



Roll Call Number

23-1258

Agenda Item Number

34

Date September 11, 2023

RESOLUTION APPROVING FIRST AMENDMENT TO PARCEL DEVELOPMENT AGREEMENT BY AND BETWEEN CITY OF DES MOINES, IOWA, SLATE AT GRAY’S LANDING, LLC, AND RIVER POINT WEST LLC

WHEREAS, the City, the Slate at Gray’s Landing LLC and River Point West LLC entered into a Parcel Development Agreement (the “Agreement”), as authorized by the Des Moines City Council on September 13, 2021, by Roll Call No. 21-1420, for the construction of a 4-story building at the northwest corner of the intersection of SW 11th and Murphy Streets, containing 129 dwelling units for senior housing with an attached 1-story clubhouse, approximately 127 underground parking spaces and approximately 40 surface parking spaces, and with landscaping and streetscape enhancements;; and

WHEREAS, Section 2.4 of the Agreement sets forth certain requirements relating to the provision of affordable housing in the building constructed by the Owner described in Section 1.1(i) of the Agreement; and

WHEREAS, City staff has negotiated terms of a First Amendment to the Agreement to set forth the specific criteria to satisfy the requirements of Section 2.4 of the Agreement; and

WHEREAS, such amendment is not intended to modify the original requirements of Section 2.4, but rather to add details to aid in the application thereof.

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

1. The First Amendment to the Parcel Development Agreement between the City and Developer, as on file in the office of the City Clerk, is hereby approved, and the Mayor and City Clerk are hereby authorized and directed to execute and attest to, respectively, the Agreement on behalf of the City of Des Moines.

2. The Development Services Director or designee(s) are hereby authorized and directed to continue to administer the Parcel Development Agreement on behalf of the City, and to monitor compliance by the Developer with the terms and conditions of the Agreement. The Development Services Director is further directed to forward to City Council all matters and documents that require City Council review and approval in accordance with the Agreement.



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(Council Communication No. 23-404)

MOVED BY Gatto TO ADOPT.

SECOND BY Boesen.

APPROVED AS TO FORM:

/s/ Lisa A. Wieland

Lisa A. Wieland, Assistant City Attorney
Assistant City Attorney

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| BOESEN | ✓ | | | |
| GATTO | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| VOSS | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| TOTAL | 6 | | | |

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.

MOTION CARRIED APPROVED
J. M. Franklin Cownie Mayor

Laura Baumgartner City Clerk