

Date August 7, 2023

## RESOLUTION APPROVING ISSUANCE OF CERTIFICATE OF COMPLETION FOR BRIDGE DISTRICT LEVEL PHASE 1 METRO CENTER URBAN RENEWAL PROJECT

WHEREAS, on March 23, 2020, by Roll Call No. 20-0533, the City Council approved an Urban Renewal Development Agreement for the construction of a new approximately 114-unit multi-family residential project to be known as "Level", including a mix of 1-unit to 4-unit bedroom apartments within a 5-story building and indoor climate controlled parking and surface parking development ("Development Agreement") between the City and BRIDGE DISTRICT LEVEL, LLC ("Phase 1 Developer"), BRIDGE DISTRICT II TOWNHOMES, LLC ("Phase 2 Developer"), AND BRIDGE DISTRICT II, LLC ("Owner") (collectively "Developer") for the Property legally described as follows:

"Phase 1 Improvement Property" Description:

Outlot C, Bridge District Plat 2, an Official Plat, 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 Phase 1 Improvements, and the Developer has requested that the Certificate of Completion for Phase 1 of the project be issued; and

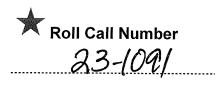
WHEREAS, City staff has inspected the Phase 1 Improvements and found the Phase 1 Improvements have been completed in substantial compliance with the terms of the Development Agreement; and

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 Phase 1 Improvements on the Property in substantial compliance with the provisions of the Development Agreement and the approved Construction Plans.

2. This Resolution shall serve as the Certificate of Completion for Phase 1 to be issued by the City pursuant to Section 2.4 of the Development Agreement.

3. The City Clerk is hereby directed to cause a certified copy of this resolution and roll call to be recorded with the Polk County Recorder and then delivered to the City's Office of Economic Development.



Agenda Item Number

Date August 7, 2023

to adopt. Second by \_\_\_\_\_ Baesen Moved by

APPROVED AS TO FORM:

<u>/s/ Lisa A. Wieland</u> Lisa A. Wieland Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE
COWNIE	~				JEKT NOATE
BOESEN	V				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.
GATTO	V				
MANDELBAUM	V				
SHEUMAKER			1	~	
VOSS	V				
WESTERGAARD					
TOTAL	V			1	
MOTION CARRIED			APF	ROVED	
J.M. Jam	hher	lou	me	Mayor	Raura Baangathan City Clerk