



# Council Communication

Office of the City Manager

Date

August 25, 2008

Agenda Item No. 32

Roll Call No. 08-

Communication No. 08-506

Submitted by: William G. Stowe, Assistant City  
Manager/Public Works/Engineering

## AGENDA HEADING:

Authorization for City Manager to Execute Hold Harmless Agreements with Host Sites for Neighborhood SCRUBs.

## SYNOPSIS:

Recommend approval of hold harmless agreements permitting the use of private property and/or non-City-owned properties for the operation of a SCRUB. If approved this action would give Council authorization for the City Manager to indemnify and hold harmless the site owner for claims arising out of the use of the site for a SCRUB. The City of Des Moines' SCRUB (Spring Cleanup to Reduce Urban Blight) sites are established in cooperation with designated neighborhoods.

## FISCAL IMPACT: NONE

Amount: N/A

Funding Source: N/A

## ADDITIONAL INFORMATION:

The Public Works Department provides oversight for the City's SCRUB Program. Sites used in the program are selected in cooperation with designated neighborhood leaders for the convenience of those residents. Private property and/or non-City-owned property is periodically used in the SCRUB Program. Site owners of some of those properties have requested a hold harmless agreement indemnifying them for claims arising out of the SCRUB Program.

On April 14, 2008, by Roll Call No. 08-628, the City Council approved a hold harmless agreement with Jann Realty for the use of its site for the Southwestern Hills and Downtown Des Moines Neighborhood SCRUB. Authorization is requested for the City Manager to approve future hold harmless agreements for Jann Realty and others to reduce reliance on the City Council to approve each individual hold harmless arrangement.

The SCRUB Program is an enhanced City service specifically for Des Moines designated neighborhoods, and for the most part, serves areas included in the Neighborhood Revitalization Program.

## PREVIOUS COUNCIL ACTION(S):

Date: April 14, 2008

Roll Call Number: 08-628

Action: Approving Hold Harmless Agreement with Jann Realty for use of parking lot at 1901 Bell Avenue for the Southwestern Hills and Downtown Des Moines Neighborhood SCRUB Program. Moved by Hensley to adopt. Motion Carried 4-3.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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