

Date April 23, 2007

TERMINATION OF LEASE AGREEMENT WITH SOUTH DES MOINES LITTLE LEAGUE FOR PORTON OF IRVING STONE PARK

WHEREAS, on October 17, 1988, by Roll Call No. 88-4690, the City Council approved a Lease Agreement with the South Des Moines Little League ("SDMLL") for lease of a portion of Irving Stone Park East for the purpose of youth baseball or softball play and other related purposes for a term until February 28, 2010; and

WHEREAS, on April 9, 2007, by Roll Call No. 07-689, the City Council approved a Lease Agreement with SDMLL for use of James W. Cownie Baseball Park; and

WHEREAS, the South Des Moines Little League desires to use the ball fields newly constructed at Cownie Baseball fields and no longer needs to use the fields at Irving Stone Park; and

WHEREAS, the SDMLL desires to terminate the Irving Stone Park Lease prior to the end of its term.

WHEREAS, an amendment to the Lease Agreement has been negotiated, a copy of which is on file in the City Clerk's Office, in which the termination date is changed to March 14, 2007..

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the above described Amendment to South Des Moines Little League Stone Park/Girls Softball Lease Agreement between South Des Moines Little League and the City of Des Moines, which is on file with the City Clerk's Office, be and is hereby approved and the Mayor is authorized and directed to sign said Amendment and the City Clerk is authorized and directed to attest to the Mayor's signature.

(Council Communication 07-237)

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato, 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