



Roll Call Number

Agenda Item Number

26

Date May 5, 2014

APPROVAL OF TERMINATION OF PARKING LICENSE AGREEMENT BETWEEN THE CITY OF DES MOINES AND TERRUS REAL ESTATE GROUP, LLC

WHEREAS, on March 26, 2012 by Roll Call No. 12-0465, the City Council approved a Parking License Agreement with Terrus Real Estate Group, LLC ("Terrus") for use of up to 50 parking spaces during a ten-year term within the Fifth and Walnut Garage and Third and Court Avenue Garage in conjunction with the lease of office space in the 100 Court Avenue building; and

WHEREAS, as a result of changes to its business, Terrus has requested early termination of the Parking License Agreement effective June 30, 2014 pursuant to the terms set forth in the attached Council Communication.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Parking License Agreement between the City of Des Moines and Terrus Real Estate Group, LLC shall be terminated June 30, 2014 provided that Terrus makes payments and complies with the terms for such early termination set forth in the attached Council Communication.

BE IT FURTHER RESOLVED that upon termination of the Parking License Agreement, the City Manager or his designee is hereby authorized and directed to provide any necessary documentation of satisfaction and termination of the Parking License Agreement.

(Council Communication No. 14197 Attached)

APPROVED AS TO FORM:

Moved by _____ to adopt.

[Signature]

Lawrence R. McDowell Deputy City Attorney

LARRYRC\Terrus Real Estate Group - Termination of Parking License Agreement.docx

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MAHAFFEY, MOORE, and TOTAL.

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.

MOTION CARRIED APPROVED

Mayor

City Clerk