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**Date** October 25, 2010

RECOMMENDING APPROVAL OF THE APPLICATION OF KEMIN INDUSTRIES, INC., TO THE IOWA DEPARTMENT OF ECONOMIC DEVELOPMENT FOR ENTERPRISE ZONE BENEFITS AND FOR A FORGIVABLE LOAN TO ASSIST IN THE EXPANSION OF ITS CORPORATE HEADQUARTERS IN THE DES MOINES AGRIBUSINESS ENTERPRISE ZONE

WHEREAS, Kemin Industries, Inc. (hereinafter "Kemin"), is requesting approval of an application for enterprise zone benefits for a planned expansion of its operations in the Agribusiness Enterprise Zone; and

WHEREAS, Kemin is proposing to invest approximately \$27.6 million in qualifying investments to expand its facilities at 2100 Maury and intends to create 67 qualifying new jobs within the next five years and retain 349 jobs within the City of Des Moines; and

WHEREAS, on September 14, 1998 by Roll Call No. 98-2839, the Des Moines City Council established the nine-member Des Moines Enterprise Zone Commission ("Commission"), and on July 21, 1997, by Roll Call No. 97-2586, the City Council designated the Agribusiness Enterprise Zone, which the State of Iowa subsequently certified, all pursuant to Iowa Code sections 15E.191-96 (2001); and

WHEREAS, the Commission's authority is independent of the Council, and the Commission is required to review applications primarily for State tax incentives from qualified businesses or housing providers located within or requesting to locate within or develop housing within an enterprise zone in order to encourage new development, and to forward its recommendation to Iowa Department of Economic Development; and

WHEREAS, on January 28, 1999, the Commission adopted a requirement that as part of the application process for benefits in any Enterprise Zone located in Des Moines, businesses and developers must meet with the appropriate neighborhood group to obtain a recommendation on the project; and

WHEREAS, Kemin will meet with the Good Neighbor Task Force which operates as the neighborhood group to review projects in the Agribusiness Enterprise Zone, prior to the Commission's consideration of this application; and,

WHEREAS, Kemin's application appears to meet all of the requirements for enterprise zone benefits as described in the accompanying Council Communication; and

WHEREAS, Kemin has requested that the City Council recommend approval its application for enterprise zone benefits to the Des Moines Enterprise Zone Commission as well as to the Iowa Department of Economic Development (hereinafter "IDED") which administers the State of Iowa Enterprise Zone Program; and,

WHEREAS, Kemin has further requested that the City Council support its application to IDED for a forgivable economic development loan in an amount of up to \$1 million; NOW THEREFORE,

( continued )

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Date October 25, 2010

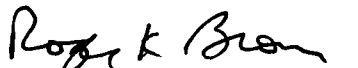
BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. The accompanying Council Communication describing how Kemin Industries, Inc.'s application meets the requirements for enterprise zone benefits is hereby accepted and approved.
2. Kemin's application for enterprise zone benefits is recommended for approval to the Des Moines Enterprise Zone Commission and to the Iowa Department of Economic Development.
3. Kemin's application to IDED for a forgivable loan in an amount up to \$1 million is hereby recommended for approval by IDED.
4. The Office of Economic Development is directed to transmit a copy of this Resolution and Roll Call to the Commission and to the Iowa Department of Economic Development and is directed to conduct project compliance monitoring.
5. Upon approval of the application by the Iowa Department of Economic Development, the Mayor is authorized to execute and the City Clerk is directed to attest to his signature on any documents approved by the City Legal Department and necessary for Kemin Industries, Inc. to receive enterprise zone benefits.

( Council Communication No. 10- **636** )

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:



Roger K. Brown  
 Assistant City Attorney  
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
<b>TOTAL</b>				
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