TO: HONORABLE CITY COUNCIL
FROM: CITY MANAGER DEPARTMENT: COMMUNITY SERVICES
DATE: MAY 3, 2004 CMR: 241:04
SUBJECT: INDEMNITY AGREEMENT BETWEEN DME PROPERTIES AND THE CITY OF PALO ALTO

RECOMMENDATION
Staff recommends that the City Council approve and authorize the City Manager to execute the attached hold harmless agreement between DME Properties and the City of Palo Alto.

BACKGROUND
The Public Art Commission is planning a dedication of a new public art mural, located on the new Walgreen’s Pharmacy in Midtown. The dedication ceremony is scheduled for May 8, 2004 from 12:00pm to 3:00pm. The site of the planned ceremony, 2615 Middlefield Road, is on private property. The owner of the site, Michael Haley, dba as DME Properties, has given verbal agreement of the use of the site conditioned upon the City indemnifying him for the duration of the dedication and establishing a hold harmless agreement.

RESOURCE IMPACT
This project is funded through CIP-18617, Art in Public Places, and through private donations.

ENVIRONMENTAL REVIEW
This is not a project requiring review under CEQA.

ATTACHMENTS
Attachment A: Agreement