

July 28, 2014

Date.....

**RESOLUTION APPROVING PARKING GARAGE SERVICE AGREEMENT  
BETWEEN CITY AND DOWNTOWN DES MOINES  
SELF-SUPPORTED MUNICIPAL IMPROVEMENT DISTRICT**

WHEREAS, the Downtown Des Moines Self-Supported Municipal Improvement District ("SSMID District") was originally created by the City by Ordinance No. 13,579, passed February 23, 1998 pursuant to the provisions of Chapter 386, Code of Iowa (the "Act") for the purposes of undertaking of actions and the design and construction of any and all improvements authorized by the Act and the performance of administration, redevelopment and revitalization of the SSMID District as authorized by the Act for the benefit of property within the SSMID District; and

WHEREAS, on September 14, 1998, by Roll Call No. 98-2914, the City Council approved a parking garage service agreement with Downtown Partnership, Inc.; and

WHEREAS, the SSMID District was continued by the City by Ordinance No. 13,913 passed January 22, 2001, the SSMID District was continued and expanded by Ordinance No. 14,311 passed January 26, 2004, the SSMID District was again expanded by Ordinance 14,540 passed February 6, 2006, and the SSMID District was further continued by Ordinance No. 14,834 passed February 23, 2009 pursuant to the provisions of the Act; and

WHEREAS, on March 7, 2005, by Roll Call No. 05-562, and on October 12, 2009 by Roll Call No. 09-1859, the City Council approved Downtown SSMID operating agreements with the Downtown Des Moines Self-Supported Municipal Improvement District a/k/a Operation Downtown; and

WHEREAS, following the receipt of the Petition to Continue and Adjust the Boundaries of the Downtown SSMID District ("Petition"), the SSMID District was further continued until June 30, 2019 by Ordinance No. 15,218 passed September 23, 2013 pursuant to the provisions of the Act; and

WHEREAS, in accordance with the terms of the SSMID Petition, the City Council by separate roll call has approved the new Downtown SSMID Operating Agreement with Downtown Des Moines Self-Supported Municipal Improvement District to manage and undertake SSMID services, improvements and activities including implementation of the Operation Downtown project; and

WHEREAS, the annual contribution of \$32,710.00, subject to pro-rata reduction, to be paid from surplus revenues in the Parking System Revenue Enterprise fund for parking garage security and cleaning services under the Operation Downtown project clean and safe program is a reasonable and necessary expense of the Parking System; and



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WHEREAS, a new Parking Garage Service Agreement between the City and Downtown Des Moines Self-Supported Municipal Improvement District has been prepared which Agreement provides for a five year term extending to June 30, 2019 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, that the City hereby engages Downtown Des Moines Self-Supported Municipal Improvement District to provide an enhanced level of security and cleaning services for the City parking garages.

BE IT FURTHER RESOLVED that the Parking Garage Service Agreement between the City and Downtown Des Moines Self-Supported Municipal Improvement District on file in the Office of the City Clerk is hereby approved and the Mayor is authorized and directed to sign the Agreement and the City Clerk is directed to attest to the Mayor's signature.

BE IT FURTHER RESOLVED that the City Manager or his designee is authorized and directed to monitor performance and to perform all City obligations under the Parking Garage Service Agreement.

APPROVED AS TO FORM:

Moved by \_\_\_\_\_ to adopt.

Lawrence R. McDowell  
Deputy City Attorney

(Council Communication No. 14-360)

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| COUNCIL ACTION | YEAS | NAYS | PASS     | ABSENT |
|----------------|------|------|----------|--------|
| COWNIE         |      |      |          |        |
| COLEMAN        |      |      |          |        |
| GATTO          |      |      |          |        |
| GRAY           |      |      |          |        |
| HENSLEY        |      |      |          |        |
| MAHAFFEY       |      |      |          |        |
| MOORE          |      |      |          |        |
| TOTAL          |      |      |          |        |
| MOTION CARRIED |      |      | APPROVED |        |

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.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk