



Roll Call Number

22-1754

Agenda Item Number

40

Date November 7, 2022

**RESOLUTION HOLDING PUBLIC HEARING ON THE PROPOSED
THIRD AMENDMENT TO THE URBAN RENEWAL PLAN FOR
THE 38TH AND GRAND URBAN RENEWAL AREA AND ADOPTING SAME**

WHEREAS, on November 4, 2019, by Roll Call No. 19-1768, the City Council approved the 38th and Grand Urban Renewal Plan (the "Urban Renewal Plan") for the 38th and Grand Urban Renewal Area, which consists of seven parcels containing approximately 36 acres and is along and includes a segment of Grand Avenue between 31st Street and 42nd Street; and

WHEREAS, the purpose of the Urban Renewal Plan is to encourage the removal and/or redevelopment of the blighted, obsolete, and underutilized properties within the urban renewal area, and to encourage and assist in the redevelopment of the urban renewal area for medium to high-density housing and, under limited circumstances, mixed-use development with medium to high-density housing; and

WHEREAS, the City Council desires to consider a proposed Third Amendment to the Urban Renewal Plan to amend the Urban Renewal Area to:

- Amend and update Appendix A – *Legal Description* for the addition of a Third tax increment financing district boundary.
- Amend and update Appendix C - *Financial Condition Report* to reflect updated City debt data.
- Amend and update Map 1 – Boundary of the Urban Renewal Area to reflect the addition of the Third tax increment financing district boundary.

WHEREAS, on October 3, 2022, by Roll Call No. 22-1516, the City Council resolved that a public hearing be held on November 7, 2022, at 5:00 p.m.; and

WHEREAS, notice was given by ordinary mail to the Des Moines Independent School District, Polk County, Des Moines Area Community College, and Des Moines Area Regional Transit Authority of a consultation meeting on the proposed Third Amendment held by electronic means on October 19, 2022 at 1:00 p.m.; and

WHEREAS, the City has received no requests from the Des Moines Independent School District, Polk County, Des Moines Area Community College, or Des Moines Area Regional Transit Authority for any modification to the division of tax increment revenues proposed by the Third Amendment; and

WHEREAS, notice of this public hearing was published in the Des Moines Register on October 26, 2022, which notice sets forth the information required by Section 403.5(3) of the Iowa Code; and



Roll Call Number

22-1754

Agenda Item Number

40

Date November 7, 2022

WHEREAS, the public hearing has now been opened and all persons and organizations desiring to be heard regarding the proposed Third Amendment have been given the opportunity to be heard.

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

1. The public hearing on the proposed Third Amendment to the Urban Renewal Plan for the 38th and Grand Urban Renewal Area is hereby closed.

2. Upon consideration of the recommendations of the Urban Design Review Board and all other recommendations and statements from all other interested parties and organizations, the City Council finds that the Third Amendment conforms to the PlanDSM; Creating Our Tomorrow plan, as amended, for the development of the City as a whole.

3. The Urban Renewal Plan for the 38th and Grand Urban Renewal Area is hereby amended as set forth in the Third Amendment, on file in the office of the City Clerk. The Urban Renewal Plan for the 38th and Grand Urban Renewal Area, as amended by the Third Amendment, is hereafter in full force and effect.

4. The City Clerk is directed to cause the Third Amendment and a certified copy of this resolution to be recorded in the land records of the Polk County Recorder.

5. The Director of the Office of Economic Development or her designee are directed to submit a copy of the fully executed Amendment to the Finance Department for purposes of required Electronic Municipal Market Access disclosure filings and to enable the Finance Director to make any appropriate disclosure filings in accordance with the City's adopted revised Disclosure Policy.



Roll Call Number

22-1754

Agenda Item Number

40

Date November 7, 2022

(Council Communication No. 22-517)

MOVED by Boesen to adopt.

SECOND by Gatto.

FORM APPROVED:

/s/ Lisa A. Wieland
Lisa A. Wieland
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
BOESEN	✓			
GATTO	✓			
SHEUMAKER	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1
MOTION CARRIED				APPROVED

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

John Fubell
MAYOR PRO TEM

Laura Baumgartner City Clerk