



Date December 9, 2013

RESOLUTION CALLING SPECIAL ELECTION TO FILL THE VACANT OFFICE OF WARD IV CITY COUNCIL MEMBER OF THE CITY OF DES MOINES

WHEREAS, Brian Meyers took office as a State Representative and resigned his position as Ward IV Council Member of the City of Des Moines, Iowa effective October 31, 2013, and such action created a vacancy in the position which he formerly held; and

WHEREAS, in accordance with Iowa Code Section 372.13, the remaining members of the City Council exercised the option to fill the office by appointment and at a special meeting held on this date appointed \_\_\_\_\_ to said office; and

WHEREAS, in accordance with Iowa Code Section 372.13, the appointment shall be for the period until the next pending election as defined in Iowa Code Section 69.12, which includes any public question to be decided by the voters of the City of Des Moines; and

WHEREAS, by separate resolution of this date, the City Council called a special election on the public measure to consider approval of an ordinance amending the electric energy and gas franchises granted to MidAmerican Energy Company relating to a temporary increase to the franchise fee to be used solely toward payment of the Kragnes v. City of Des Moines judgment, to be held on March 4, 2014; and

WHEREAS, as a result of such pending election, a special election must be held on the March 4, 2014 pending election date to fill the vacant position of Ward IV Council Member permanently for the remaining balance of the unexpired term.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that a special election is hereby called to permanently fill the vacant position of Ward IV Council Member for the City of Des Moines, to be held on March 4, 2014.

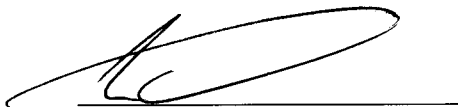
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BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to promptly certify this Roll Call and give formal notification of the adoption of this resolution to the Polk County Commissioner of Elections.

APPROVED AS TO FORM:

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



Lawrence R. McDowell  
Deputy City Attorney

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| COUNCIL ACTION | YEAS | NAYS | PASS     | ABSENT |
|----------------|------|------|----------|--------|
| COWNIE         |      |      |          |        |
| COLEMAN        |      |      |          |        |
| GRIESS         |      |      |          |        |
| HENSLEY        |      |      |          |        |
| MAHAFFEY       |      |      |          |        |
| MOORE          |      |      |          |        |
| 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