



Roll Call Number

22-0904

Agenda Item Number

55

Date June 13, 2022

RESOLUTION APPROVING ISSUANCE OF TERMINATION CERTIFICATE FOR 506 – 524 E. GRAND AVE. METRO CENTER URBAN RENEWAL PROJECT

WHEREAS, on September 22, 2008, by Roll Call No. 08-1661, the City Council approved an Urban Renewal Agreement for Redevelopment of historic properties ("Development Agreement") between the City and R.E. Properties, LLC ("Developer") for the historic redevelopment of five buildings located upon the Property locally known as 506 – 524 E. Grand Avenue and legally described as follows:

LOTS 7 AND 8, BLOCK 17, EAST FORT DES MOINES, AN OFFICIAL PLAT; LOTS 1 THROUGH 7, AND THE 10 FOOT WIDE VACATED EAST/WEST ALLEY RIGHT-OF-WAY LYING NORTH OF AND ADJOINING SAID LOTS 1 THROUGH 7, IN DE VOTIE'S SUBDIVISION, AN OFFICIAL PLAT; AND, THE 10 FOOT WIDE VACATED NORTH/SOUTH ALLEY RIGHT-OF-WAY LYING WEST OF AND ADJOINING LOT 8 IN SAID DE VOTIE'S SUBDIVISION, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

; and

WHEREAS, the terms of the Development Agreement provide that the City shall issue the Certificate of Completion upon the City's determination of satisfactory completion of the development Improvements and the Developer has requested that the Certificate of Completion for the project be issued; and

WHEREAS, City staff has inspected the development improvements and found the Improvements have been completed in substantial compliance with the terms of the Development Agreement; and

WHEREAS, the City Legal Department has prepared a Termination Certificate in the form attached hereto memorializing the satisfactory completion of the Developer's obligations under the Development agreement.

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

- 1. The City Council hereby finds and acknowledges that Developer has satisfied its obligation to construct the Improvements on the Property in substantial compliance with the provisions of the Development Agreement and the approved Construction Plans.



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2. The City Manager is authorized and directed to execute the attached Termination Certificate on behalf of the City and transmit the same to Developer for Developer to record in the land records of the Polk County Recorder.

Moved by Gatto to adopt. Second by Voss

APPROVED AS TO FORM:

/s/ Gary D. Goudelock Jr.
Gary D. Goudelock Jr.
Assistant City Attorney

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

CERTIFICATE

I, LAURA BAUMGARTNER, Acting 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.

J. M. Franklin Cowrie Mayor

Laura Baumgartner Acting City Clerk