



Roll Call Number

24-0878

Agenda Item Number

36B

Date June 17, 2024

RESOLUTION APPROVING FIRST AMENDMENT TO AGREEMENT BETWEEN THE CITY OF DES MOINES AND DOWNTOWN SELF-SUPPORTED MUNICIPAL IMPROVEMENT DISTRICT FOR PARK, OPEN SPACE, AND STREETScape MAINTENANCE OF PRINCIPAL RIVERWALK, HANSEN TRIANGLE, WESTERN GATEWAY PARK, EAST LOCUST STREETScape, AND MLK JR. PARKWAY

WHEREAS, on June 24, 2019, by Roll Call #19-1046, the City Council approved Agreement between the City Of Des Moines and Downtown Self-Supported Municipal Improvement District for Park, Open Space, and Streetscape Maintenance of Principal Riverwalk, Hansen Triangle, Western Gateway Park, East Locust Streetscape, and MLK Jr. Parkway ("Agreement"), setting forth maintenance services, obligations, and payments by the City and SSMID related to said downtown improvements; and

WHEREAS, the Agreement terminates on June 30, 2024, and the parties are currently negotiating a replacement thereto; and

WHEREAS, the City Manager recommends approval of an amendment to the Agreement to allow for an initial three-month extension thereof to September 30, 2024, and an option of a further three-month extension to December 31, 2024, to allow completion of said negotiations.

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

- 1. The First Amendment to Agreement between the City of Des Moines and Downtown Des Moines Self-Supported Municipal Improvement District for Park, Open Space, and Streetscape Maintenance of Principal Riverwalk, Hansen Triangle, Western Gateway Park, East Locust Streetscape, and MLK Jr. Parkway, is hereby approved in form on file in the office of the City Clerk.
2. The City Manager is authorized and directed to sign the First Amendment on behalf of the City, and to consider and execute an extension addendum further extending the Agreement through December 31, 2024 if needed, subject to approval as to form by the Legal Department.
3. The Parks and Recreation Department Director is directed to administer and continue negotiations on replacement of said Agreement in accordance with its terms, as amended.

(Council Communication No. 24-278)

Moved by Gatto to adopt.

APPROVED AS TO FORM:

/s/ Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

Second by Voss

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, COLEMAN, GATTO, MANDELBAUM, SIMONSON, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE

I, Laura Baumgartner, 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.

MOTION CARRIED

APPROVED

Signature of Connie Boesen, Mayor

Signature of Laura Baumgartner, City Clerk