

# COUNCIL COMMUNICATION

Agenda Item:

## City Manager's Office

### GENERAL INFORMATION—

Agenda Date: 1/12/04  
04-020

Communication No.:

Agenda Item Type: Resolution

Roll Call No:

Submitted by: Donald M. Tripp, Park and Recreation Director

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### SUBJECT—

Approval to negotiate and authorize the City Manager to sign an Agreement allowing the City to continue to sell alcohol at the Des Moines Botanical Center through April 30, 2004 or until Des Moines Water Works has secured a liquor license, whichever is sooner.

### SYNOPSIS—

Approval to authorize the Park and Recreation Department to negotiate and authorize the City Manager to sign an Agreement between the City of Des Moines and Des Moines Water Works Board of Trustees allowing the City to continue to provide alcohol beverage services to renters of the Botanical Center until April 30, 2004 or until the Des Moines Water Works (DMWW) has secured a liquor license, whichever is sooner.

### FISCAL IMPACT—

Due to insurance and license requirements, this service is expected to cost a net of \$600. Any net cost will be reimbursed by DMWW

### RECOMMENDATION—

Approval

### BACKGROUND—

On December 12, 2003, by Roll Call No. 03-2834, the Des Moines City Council approved a 28E Agreement with Des Moines Water Works (DMWW) to assume operations of the Des Moines

Botanical Center effective January 5, 2004. Numerous room rentals at the Botanical Center require the provision of alcohol beverage service relative to their private event. Currently the City of Des Moines holds the liquor license for the Botanical Center, managed through the Park and Recreation Department. DMWW is in the process of bidding the catering and liquor services of the Center creating a need to provide liquor services during this vendor solicitation period.

The requested action will allow the Park and Recreation Department negotiate an Agreement which would allow for the City to continue providing liquor services to the renters of the Botanical Center until DMWW has chosen an alcohol concessionaire or until April 30, 2004, whichever is sooner. The Botanical Center liquor license expires on February 2, 2004, and staff is recommending that a renewal license be approved for the City to continue providing this service during this transition period. The cost of the license is approximately \$2,080.00, however, under the terms of the license the City will be able to receive a refund for three-fourths of this license fee, upon request in the amount of \$1,560.00.

Under the anticipated terms and conditions of the Agreement, the City shall purchase and retain the liquor license, applicable insurance and staffing to provide liquor services at the Botanical Center and shall also retain all revenues from said operations.

The DMWW has agreed to reimburse to the City any net cost from this arrangement.