

Date May 18, 2009

**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 shall 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

**WHEREAS**, the remaining three members of the Commission shall be selected and reappointed by the first six members as required by State law; and on May 5, 2009, the Des Moines Enterprise Zone Commission selected three additional members to serve on the Commission; and

**WHEREAS**, the appointments of the Enterprise Zone Commission shall be affirmed as follows:

Affiliation

Appointee

Representative of the City of Pleasant Hill  
Representative of the Federal Enterprise Community  
At Large Representative

Mark Ackelson  
Greg Mace  
Kaye Lozier

**WHEREAS**, each of the appointees to the Commission shall serve a term of at least three (3) years, with the representatives of the City of Pleasant Hill, Federal Enterprise Community and City of Pleasant Hill to serve two year terms to stagger the appointments, with each appointee subject to reappointment by the Des Moines City Council.

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

1. The Des Moines Enterprise Zone Commission is hereby reappointed pursuant to Iowa Code § 15E.195 (2).
2. The term of membership for the Des Moines Enterprise Zone Commission shall be for at least three (3) years, or as otherwise determined by the Des Moines City Council, 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. Mark Ackelson, Greg Mace and Kaye Lozier are appointed and authorized to conduct business on

★ Roll Call Number  
09- 844

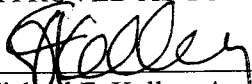
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- behalf of the Des Moines Enterprise Zone Commission in accordance with State law.
4. The City of Des Moines Office of Economic Development shall continue to serve as staff to the Commission as designated by said Commission.
  5. The Office of Economic Development shall forward a copy of this resolution to the State of Iowa Department of Economic Development.

(Council Communication No. 09-323 attached)

APPROVED AS TO FORM:

  
Michael F. Kelley, Assistant City Attorney

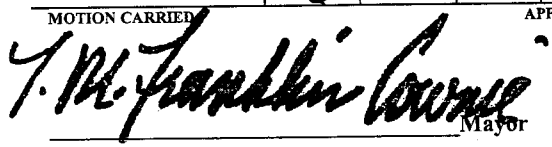
Moved by Kiernan to adopt.

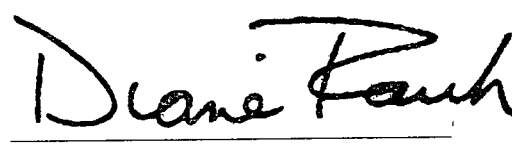
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	6			1

**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.

  
T. M. Franklin Course  
Mayor

  
Diane Rauh  
City Clerk