



Date December 20, 2021

RECOMMENDATION FROM COUNCILMEMBER GRAY FOR APPOINTMENT OF TOM DESIO TO THE ZONING BOARD OF ADJUSTMENT

WHEREAS, Seat 4 on the Zoning Board of Adjustment has remained vacant since April 1, 2021; and,

WHEREAS, the Zoning Board of Adjustment currently has four male members and two female members, having just had a third female member step down; and

WHEREAS, the gender balance requirement imposed by Iowa Code § 69.16A, prohibits the appointment of another male to the Zoning Board of Adjustment at the present time unless the City “has made a good faith effort to appoint a qualified person [of the required gender] for a period of three months but has been unable to make a compliant appointment”; and,

WHEREAS, Council Member Gray is responsible for nominating a candidate for appointment to the vacant Seat 4 on the Zoning Board of Adjustment, and has nominated Tom DeSio, who resides at 4400 Bel-Aire Rd Des Moines, IA 50310 for appointment to that seat.

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

1. The City Council hereby makes the following findings of fact:
 - a) A good faith effort has been made for more than three months to appoint a qualified female to fill the vacancy in Seat 4 on the Zoning Board of Adjustment in compliance with the gender balance requirements by Iowa Code § 69.16A, but the City Council has been unable to make a compliant appointment.
 - b) Tom DeSio is highly qualified by training and experience for appointment to the vacant seat.
2. The City Council hereby approves the appointment of Tom DeSio to Seat 4 on the Zoning Board of Adjustment for the five-year term that commenced on April 1, 2021 and expires on April 1, 2026.



Roll Call Number


Agenda Item Number

19

Date

MOVED BY _____ to adopt.

FORM APPROVED:



Judy K. Parks-Kruse
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

CERTIFICATE

I, P. Kay Cmelik, 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