

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: February 28, 2011
	Agenda Item No. 33 Roll Call No. <u>11-0316</u> Communication No. <u>11-119</u> Submitted by: Donald M. Tripp, Director of Park and Recreation

AGENDA HEADING:

Approval of operating agreement renewal and amendment between the City of Des Moines and the Des Moines Carousel Foundation.

SYNOPSIS:

Recommend approving the renewal and amendment of an operating agreement between the City of Des Moines and the Des Moines Carousel Foundation for the management, operation and maintenance of the Heritage Carousel located at Union Park.

FISCAL IMPACT: NONE

Amount: N/A

Funding Source: N/A

ADDITIONAL INFORMATION:

On January 24, 2000, the Des Moines City Council, by Roll Call No. 00-243, approved the initial operating agreement by and between the City of Des Moines (City) and the Des Moines Carousel Foundation (Foundation) for the Heritage Carousel (Carousel) located in Union Park for a term to include ten operating seasons, ending on December 1, 2010. On November 19, 2010, the Park and Recreation Director received a written request from the Des Moines Carousel Foundation to renew the operating agreement for an additional ten-year period. Highlights of the agreement include the following:

- The agreement shall be for a ten-year term ending on December 1, 2020, with an option to extend for an additional ten-year period upon mutual consent of the City and the Foundation.
- The Foundation shall have the responsibility to operate the Carousel annually during the operating season, defined as March 1 through December 1, and shall be responsible for all operating expenses. The daily operating hours are subject to the approval of the Park and Recreation Director.
- The Foundation shall be responsible for all maintenance and repairs of fixtures and equipment necessary to operate the Carousel. The Foundation shall be responsible for recruitment, training and any costs necessary to provide adequate staffing to operate the Carousel.
- The Foundation shall retain all revenues derived from the carousel operation and all such revenue shall be used to pay for the expenses associated with the operation and maintenance. The Foundation shall provide the City with an annual financial report of the carousel operation.

- Prior to and well in advance of any operating season for which they propose a change in fees and charges to the public, the Foundation shall submit a listing of such changes to the Park and Recreation Director for submittal to and approval by the Park and Recreation Board.
- The Foundation shall appoint the City Manager or his/her designee to their Board as a full voting member.

The non-profit Des Moines Heritage Carousel Foundation was initiated by J. C. “Buz” Brenton, who proposed the venue and spearheaded fundraising efforts to purchase the carousel. The Heritage Carousel provides about 45,000 rides during a typical season. Annual donations are used for maintenance as well as to support the operation, allowing the Foundation to provide a child’s ride at just 50 cents.

Approval of this Agreement will ensure the continued operation of this unique historical attraction in the City of Des Moines.

PREVIOUS COUNCIL ACTION(S):

Date: January 24, 2000

Roll Call Number: 00-243

Action: Approving Operating Agreement with Des Moines Carousel Foundation for construction of pavilion to house the carousel at Union Park and for continued operation of the carousel for ten years. ([Council Communication No. 00-035](#)). Moved by McPherson to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Board: Park and Recreation Board

Date: January 25, 2011

Resolution Number: 11-005

Action: Approval of Des Moines Carousel Foundation operating agreement

Board: Park and Recreation Board

Date: December 28, 2010

Resolution Number: 10-107

Action: Receive and file operating agreement with Des Moines Carousel Foundation

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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