



Roll Call Number

20. 21. 59

Agenda Item Number

55 I

Date December 21, 2020

**RESOLUTION WITH RESPECT TO PUBLIC HEARING ON THE AUTHORIZATION OF A SHORT-TERM LEASE WITH U.S.S. HUSMANN, L.L.C. FOR THE RENTAL OF WAREHOUSE SPACE AT 301 SE 8<sup>TH</sup> STREET FOR TEMPORARY USE BY THE PUBLIC WORKS DEPARTMENT**

WHEREAS, pursuant to Sections 364.4 and 384.25 of the Iowa Code, notice of the hearing on the proposed authorization of a Lease Agreement between the City of Des Moines, Iowa, and U.S.S. HUSMANN, L.L.C. for the rental of 301 SE 8<sup>th</sup> Street for temporary use by the Public Works Department, said lease to be for an approximately twenty one (21) month period, and said lease calls for total payments in the estimated amount of \$194,966.80, including the City's estimated proportionate share of utilities and building expenses, and of the proposed action by the City Council to initiate proceedings for the authorization of said Lease Agreement for the above purposes, has been duly published and provided by law; and

WHEREAS, the public meeting and hearing has been duly held at the time and place provided and in accordance with said notice, and given Mayor Cownie's March 17, 2020 Proclamation, as amended prohibiting indoor gatherings of ten or more persons on public property, Section One of the Governor's June 25, 2020 Proclamation strongly encouraging vulnerable Iowans to limit participation in gatherings of any size and any purpose during the COVID19 outbreak and the City Manager's decision to delay the opening of City buildings to the public due to the recent upwards spikes of positive COVID-19 cases and hospitalizations in Polk County and the need to maintain safety; it is impossible and impractical to have physical public access to the meeting location, but the meeting was conducted electronically with electronic and telephonic public access to the meeting location; and

WHEREAS, oral or written objections were received and filed.

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

That the time for receiving oral and written objections be closed and the proposal for the authorization of said lease and all objections thereto be taken under consideration by the City Council.

★ Roll Call Number

20-2159

Agenda Item Number

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Date December 21, 2020

(Council Communication No. 20-548)

Moved by Gatto to adopt.

APPROVED AS TO FORM:

*Lisa A. Wieland*

Lisa A. Wieland, Assistant City Attorney

| COUNCIL ACTION                        | YEAS     | NAYS | PASS | ABSENT |
|---------------------------------------|----------|------|------|--------|
| COWNIE                                | ✓        |      |      |        |
| BOESEN                                | ✓        |      |      |        |
| GATTO                                 | ✓        |      |      |        |
| GRAY                                  | ✓        |      |      |        |
| MANDELBAUM                            | ✓        |      |      |        |
| VOSS                                  | ✓        |      |      |        |
| WESTERGAARD                           | ✓        |      |      |        |
| TOTAL                                 | 7        |      |      |        |
| MOTION CARRIED                        | APPROVED |      |      |        |
| <i>J. M. Franklin Cownie</i><br>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