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**Date** March 9, 2020

**RESOLUTION CLOSING HEARING ON THE FOURTH AMENDMENT  
TO THE THIRD RESTATED URBAN REVITALIZATION PLAN FOR THE  
CITY-WIDE URBAN REVITALIZATION AREA AND APPROVING SAME**

WHEREAS, on June 15, 1987, by Roll Call No. 87-2630, the Des Moines City Council adopted a resolution, in accordance with the provisions of Section 404.2(1) of the Urban Revitalization Act, finding that the rehabilitation, conservation, redevelopment, or a combination thereof of the entire area then within the corporation boundaries of the City of Des Moines is necessary in the interest of the public health, safety, or welfare of the residents of the City and the area meets the criteria of Section 404.1 of the Code of Iowa; and,

WHEREAS, on September 28, 1987, by Roll Call No. 87-4009, the Des Moines City Council adopted a resolution, in accordance with the provisions of Section 404.2(6) of the Act, approving the Urban Revitalization Plan for the City-wide Urban Revitalization Area, which Plan has been repeatedly amended; and,

WHEREAS, on October 26, 2015, by Roll Call Nos. 15-1816 and 15-1818, the City Council approved and adopted the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area (the "Third Restated Plan"); and,

WHEREAS, on February 24, 2020, by Roll Call No. 20-0337, the City Council scheduled a public hearing on the proposed Fourth Amendment to the Third Restated Plan, to be held on March 9, 2020, at 5:00 p.m., in the Council Chambers at City Hall; and,

WHEREAS, the purpose of the proposed Fourth Amendment to the Third Restated Plan is to:

- Amend the definition of the Riverpoint West Area to remove the portion thereof located west of the southerly extension of the east right-of-way line of SW 16th Street; and,
- Allow tax abatement under the 10-year declining schedule (80-70-60-50-40-40-30-30-20-20%) for qualifying improvements to commercial property in the Riverpoint West Area.

WHEREAS, the proposed Fourth Amendment allows the Gray's Landing Project and the Gray's Station Project to seek tax abatement under the 10-year declining schedule as anticipated by the approved Development Agreements for each project.

WHEREAS, a copy of the proposed Fourth Amendment to the Third Restated Plan is on file and available for inspection by the public in the office of the City Clerk; and,

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WHEREAS, public notice of the hearing was published in the Des Moines Register on February 27, 2020; and,

WHEREAS, all persons appearing at the hearing and desiring to be heard regarding the said Fourth 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 Fourth Amendment to the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area is hereby closed, and all objections to the proposed Fourth Amendment are hereby overruled.
2. The proposed Fourth Amendment is hereby found to be in conformance with the Des Moines Comprehensive Plan, Plan DSM.
3. The Fourth Amendment to the Third Restated Urban Revitalization Plan for the City-wide Urban Revitalization Area is hereby approved and adopted.

( Council Communication No. 20- **106** )

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

*Roger K. Brown*

Roger K. Brown  
Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

**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.

\_\_\_\_\_  
City Clerk