

Date..... October 27, 2008

**RESOLUTION AUTHORIZING APPLICATION FOR
ENTERPRISE ZONE CERTIFICATION FOR THE
PROPOSED SE 14th STREET ENTERPRISE ZONE**

WHEREAS, *Iowa Code* Sections 15E.191 thru 15E.197 provides that certain eligible cities and counties may designate areas as enterprise zones and apply to the State of Iowa for enterprise zone certification in order to facilitate economic reinvestment in economically distressed areas; and,

WHEREAS, businesses (excluding retail or those whose entrance is limited by a cover charge or membership requirement) that invest in housing or create employment opportunities within a certified enterprise zone may be eligible to receive certain 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 proposed SE 14th Street Enterprise Zone contains approximately 18.35 acres, is located generally at 5409-5515 SE 14th Street, and is proposed to be created for the purpose of encouraging reinvestment and redevelopment of such land; and,

WHEREAS, the City has determined that the proposed SE 14th Street Enterprise Zone meets the eligibility criteria for certification as an alternate geographic unit under *Iowa Code* Section 15E.194(2)(d) because the valuation of each class of property in the designated area is seventy five percent or less of the citywide average based on the most recent property tax valuations and under *Iowa Code* Section 15E.194(2)(e) because the area is a blighted area as defined in *Iowa Code* Section 403.19; 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 SE 14th Street Enterprise Zone by the Iowa Department of Economic Development ("IDED").

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

1. The proposed SE 14th Street Enterprise Zone is hereby designated as an Enterprise Zone pursuant to *Iowa Code* Section 15E.192 (2), subject to certification by IDED.
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 SE 14th Street Enterprise Zone, and the City Manager or his designee is hereby authorized to submit the application and to provide the necessary follow-up assistance to pursue certification of the SE 14th Street Enterprise Zone.

★ **Roll Call Number**

Agenda Item Number

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3. The Mayor and City Clerk are authorized to take all such actions necessary in order to carry out the provisions of this Roll Call.
4. Subject to certification of the SE 14th Street Enterprise Zone by IDED,
 - a. The City Clerk shall file this Roll Call and notice of the certification of the SE 14th Street Enterprise Zone with the Polk County Assessor and the Polk County Auditor.
 - b. Eligible businesses locating or expanding in the SE 14th Street Enterprise Zone shall be eligible for the benefits allowed within designated enterprise zones.

(Council Communication No. 08- **640**)

MOVED by _____ to adopt.

FORM APPROVED:

Roger K. Brown

Roger K. Brown
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
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.

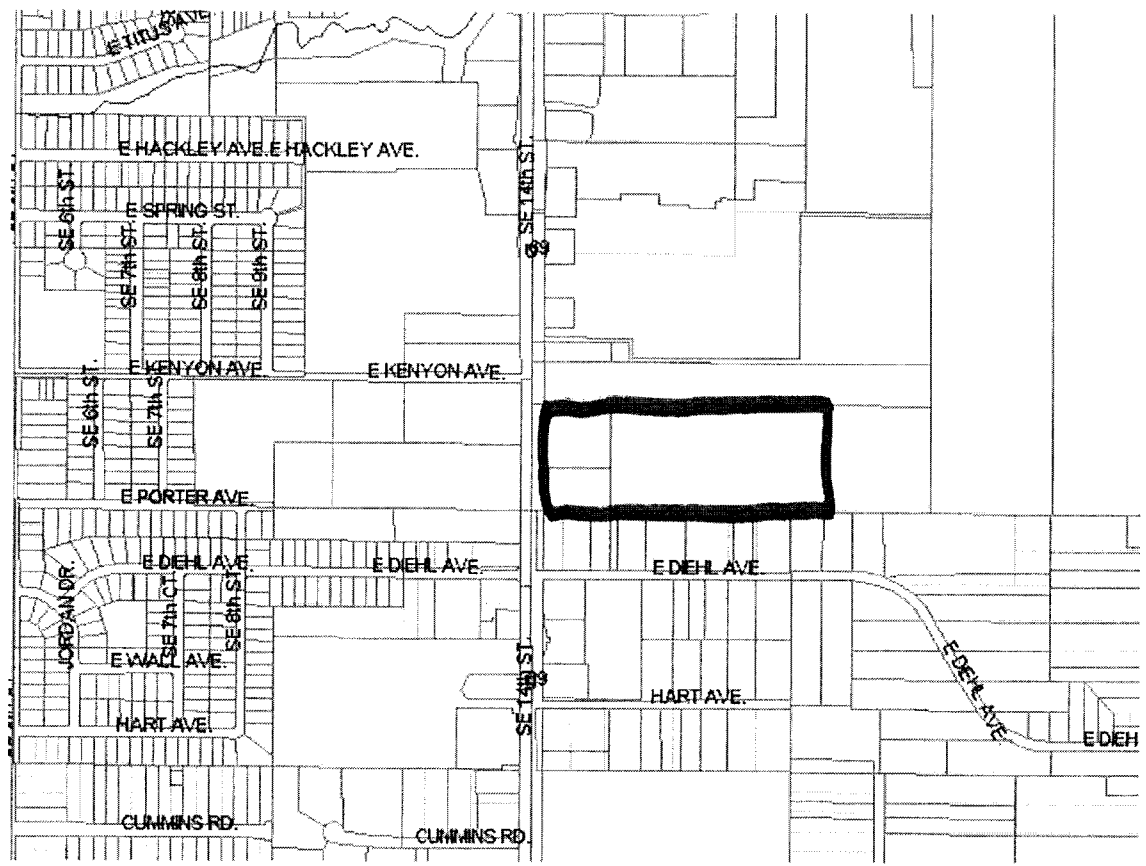
City Clerk

PROPOSED SE 14TH STREET ENTERPRISE ZONE

Lot 5 (except the North 10 acres and except the south 4.5 feet thereof that adjoins Lot 6 and the West 30.0 feet of Lot 7, Capitol View Acres, an Official Plat) of the Official Plat of the Northwest Quarter of Section 26, Township 78 North, Range 24 West of the 5th P. M., now included in and forming a part of the City of Des Moines, Polk County, Iowa, subject to legally established highways, and

Lot 7 (except the East 10.2 feet and except the West 30.0 feet thereof), Capitol View Acres, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa;

Both together with all easements and servient estates appurtenant thereto, and subject to (a) all easements, covenants and restrictions of record, and (b) existing zoning, containing 18.35 acres, more or less.



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