with Nelson Development, LLC for the construction of a Home2 Suites located at 2650 University Avenue across from Drake University; and,

WHEREAS, the Improvements have been completed in substantial compliance with the Development Agreement and the approved Conceptual Development Plan; and,

WHEREAS, Nelson Development, LLC has requested that the City issue a Certificate of Completion as evidence of the satisfaction of its construction obligations under the Agreement.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the City Council hereby finds and acknowledges that as of August 9, 2021, Nelson Development, LLC has satisfied its obligation to complete the Improvements at 2650 University Avenue, more specifically described as:

The South 41 feet of Lot 1 and Lots 2 through 7 and Lots 30 through 35 and Lot 36, except the North 7 feet thereof and the vacated North-South Alley lying west of and adjacent to lots 1 through 7, all in DRAKE UNIVERSITY ADDITION, an Official Plat now in and forming a part of the City of Des Moines, Polk County, Iowa.

The building is in substantial compliance with the Urban Development Agreement and the approved Conceptual Plan. This resolution shall serve as the Certificate of Completion to be issued by the City pursuant to Section 2.4 of that Agreement. The City Clerk is hereby directed to cause a certified copy of this resolution and roll call to be recorded in the office of the Recorder of Polk County, Iowa.

MOVED by Gatto to adopt.

FORM APPROVED: /s/ Thomas G. Fisher Jr. Thomas G. Fisher Jr., Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL (7).

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.

MOTION CARRIED APPROVED J. M. Franklin Cownie Mayor

P. Kay Cmelik City Clerk