

★ Roll Call Number

11-0260

Agenda Item Number

76

Date February 14, 2011

APPROVAL OF TERMINATION OF LEASE AND MANAGEMENT AGREEMENT BETWEEN THE CITY OF DES MOINES AND BOYS AND GIRLS CLUB OF CENTRAL IOWA FOR LOGAN COMMUNITY CENTER

WHEREAS, the City of Des Moines owns the Logan Community Center located at 1740 East Garfield Avenue for use as a community center; and

WHEREAS, on January 12, 2004, by Roll Call No. 04-097, the City Council approved a Lease and Management Agreement between the City of Des Moines and Boys and Girls Club of Central Iowa ("BGCCI") for the lease of 18,840 square feet of space at Logan Community Center and for BGCCI to manage the Center and provide recreational programs and services to the citizens of Des Moines at the Center, with a term ending on June 30, 2028; and

WHEREAS, the BGCCI desires to cease operating programming at the Logan Community Center due to loss of daily attendance and increased operational and maintenance expenses; and

WHEREAS, a Termination of Lease and Management Agreement has been prepared which provides that the Lease and Management Agreement will terminate on February 28, 2011, a copy of which is on file in the City Clerk's Office; and

WHEREAS, the Board of BGCCI has executed such Termination of Lease and Management Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

- 1. The above described Termination of Lease and Management Agreement, which is on file with the City Clerk's office, is hereby approved and the Mayor is authorized and directed to execute such agreement on behalf of the City and the City Clerk is directed to attest to the Mayor's signature.
2. That the City Clerk is authorized and directed to forward the original of the Termination of Lease and Management Agreement, together with a certified copy of this resolution, to the Assistant to the Director, Park and Recreation Department, for the purpose of causing said documents to be recorded in the Polk County Recorder's Office.
3. Upon receipt of the recorded documents back from the Polk County Recorder, said Assistant to the Director shall file the original of the Termination of Lease and Management Agreement and send copies to the City Clerk and the Boys and Girls Club of Central Iowa.

(Council Communication No. 11-072)

Moved by Mahaffey to adopt; refer to the City Manager to consider options for use of the building.

APPROVED AS TO FORM:

Ann DiDonato, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL (7 yeas).

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 signature: T. M. Franklin

City Clerk signature: Diane Rauh