



Roll Call Number

Agenda Item Number

27

Date April 22, 2019

RESOLUTION TERMINATING BOTH THE 28E AGREEMENT BETWEEN THE CITY OF DES MOINES AND THE CORPORATION FOR ECONOMIC DEVELOPMENT IN DES MOINES AND THE AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CORPORATION FOR ECONOMIC DEVELOPMENT IN DES MOINES AND CITY OF DES MOINES, IOWA

WHEREAS, on June 14, 2010 by Roll Call number 10-929, the City Council approved a 28E Agreement Between the City of Des Moines and the Corporation for Economic Development in Des Moines (the "28E Agreement"), which provided that the Corporation for Economic Development in Des Moines ("CED") would act as an agent for the City and an Agreement for Professional Services by the Corporation for Economic Development in Des Moines (the "Services Agreement") under which the City agreed to provide professional services to CED in order to assist it in meeting its obligations under the 28E Agreement; and,

WHEREAS, the City Council has decided to cease having CED act as agent in that capacity and as a result, to terminate the 28E Agreement and the Services Agreement pursuant to section 1 of the 28E Agreement and section 8 of the Services Agreement, both effective June 30, 2019.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the 28E Agreement and the Services Agreement are terminated effective June 30, 2019 and further that the City Manager provide Notice of Termination to CED in the form attached to this Resolution in a timely and proper manner to cause that termination to take effect.

(Council Communication No. 19-172)

Moved by _____ to adopt.

Form Approved:

[Signature]

Thomas G. Fisher Jr., Assistant City Attorney

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.

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL.

MOTION CARRIED APPROVED

Mayor

City Clerk