



Roll Call Number

22-0061

Agenda Item Number

44(A)

Date January 10, 2022

RESOLUTION WITH RESPECT TO PUBLIC HEARING ON THE AUTHORIZATION OF A LEASE WITH EMPLOYERS MUTUAL CASUALTY COMPANY FOR THE LEASE OF REAL ESTATE AND PARK IMPROVEMENTS AT 701 WALNUT STREET FOR USE BY THE PARKS AND RECREATION DEPARTMENT AS A PUBLIC PARK

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 Employers Mutual Casualty Company for the lease of real estate and certain park improvements located at 701 Walnut Street, for use by the Parks and Recreation Department as a public park, said lease to be for an initial period of 10 years, and said lease calls for total payments in the estimated amount of \$390,650, including the City's cost for maintenance and repairs expenses, for the initial ten year term and \$250,000 for maintenance and repair costs for 2 five-year renewals, if any, at a lease rate that is subject to approval of the City Council at the time of such renewals, 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

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.

(Council Communication No. 22-003)

Moved by Mandelbaum to adopt.

APPROVED AS TO FORM:

Ann DiDonato

Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
SHEUMAKER		✓		
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6	1		

CERTIFICATE

I, P. K. Cmelik, 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.

J. M. Frankhu Council Mayor

P. K. Cmelik

City Clerk