

★ Roll Call Number

13-1205

Agenda Item Number

26

Date July 29, 2013

APPROVAL OF FIRST AMENDMENT TO URBAN RENEWAL AGREEMENT FOR SALE OF LAND FOR PRIVATE REDEVELOPMENT WITH EAST VILLAGE GROWTH PARTNERS, LLC – DEVELOPMENT OF DISPOSITION PARCEL NO. 02-1A IN METRO CENTER URBAN RENEWAL PROJECT

WHEREAS, on March 11, 2013 by Roll Call No. 13-0421, the City Council approved an Urban Renewal Agreement for Sale of Land for Private Redevelopment between the City and East Village Growth Partners, LLC ("Development Agreement") for the construction of a five story mixed-used building containing at least twenty residential units and at least 5,700 square feet of area devoted for retail, office or restaurant uses on Disposition Parcel No. 02-1A located north of East Locust Street and west of East Fourth Street ("Property"); and

WHEREAS, the City and East Village Growth Partners, LLC desire to amend the Agreement to extend the time period for closing on the sale of the Property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the First Amendment to the Urban Renewal Agreement for Sale of Land for Private Redevelopment, Disposition Parcel No. 02-1A/Metro Center Urban Renewal Project between the City and East Village Growth Partners, LLC, on file in the Office of the City Clerk, is hereby approved and the Mayor is authorized and directed to sign the First Amendment on behalf of the City and the City Clerk is hereby authorized and directed to attest to the Mayor's signature and affix the seal of the City and file the First Amendment in the Office of the Polk County Recorder.

BE IT FURTHER RESOLVED that the City Manager or his designees are hereby authorized and directed to continue to administer the Development Agreement, as amended, on behalf of the City, and to monitor compliance by East Village Growth Partners, LLC with the terms and conditions of the Development Agreement, as amended.

APPROVED AS TO FORM:

[Signature]

Lawrence R. McDowell, Deputy City Attorney

Moved by Hensley to adopt.

(Council Communication No. 13-392)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

CERTIFICATE

I, DIANE RAUH, 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.

MOTION CARRIED

APPROVED

T. M. Franklin Cownie
Mayor

Diane Rauh

City Clerk