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Date August 14, 2006  
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**RESOLUTION OF INTENT TO FILL THE VACANT OFFICE OF CITY COUNCIL  
MEMBER WARD IV OF THE CITY OF DES MOINES BY SPECIAL ELECTION**

WHEREAS, Archie Brooks, City Council Member Ward IV, resigned his position effective August 8, 2006, and such action created a vacancy in the position which he formerly held as City Council Member Ward IV; and

WHEREAS, under §372.13, Code of Iowa, the remaining members of the Des Moines City Council have the option to either call for a special election to fill the remainder of the term, or to appoint a qualified person to fill the vacancy until the next pending election, subject to the right of the public to file a petition with the City Clerk requesting a special election to fill the vacancy; and

WHEREAS, the members of the Des Moines City Council wish to call a special election to fill the vacant position of City Council Member Ward IV; and

WHEREAS, §372.13(b), Code of Iowa, requires that, the City must give the county commissioner of elections at least sixty days written notice of the date chosen for the special election, and that the special election shall be called at the earliest practicable date; and

WHEREAS, Iowa Code, §376.4 requires that candidate petitions be filed not more than eighty-five days nor less than sixty-eight days before the date of the special election.

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

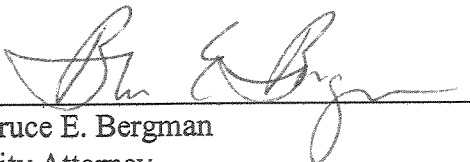
1. That the City Council of the City of Des Moines hereby calls for a special election to fill the vacant position of City Council Member Ward IV, of Des Moines, Iowa, to be held on January 9, 2007.

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2. That the City Clerk is hereby authorized and directed to certify this Roll Call and formally notify the Polk County Commissioner of Elections.

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

APPROVED AS TO FORM:

  
 \_\_\_\_\_  
 Bruce E. Bergman  
 City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

**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.

\_\_\_\_\_ Mayor

\_\_\_\_\_ City Clerk