

ITEMS TO INCLUDE ON AGENDA

CITY OF EARLHAM, IOWA

March 14, 2022

7:00 P.M.

Earlham Urban Revitalization Plan

- Public hearing on the matter of the adoption of Amendment No. 1 to the Earlham Urban Revitalization Plan for the Earlham Urban Revitalization Area
- Resolution adopting the proposed Amendment No. 1 to the Earlham Urban Revitalization Plan for the Earlham Urban Revitalization Area

IMPORTANT INFORMATION

1. The above agenda items should be included, along with any other agenda items, in the meeting agenda. The agenda should be posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the body holding the meeting. If no such office exists, the notice must be posted at the building in which the meeting is to be held.
2. If you do not now have a bulletin board designated as above mentioned, designate one and establish a uniform policy of posting your notices of meeting and tentative agenda.
3. Notice and tentative agenda must be posted at least 24 hours prior to the commencement of the meeting.

NOTICE MUST BE GIVEN PURSUANT TO CHAPTER 21,
CODE OF IOWA, AND THE LOCAL RULES OF THE CITY.

March 14, 2022

The City Council of Earlham, Iowa, met in regular session, in the Council Chambers, City Hall, 140 South Chestnut Avenue, Earlham, Iowa, at 7:00 P.M., on the above date. There were present Mayor Lillie, in the chair, and the following named Council Members:

Absent: _____

Vacant: _____

* * * * *

This being the time and place fixed for a public hearing on the matter of the adoption of Amendment No. 1 to the Earlham Urban Revitalization Plan, the Mayor asked the City Clerk whether any written objections had been filed with respect to the proposed Amendment. The City Clerk reported that no written objections had been filed. The Mayor then called for any oral objections to the adoption of the Amendment and none were made. The public hearing was closed.

Council Member _____ then introduced the following Resolution entitled "RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE EARLHAM URBAN REVITALIZATION PLAN FOR THE EARLHAM URBAN REVITALIZATION AREA," and moved:

- that the Resolution be adopted.
- to defer action on the Resolution and the proposal to the meeting to be held at _____ .M. on the _____ day of _____, 2022, at this place.

Council Member _____ seconded the motion. The roll was called, and the vote was:

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the measure duly adopted.

RESOLUTION NO. 22-12

RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE
EARLHAM URBAN REVITALIZATION PLAN FOR THE
EARLHAM URBAN REVITALIZATION AREA

WHEREAS, pursuant to the provisions of Iowa Code Chapter 404, by action of the City Council on August 13, 2018, the City of Earlham, Iowa (the “City”) adopted the Earlham Urban Revitalization Plan (the “Revitalization Plan” or “Plan”) for the Earlham Urban Revitalization Area (the “Revitalization Area” or “Area”); and

WHEREAS, by the foregoing action, the Council has determined that the Revitalization Area within the City can be revitalized as authorized by Code of Iowa Chapter 404 (the “Act”); and

WHEREAS, the Revitalization Plan as originally adopted provided for tax abatement on eligible improvements on properties assessed as “multiresidential” and “residential”; and

WHEREAS, the City desires to expand eligibility under the Revitalization Plan to include properties assessed as “commercial” and “industrial” and also desires to modify the exemption for properties assessed as “multiresidential” in response to the Iowa legislature’s elimination of the multiresidential property assessment classification starting January 1, 2022; and

WHEREAS, a proposed Amendment No. 1 to the Plan (“Amendment”) has been prepared, the purpose of which is to (i) add a designation classification for the Revitalization Area; (ii) update the Plan’s objectives to include commercial and industrial development; (iii) add an exemption schedule for properties assessed as commercial and as industrial; and (iv) modify the exemption schedule for properties assessed as multiresidential; and

WHEREAS, after published notice was given, as required by the Act, the City Council held a public hearing at its meeting on March 14, 2022, on the Amendment and considered all objections, comments, and evidence presented.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF EARLHAM, STATE OF IOWA:

Section 1. That all objections received, if any, at the public hearing referred to in the preamble above are found to be without sufficient merit to warrant amending the proposed Amendment.

Section 2. That the Amendment, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as “Amendment No. 1 to the Earlham Urban Revitalization Plan for the City of Earlham, State of Iowa,” and that the Amendment is hereby in all respects approved. The City Clerk is hereby directed to file a certified copy of the Amendment, along with a copy of this Resolution, with the Recorder for Madison County, Iowa, to be recorded, and with the Assessor for Madison County, Iowa.

Section 3. That, notwithstanding any resolution, ordinance, plan, amendment, or other documents, the Amendment shall be in full force and effect from the date of this Resolution until the Council amends or repeals the Plan, as amended.

Section 4. That all other provisions of the Plan not affected or otherwise revised by the Amendment are hereby ratified, confirmed, and approved in all respects, and that all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED this 14th day of March, 2022.

Jeff Lillie, Mayor

ATTEST:

Mary Sue Hibbs, City Clerk

ATTACH AMENDMENT NO. 1
LBELED AS EXHIBIT 1 HERE

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF MADISON)

I, the undersigned City Clerk of the City of Earlham, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective city offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this _____ day of _____, 2022.

City Clerk, City of Earlham, State of Iowa

(SEAL)