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Date..... October 9, 2006

RESOLUTION AUTHORIZING APPLICATION FOR ENTERPRISE ZONE
CERTIFICATION FOR THE HAWTHORNE PARK ENTERPRISE ZONE

WHEREAS, Iowa Code §§15E.191 through 15E.197 (the "Iowa Enterprise Zone Law") provides that counties and certain eligible cities may designate areas as enterprise zones and apply to the Iowa Department of Economic Development for enterprise zone certification in order to facilitate economic reinvestment in economically distressed areas; and,

WHEREAS, businesses (excluding retail and those whose entrance is limited by a cover charge or membership requirement) that create employment opportunities or invest in housing within a certified enterprise zone may be eligible to receive State tax incentives, which include corporate income tax credits, job training, investment, and research and development tax credits, and a refund of sales, service and use taxes paid on materials used in construction contracts; and,

WHEREAS, the 2006 amendments to the Iowa Enterprise Zone Law removed the cap on the area that can be designated as an enterprise zone by an Iowa city under the criteria set forth in Iowa Code §15E.194(2); and,

WHEREAS, the proposed Hawthorne Park Enterprise Zone contains approximately 2.06 acres located at 1005 Maury Street, and is proposed to be created for the purpose of encouraging reinvestment in and redevelopment of such land for residential use; and,

WHEREAS, the City has determined that the Hawthorne Park Enterprise Zone meets the eligibility requirements for certification under Iowa Code §15E.194(2)(a) because the per capita income is less than the maximum of \$12,648 in the applicable block group of the census tract containing the area based on the 2000 census and under §15E.194(2)(b) because the family poverty rate is greater than the minimum of 12 percent; and,

WHEREAS, it is in the best interests of the citizens of the City of Des Moines to pursue enterprise zone certification of the proposed Hawthorne Park Enterprise Zone by the Iowa Department of Economic Development; NOW THEREFORE,

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

1. The proposed Hawthorne Park Enterprise Zone is hereby designated as an Enterprise Zone pursuant to Iowa Code §15E.192(2), subject to certification by the Iowa Department of Economic Development.

(continued)

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2. The Mayor is hereby authorized to execute, where necessary, the accompanying application and any additional documents that may be required in the future to certify the Hawthorne Park Enterprise Zone, and the City Manager or his designee is hereby authorized to submit the application and to provide the necessary follow-up to pursue certification of the Hawthorne Park Enterprise Zone.
3. The Mayor and City Clerk are further authorized and directed to take all appropriate actions necessary in order to carry out the provisions of this resolution and roll call.
4. Subject to certification of the Hawthorne Park Enterprise Zone by the Iowa Department of Economic Development:
 - a) The City Clerk shall file a certified copy of this roll call and the notice of certification of the Hawthorne Park Enterprise Zone with the Polk County Assessor and the Polk County Auditor.
 - b) Eligible businesses locating or expanding in the Hawthorne Park Enterprise Zone shall be eligible for the benefits allowed within enterprise zones designated pursuant to Iowa Code §15E.192(2) and §15E.194(2).

(Council Communication No. 06- 049)

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				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				

MOTION CARRIED APPROVED

_____ Mayor

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.

_____ City Clerk