

Date August 24, 2009

RESOLUTION APPROVING SIDEWALK CAFE LEASE WITH I-80 SPAGHETTI WORKS CORP. AT 310 COURT AVENUE

WHEREAS, the City has received an application from Shelly Stokes, President, I-80 Spaghetti Works Corp. for the re-approval of a Sidewalk Cafe Lease for a portion of the sidewalk adjoining Spaghetti Works Restaurant at 310 Court Avenue; and,

WHEREAS, the right-of-way adjoining Spaghetti Works Restaurant has been previously vacated on June 27, 1988 by ordinance 11,194 and the City Council's most recent approval of the lease of the property occurred on May 23, 2005 by Roll Call 05-1293; and,

WHEREAS, Shelly Stokes, President, on behalf of I-80 Spaghetti Works Corp., has signed a Sidewalk Cafe Lease for a portion of the sidewalk adjoining Spaghetti Works Restaurant in the approved standard form; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the lease with I-80 Spaghetti Works Corp., of a portion of the sidewalk adjoining Spaghetti Works Restaurant at 310 Court Avenue for a sidewalk cafe is hereby approved subject to approval of the Insurance Requirements for a sidewalk café by the Risk Manager, and the Permit and Development Center Administrator is hereby authorized and directed to sign the Sidewalk Cafe Lease with I-80 Spaghetti Works Corp., in the approved standard form upon approval of insurance by the Risk Manager.

(Council Communication No. 09- 617)

MOVED by _____ to adopt.

FORM APPROVED:


 Michael F. Kelley
 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