

**Date** August 9, 2010

**APPOINTMENT OF TOM HAYES TO ENTERPRISE ZONE COMMISSION**

**WHEREAS**, the Enterprise Zone program, as authorized by Iowa Code §§ 15E.191-96 (2003) (the “EZ Program” or the “Act”) provides that certain eligible cities and counties may designate areas as enterprise zones and apply to the State of Iowa for enterprise zone certification to facilitate economic reinvestment in economically distressed areas; and

**WHEREAS**, the Iowa Department of Economic Development (“IDED”) Board of Directors has certified fourteen Enterprise Zones in the City of Des Moines and amendments thereto, including 13 contiguous acres in Pleasant Hill; and

**WHEREAS**, cities with State-certified enterprise zones must establish a nine member Enterprise Zone Commission (“Commission”) to administer the EZ program pursuant to Iowa Code §§ 15E.195(2); and

**WHEREAS**, appointments must be made pursuant to Iowa Code § 15E.195(2) to continue the work of the Commission; and

**WHEREAS**, on March 23, 2009 by Roll Call 09-463, the City Council of the City of Des Moines appointed six members to serve on the nine member Des Moines Enterprise Zone Commission, and on May 18, 2009 by Roll Call 09-844, the remaining three members of the Commission were affirmed by City Council after being selected and reappointed by the first six members as required by State law; and

**WHEREAS**, a vacancy on the Commission exists due to the resignation of the International Organized Labor (“IOL”) representative; and

**WHEREAS**, Tom Hayes of Des Moines has been proposed as the IOL representative to fill the vacancy; and

**WHEREAS**, the appointee to the Commission shall serve a term of at least (2) years, and the appointee shall be eligible to reappointment by the Des Moines City Council.

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**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa that:

1. The recommended appointee to the Des Moines Enterprise Zone Commission is hereby appointed pursuant to Iowa Code § 15E.195 (2).
2. The term of membership for the Des Moines Enterprise Zone Commission shall be for at least two (2) years, with the term to begin on the date of approval of this resolution, and each member shall be subject to reappointment by the Des Moines City Council.
3. Tom Hayes is appointed and authorized to conduct business on behalf of the Des Moines Enterprise Zone Commission in accordance with State law.
4. The City of Des Moines Office of Economic Development shall continue to serve as staff to the Commission as designated by said Commission.
5. The Office of Economic Development shall forward a copy of this resolution to the State of Iowa Department of Economic Development.

(Council Communication No. 10-490 attached)

APPROVED AS TO FORM:



Michael F. Kelley  
Assistant City Attorney

Moved by \_\_\_\_\_ to adopt.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
<u>GRIESS</u>				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor Pro Tem

**CERTIFICATE**

I, LAURA BAUMGARTNER, Deputy 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.

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