



Roll Call Number

22-1143

Agenda Item Number

30

Date July 18, 2022

APPROVAL OF SECOND AMENDMENT TO URBAN RENEWAL DEVELOPMENT AGREEMENT WITH THE DISTRICT DEVELOPER, LLC

WHEREAS, on January 25, 2021, by Roll Call No. 21-0154, the City Council approved a Development Agreement with The District Developer, LLC (the "Developer") to develop property located in the Market District of the East Village; and

WHEREAS, on December 6, 2021, by Roll Call No. 21-1827, the City Council approved a First Amendment to the Development Agreement with Developer approving a revised Conceptual Development Plan that clarified and provided additional detail on the scope of public improvements and changed the closing dates of parcel sales and modified other terms in the agreement; and

WHEREAS, the Developer has requested a second amendment to the Agreement that would subject certain parcels within the Market District development area to a revised set of restrictive covenants; and,

WHEREAS, the Amendment is in the best interest of both parties.

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

- 1. That the Second Amendment to Urban Renewal Development Agreement is hereby approved and the Mayor and City Clerk are hereby authorized and directed to execute the Agreement on behalf of the City of Des Moines.
2. The City Clerk is directed to record the Amendment with the Polk County, Iowa Recorder's Office.

(Council Communication No. 22-348)

Moved by [Signature] to adopt. Second by [Signature]

APPROVED AS TO FORM:

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



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

MOTION CARRIED

APPROVED

J. M. Franklin Cownie

Mayor

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.

Laura Baumgartner

Acting City Clerk