

★ Roll Call Number

13-1337

August 26, 2013

Agenda Item Number

30

Date

APPROVING FACILITY USE AGREEMENT FOR GRAY'S LAKE PARK, MEREDITH, KRUIDENIER AND SOUTHWEST CONNECTOR TRAILS, FOR 2013 HY-VEE TRIATHLON

WHEREAS, the City of Des Moines is the owner of Gray's Lake Park and the Meredith, Kruidenier and Southwest Connector Multi-Use Recreational Trails ("Trails"); and

WHEREAS, Hy-Vee is hosting the 5150 Triathlon Series in the Greater Des Moines area on August 31 and September 1, 2013 ("the 2013 Hy-Vee Triathlon"); and

WHEREAS, Hy-Vee desires to stage the Age Group (September 1) and Iron Kids (August 31) swim, bike and run events within Gray's Lake Park and to use a portion of the Meredith, Kruidenier and Southwest Connector Trails for the run event, and to use the former railway right-of-way south of the Southwest Connector Trail for parking; and

WHEREAS, staff from the City Manager's Office and the Park and Recreation Department have negotiated a Facility Use Agreement with Hy-Vee to allow use of the above described City park and recreational facilities to allow Hy-Vee to stage the 2013 Hy-Vee Triathlon, a copy of which is on file in the City Clerk's Office; and

WHEREAS, the City Council recognizes that such use of the above described facilities will be beneficial to the citizens of the City of Des Moines.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Facility Use Agreement, a copy of which is on file in 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 City Clerk is directed to attest to his signature

Moved by MahaFFEY to adopt.

APPROVED AS TO FORM:

Ann DiDonato  
Ann DiDonato, Assistant City Attorney

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

MOTION CARRIED

APPROVED

T. M. Franklin 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.

Diane Rauh City Clerk