



Date April 7, 2008

SET HEARING FOR APPROVAL OF PROPOSED LEASE OF CITY-OWNED PROPERTY IN THE VICINITY OF 600 HOLCOMB AVENUE TO CONSOLIDATED SUPPLY COMPANY OF DES MOINES FOR \$250.00

WHEREAS, the City of Des Moines owns real property in the vicinity of 6th Avenue and Holcomb Avenue ("Property"), more particularly described below:

Lot 163, Block 6, in HOME PARK ADDITION, an Official Plat, now included in and forming a part of the City of Des Moines, Iowa

which Property has been leased by the City to Consolidated Supply Company of Des Moines ("Consolidated Supply") since 1996; and

WHEREAS, on January 27, 2003, by Roll Call Number 03-218, City Council approved a five (5) year lease agreement with Consolidated Supply, commencing retroactively on March 19, 2001 and ending on March 18, 2006, with lease terms requiring that Consolidated Supply provides additional consideration in the form of maintenance of the Property and of adjacent City-owned Property; and

WHEREAS, Consolidated Supply has continued to maintain the Property and the adjacent City-owned property since the expiration of the previous lease agreement on March 18, 2006; and

WHEREAS, Consolidated Supply Company of Des Moines wishes to enter into a Lease Agreement for another five (5) year term, retroactive to April 1, 2006 and ending on March 31, 2011; and

WHEREAS, the City of Des Moines has no immediate or short term municipal purpose or use for the Property, and it is in the best interest of the City to enter into the Lease Agreement with Consolidated Supply, which Lease Agreement can be terminated by either party with 60 days notice and is on file in the office of the City Clerk.

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

1. That the City Council proposes to lease the above-described Property to Consolidated Supply Company of Des Moines for a five (5) year term, commencing retroactively to April 1, 2006 and ending on March 31, 2011, subject to termination by either party with 60 days written notice, for the annual consideration of Fifty dollars (\$50.00) and certain other conditions and additional consideration.

Handwritten signature
4.8.08
4/8/08
DESCRIPTION REVIEWED

Date April 7, 2008

2. That the meeting of the City Council at which the adoption of the lease of such real estate is to be considered shall be on April 21, 2008, said meeting to be held at 5:00 p.m., in the Council Chamber.
3. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached all in accordance with §362.3 of the Iowa Code.

(Council Communication 08-)

Moved by _____ to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
 Glenna K. Frank
 Assistant City Attorney

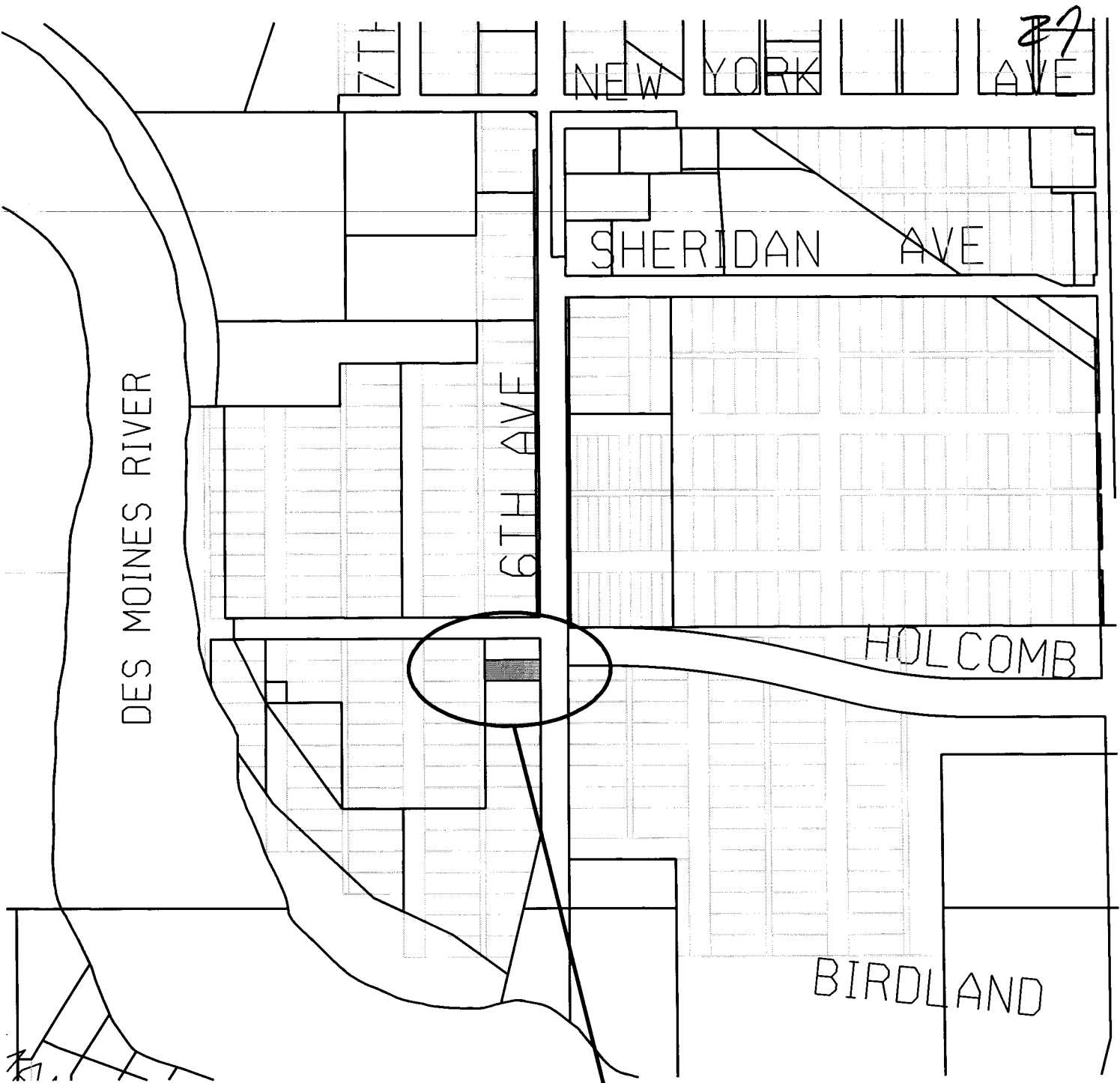
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED		APPROVED		
_____ Mayor				

CERTIFICATE

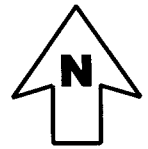
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk



PROJECT LOCATION



LEASE AGREEMENT
WITH CONSOLIDATED
SUPPLY COMPANY
35-2008-003