

★ Roll Call Number

15-0579

Agenda Item Number

19

Date April 6, 2015

RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION TO AUTHORIZE A LEASE AGREEMENT FOR THE RENTAL OF FIVE SWIMMING POOL LIQUID CHLORINE SYSTEMS FOR A THREE (3) YEAR PERIOD IN AN AMOUNT NOT TO EXCEED \$10,000 ANNUALLY AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that the City of Des Moines, Iowa, should enter into a lease agreement for the rental of five liquid chlorine systems to be used at five municipal swimming pools for a period of up to three years at an annual amount not to exceed \$10,000 (the "lease agreement") as authorized by Sections 364.4 and 384.25 of the Code of Iowa; and

WHEREAS, the lease agreement shall be payable solely and only out of the General Fund of the City of Des Moines, Gool PK201261; and

WHEREAS, the term of the proposed lease agreement will not exceed the economic life of the property to be leased; and

WHEREAS, before a lease may be authorized, it is necessary to comply with the provisions of the Code of Iowa, and to publish a notice of the proposal and of the time and place of the meeting at which the City Council proposes to take action for the authorization of the lease agreement and to receive oral and/or written objections from any resident or property owner of said City to such action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

Section 1. That the City Council meet in the Council Chamber, City Hall, Des Moines, Iowa, at 5:00 o'clock P.M., on the 20th day of April, 2015, for the purpose of taking action on the matter of the authorization of a lease agreement for the rental of five liquid chlorine systems to be used at five municipal swimming pools for a period of up to three years at an annual amount not to exceed \$10,000, to be installed at the municipal swimming pools of: Ashworth Memorial Swimming Pool, Birdland Swimming Pool, Nahas Family Aquatic Center, Northwest Family Aquatic Center, and Teachout Family Aquatic Center.

Section 2. That the Clerk is hereby directed to cause a publication to be made of a notice of said meeting in a legal newspaper, printed wholly in the English language, not less than four clear days nor more than twenty days before the date of said public meeting on the authorization of said lease agreement.

Section 3. The notice of the proposed action to authorize said lease agreement shall be in substantially the following form:

NOTICE OF MEETING OF THE COUNCIL OF THE CITY OF DES MOINES, IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LEASE AGREEMENT FOR THE PURPOSE OF LEASING OF FIVE SWIMMING POOL LIQUID CHLORINE SYSTEMS FOR UP TO THREE YEARS, IN THE PRINCIPAL AMOUNT OF UP TO \$10,000 ANNUALLY (TOTAL RENTAL AMOUNT OF UP TO \$30,000 FOR THREE YEARS) AND THE PUBLIC HEARING ON THE AUTHORIZATION THEREOF.

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PUBLIC NOTICE is hereby given that the City Council of the City of Des Moines, Iowa, will hold a public hearing on the 20th day of April, 2015 at 5:00 o'clock P.M., in the Council Chambers, City Hall, Des Moines, Iowa, to take additional action for the authorization of a lease agreement in the principal amount of not to exceed \$10,000 annually for three years, to pay the costs of renting five pool liquid chlorine systems to be installed at the municipal swimming pools of: Ashworth Memorial Swimming Pool, Birdland Swimming Pool, Nahas Family Aquatic Center, Northwest Family Aquatic Center, and Teachout Family Aquatic Center. The lease agreement will be payable from the General Fund of the City.

At the above meeting the City Council shall receive oral or written objections from any resident or property owner of said City to the above action. After all objections have been received and considered, the City Council will at this meeting or at any adjournment thereof, take additional action for the authorization of said lease agreement or will abandon the proposal.

This notice is given by order of the City Council of Des Moines, Iowa, as provided in Sections 364.4 and 384.25 of the Code of Iowa, as amended.

Dated this 6th day of April, 2015.

Published in the Des Moines Register on April 9, 2015.

(End of Notice)

Moved by: Mahaffey to adopt.

(Council Communication No. 15- 184)

APPROVED AS TO FORM:

Ann DiDonato
 Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

Chilton L. Hensley
 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 Fauh

City Clerk