

★ Roll Call Number

13-0123

Agenda Item Number

27

Date January 28, 2013

APPROVAL OF DRAKE UNIVERSITY LEASE AGREEMENT FOR THE USE OF THE ROGER KNAPP TENNIS CENTER

WHEREAS, the City of Des Moines Wellness Committee is offering to City employees and their immediate family members the opportunity to participate in an indoor tennis league at the Drake University Roger Knapp Tennis Center, which program is being administered by the City's Park and Recreation Department; and

WHEREAS, Drake University has presented a lease agreement whereby the City will have use of the Roger Knapp Tennis Center for \$100 per date for one night per week for a period of up to ten weeks beginning February 12, 2013; and

WHEREAS, the lease agreement includes, among other provisions, the requirement that the City of Des Moines as lessee indemnify and protect Drake University from costs or damages resulting from the City's use of the leased property, and the requirement that the City will pay Drake University for any damage to the leased premises, equipment, or other Drake University property caused by City employees relating directly to the lease.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Drake University Lease Agreement, described above and on file in the City Clerk's Office, is hereby approved and the Mayor is directed and authorized to sign the lease agreement on behalf of the City.

BE IT FURTHER RESOLVED that the City's Wellness Committee and Park and Recreation Department Director or designee(s) are directed to administer the Lease Agreement, and the City's Finance Department is directed and authorized to make payment in accordance with the terms of the Lease Agreement as requested by the Wellness Committee and/or Park and Recreation Department.

(Council Communication No. 13-031)

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk