

Date: November 7, 2011

RESOLUTION APPROVING THE NEGOTIATED SETTLEMENT AGREEMENT BETWEEN THE CITY OF DES MOINES AND COURT SIDE ENTERTAINMENT, INC.

WHEREAS, On October 10, 2011 the City of Des Moines filed a complaint against Court Side Entertainment, Inc. d/b/a Court Side Entertainment with the Alcoholic Beverages Division of the Iowa Department of Commerce for an emergency suspension for activities endangering the public health, safety, and welfare on Court Side's property located at 1014 E. 14th Street; and

WHEREAS, the City and Court Side Entertainment, through counsel, have negotiated the attached settlement agreement subject to Council approval and then approval of the State Alcoholic Beverages Division administrator; and

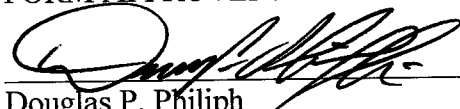
WHEREAS, approval of the negotiated settlement agreement is in the best interest of the City of Des Moines;

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

The attached negotiated settlement agreement is hereby approved and the legal department is authorized to execute and file the agreement with the Iowa Department of Commerce Alcoholic Beverages Division for approval by its administrator.

MOVED BY Griess TO ADOPT.


FORM APPROVED:


Douglas P. Philip
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE		✓		
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY		✓		
MEYER		✓		
MOORE	✓			
TOTAL	4	3		

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