

RESOLUTION 2017-07-04

A RESOLUTION OF THE DOWNTOWN INVESTMENT AUTHORITY (“DIA”) AUTHORIZING THE CHIEF EXECUTIVE OFFICER (“CEO”) TO EXECUTE SITE ACCESS, LICENSE AND RELATED AGREEMENTS (COLLECTIVELY, THE “AGREEMENTS”) FOR PURPOSES SUCH AS SHORT-TERM CONSTRUCTION STAGING AREAS, TEMPORARY STORAGE, EVENTS, AND OTHER LAWFUL PURPOSES; LIMITING THE TERM FOR SUCH AGREEMENTS TO NOT MORE THAN 180 DAYS UNLESS SPECIFICALLY AUTHORIZED BY THE DIA BOARD; REQUIRING THE AGREEMENTS TO INCLUDE A TERMINATION FOR CONVENIENCE CLAUSE; INSTRUCTING THE CEO TO OBTAIN FORM APPROVAL FROM THE OFFICE OF GENERAL COUNSEL PRIOR TO EXECUTING THE AGREEMENTS; REQUIRING APPROVAL BY THE CITY’S RISK MANAGEMENT DIVISION PRIOR TO EXECUTING THE AGREEMENTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, through the adoption of Ordinance 2014-560-E the City assigned management of certain City-Owned properties and buildings to the DIA; and

WHEREAS, from time to time it is requested of DIA staff to allow for temporary use of its managed properties for such purposes as construction staging areas, temporary storage, for use in connection with special events, and the like; and

WHEREAS, the DIA desires to empower its CEO with the authority to execute on behalf of the DIA Site Access, License and similar Agreements on its behalf without further need for DIA Board approval in accordance with the DIA’s authority under Section 55, Ordinance Code; **NOW THEREFORE**

BE IT RESOLVED, by the Downtown Investment Authority:

Section 1. The DIA finds that the recitals set forth above are true and correct and are incorporated herein by this reference.

Section 2. The DIA authorizes its CEO to execute the Agreements subject to the following limitations:

- i. Agreements for a term of greater than 180 days shall require DIA Board Approval.
- ii. Agreements shall include a Termination for Convenience clause.
- iii. Prior to execution, the CEO shall first obtain Form Approval from the Office of General Counsel.

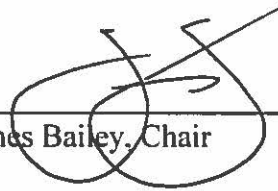
- iv. Prior to execution, the CEO shall first obtain approval by the City's Risk Management Division as to insurance and indemnification requirements.

Section 3. This Resolution shall become effective on the date it is signed by the Chair of the DIA Board.

WITNESS:

DOWNTOWN INVESTMENT AUTHORITY





James Bailey, Chair

July 19, 2017
Date

VOTE: In Favor: 6 Opposed: 0 Abstained: 0