

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date	April 6, 2009
	Agenda Item No. 27 Roll Call No. <u>09-</u> Communication No. <u>09-191</u> Submitted by: Donald M. Tripp Park and Recreation Director	

AGENDA HEADING:

Setting Date of Hearing on Lease of a portion of Ewing Park with Ewing Park BMX Club for five years.

SYNOPSIS:

Recommend approval to set date of hearing for April 20, 2009 regarding approval of the Agreement between the City of Des Moines Park and Recreation Department and the Ewing Park BMX Club to maintain and operate a Bicycle Motocross (BMX) track and associated improvements at Ewing Park. The Lease Agreement is for a five year period with one five-year renewal option and requires the Association to maintain the improvements on the site. Staff is requesting authorization for the City Manager to sign the renewal agreement.

FISCAL IMPACT:

Amount: \$30 for five years-\$150 total due in a lump sum.

Funding Source:

This revenue will be placed in GE001 PKS070430 Horticulture Zone 3 South, page 191

ADDITIONAL INFORMATION:

The Des Moines Metro BMX Club, with 150 members, holds practices several times a week with local competitions on the weekends. This new family activity in the park assists in providing additional security from the participation of local users.

The Des Moines Park and Recreation Department and the Ewing Park BMX Club have had a positive relationship beginning with an initial Lease agreement approved on March 26, 2001, by Roll Call No. 01-847 to install the initial track. A new agreement was approved by the Des Moines City Council on June 23, 2003, Roll Call No. 03-1507 to continue the lease for five years with one five-year renewal option. The existing Lease Agreement terminated in 2008, and the Club has operated on a hold-over condition under the existing terms and conditions of the executed Lease while the new agreement has been negotiated. The purpose of the Club is to provide recreational opportunities to the general public through the club's BMX track located in Ewing Park.

This Agreement has resulted in the Club constructing and maintaining several improvements including a staging area, track, and an announcer deck and starting line structure. The current estimated value of these combined improvements is over \$150,000. The value of these improvements is a part of the

consideration in establishing the annual lease amount. Additional consideration is provided due to their presence within the park which provides additional security.

The Club and the City are desirous to continue this relationship in order to provide this recreational opportunity to the public.

PREVIOUS COUNCIL ACTION(S):

Date: June 23, 2003

Roll Call Number: 03-1507

Action: On approval to enter into a five year agreement with an additional five year renewal option with Des Moines Metro BMX Club to maintain and operate a bicycle motocross track at Ewing Park. Moved by Brooks to adopt. Motion carried 6-0

Date: March 26, 2001

Roll Call Number: 01-847

Action: Lease Agreement with Des Moines Metro BMX Club to install a BMX Track at Ewing Park. Moved by McPherson to adopt. Motion carried 7-0

BOARD/COMMISSION ACTION(S):

Date: July 25, 2000

Action: Park Board approved recommendation for the development of a BMX Track within Ewing Park

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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