

Date October 21, 2013

**APPROVING VOLUNTARY CLOSING AGREEMENT
WITH THE COMMISSIONER OF INTERNAL REVENUE**

WHEREAS, by Roll Call No. 09-1002 of June 8, 2009, the City Council approved the issuance of \$19,605,000 General Obligation Bonds, Series 2009E (Taxable Build America Bonds); and

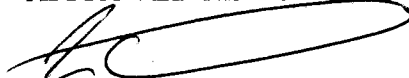
WHEREAS, the Internal Revenue Service has determined that the bonds were issued with a premium in excess of the de minimus amount permitted under the Internal Revenue Code; and

WHEREAS, it is acknowledged that the City reasonably expected to comply with the terms of the Internal Revenue Code and the City and the Commissioner of Internal Revenue desire to resolve the issue.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the voluntary Closing Agreement on Final Determination Covering Specific Matters between the City and the Commissioner of Internal Revenue, including such revisions as may be approved by the Legal Department, is hereby approved and the Mayor is hereby authorized and directed to sign such Agreement on behalf of the City.

Moved by _____ to adopt.

APPROVED AS TO FORM:



Lawrence R. McDowell
Deputy City Attorney

(Council Communication No. 13-528)

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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