



AGENDA ITEM FORM

SUBJECT: Raccoon Valley Little League, Inc. Extension of Agreement for the Use of Water Works Property

SUMMARY:

Historically Des Moines Water Works entered into an agreement with Raccoon Valley Little League for the use of certain sections of Water Works property. This area, known as the Raccoon Valley Little League Complex, is located south of the Raccoon River and north of Park Ave, at the western edge of Water Works Park. The total area used by Raccoon Valley Little League is 29.5 acres and the rate is \$70.00 per acre per year.

Des Moines Water Works provides for use of its property by three youth sports organizations including Little All-American Football and Soccer South Soccer Club in addition to Raccoon Valley Little League. Each of these three agreements currently has the same term and the same rate of \$70.00 per acre.

The attached agreement is a two year extension of the current agreement for the Raccoon Valley Little League through December 31, 2016, which will be a consistent ending date for the three sports organization agreements. The rate for this extension will remain the same at \$70.00 per acre per year.

FISCAL IMPACT:

The annual cash rent payment of \$2,065 will be applied to project 170-060, General Grounds Administration.

RECOMMENDED ACTION:

Authorize the CEO and General Manager to execute the Raccoon Valley Little League, Inc. Extension of Agreement for Use for a two year term to expire on December 31, 2016.

BOARD REQUIRED ACTION:

Motion to authorize the CEO and General Manager to execute the Raccoon Valley Little League, Inc. Extension of Agreement for Use for a two year term to expire on December 31, 2016

_____ / _____ Jessica Barnett (date) Supervisor of Property Management	_____ / _____ Ted Corrigan, P.E. (date) Chief Operating Officer	_____ / _____ William G. Stowe (date) CEO and General Manager
--	---	---

EXTENSION
OF
RACCOON VALLEY LITTLE LEAGUE, INC.
AGREEMENT FOR THE USE OF WATER WORKS PROPERTY

PARTIES:

The parties to this Agreement are the Board of Water Works Trustees of the City of Des Moines, Iowa (“DMWW”) and Raccoon Valley Little League, Inc. (“Raccoon Valley”).

RECITALS:

- A. DMWW is a municipal water utility established and operating in the City of Des Moines pursuant to Chapter 388 of the Iowa Code.
- B. Raccoon Valley is a youth baseball league.
- C. The parties have previously entered into an agreement titled “Agreement for the Use of Water Works Property” dated January 10, 2012 which provides for use by Raccoon Valley of certain DMWW property for a term that expires December 31, 2014 (“Agreement for Use”).
- D. The parties desire to extend the term of the Agreement for Use as provided herein.

NOW, THEREFORE, the parties agree as follows:

- 1. **EXTENSION.** The Term of the Agreement for Use is hereby extended for two additional years so that such Term shall end December 31, 2016, unless sooner terminated as provided in the Agreement for Use.
- 2. **RENT.** Raccoon Valley shall pay DMWW a rental payment equivalent to \$70.00 per acre per year for twenty nine and one half (29.5) acres, or \$2,065.00, per annum, payable in advance on April 1, 2015, and April 1 of each succeeding year.
- 3. **OTHER PROVISIONS.** All provisions of the Agreement for Use, other than expiration of the Term, shall be unaffected hereby and shall remain in full force and effect until expiration of the Term as extended hereby or termination under the provisions of the Agreement for Use, whichever first occurs.

Signed this ____ day of _____, 2014.

BOARD OF WATER WORKS TRUSTEES
OF THE CITY OF DES MOINES, IOWA

BY: _____
William G. Stowe, CEO and General Manager

RACCOON VALLEY LITTLE LEAGUE, INC.

BY: _____