

Date October 27, 2008

An Ordinance entitled, " AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,425 passed March 28, 2005, and by Ordinance 14,663 passed June 18, 2007, and by Ordinance 14,737 passed January 7, 2008, and by Ordinance 14,771 passed June 9, 2008, by amending Section 74-184 thereof, relating to Brenton Skating Plaza fees",

which was considered and voted upon under Roll Call No. 08-1786 of October 13, 2008; again presented.

Moved by _____ that this ordinance be considered and given second vote for passage.

(Second of three required readings)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

08-1786 ~~41~~
43

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,425 passed March 28, 2005, and by Ordinance 14,663 passed June 18, 2007, and by Ordinance 14,737 passed January 7, 2008, and by Ordinance 14,771 passed June 9, 2008, by amending Section 74-184 thereof, relating to Brenton Skating Plaza fees.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,425 passed March 28, 2005, and by Ordinance 14,663 passed June 18, 2007, and by Ordinance 14,737 passed January 7, 2008, and by Ordinance 14,771 passed June 9, 2008, is hereby amended by amending Section 74-184 thereof, relating to Brenton Skating Plaza fees, as follows:

Sec. 74-184. Brenton Skating Plaza fees.

(a) Fees for use of the Brenton Skating Plaza ice rink shall be as follows:

(1) Ice rink admissions:

- | | | |
|----|--|---|
| a. | Adult (13 years and older): | \$ 3.00 <u>Monday-Friday 7:00 p.m.</u> |
| | <u>Adult (13 years and older):</u> | \$ 4.50 <u>Weekends and holidays</u> |
| b. | <u>Child/Senior (62 years and older)</u> | \$ 2.00 <u>Monday-Friday 7:00 p.m.</u> |
| | <u>Child/Senior (62 years and older)</u> | \$ 3.50 <u>Weekends and holidays</u> |
| c. | Freestyle (figure skating only): | \$ 7.00 |
| d. | Family night (Thursdays): | \$ 8.50 (for family of four or more) |
| e. | Season Pass – Adult | \$ 95.00 |
| f. | Season Pass – Child | \$ 60.00 |
| g. | Season Pass – Family | \$ 95.00 for the first two family members and \$35.00 for each additional member with a maximum fee of \$199.00 |

(2) Skate rental: \$ 2.50

(3) Ice rink rental:

- | | | |
|----|-----------------------|---------------|
| a. | Private rental: | \$250.00/hour |
| b. | Private skate rental: | \$ 2.50 |

- c. Private rental (non-profit): \$200.00/hour
 d. Private (non-profit) skate rental: \$ 1.00
 (b) Fees for use of the Brenton Skating Plaza during the non-skating season are as follows:

	<u>Half Day</u> (up to 6 hours)	<u>Extra Charges</u>
Free Public Event	400.00	\$100.00 each additional hour
Fee-based event	\$750.00	\$100.00 each additional hour
Private social events (individuals)	\$350.00	\$100.00 each additional hour
Non-profit organizations (all uses)	\$350.00	\$100.00 each additional hour
(c) Bike Rental Fees. Fees for use of bicycles and related equipment are as follows:		

Hybrids and Mountain Bikes (with helmet)*

\$12.00 per hour
 \$20.00 per ½ day (5 hours)
 \$30.00 full day (24 hours)
 \$80.00 per week (7 days)
 *\$5.00 off youth 12 and under
 *15% off groups of 15 or more

Road Bikes (with helmet)*

\$15.00 per hour
 \$30.00 per ½ day (5 hours)
 \$40.00 full day (24 hours)
 \$110.00 per week (7 days)
 *\$5.00 off youth 12 and under
 *15% off groups of 15 or more

Equipment

Trailer bikes and carriers:
 \$6.00 per hour
 \$20.00 ½ day (5 hours)
 \$30.00 full day (24 hours)

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Ann DiDonato
 Ann DiDonato
 Assistant City Attorney



Council Communication

Office of the City Manager

Date

October 13, 2008

Agenda Item No. 54

Roll Call No. 08-1786

Communication No. 08-605

Submitted by: Donald M. Tapp

Park and Recreation Director

AGENDA HEADING:

Approving Brenton Skating Plaza fee adjustments.

SYNOPSIS:

Approval requested from Riverfront Development Authority (RDA) for the adjustment of Brenton Skating Plaza fees and charges including admissions and season passes.

FISCAL IMPACT:

Amount: \$25,000 (Subsidy by the City of Des Moines to support annual operations of the Brenton Skating Plaza through the Concession Agreement)

Funding Source: 2008/2009 Operating Budget, Park and Recreation Department, GE001, PKS101800, Brenton Ice Skating Plaza, page 234.

ADDITIONAL INFORMATION:

At the September 23, 2008, Des Moines Park and Recreation Board meeting, the Park and Recreation Board approved the recommended fee changes to the Brenton Skating Plaza effective for the 2008 ice skating season.

At the August 26, 2008, Des Moines Park and Recreation Board meeting, the Park and Recreation Board received and filed the proposed rate changes for the 2009 Brenton Skating Plaza season. Board members requested Rink Management Services (RMS) to look at establishing a Family Season pass and also a senior rate. RMS has adjusted their recommendation with a Family Season Pass whereby the first two family members would pay \$95 and each additional family member would pay \$35 with a maximum rate of \$199 for an individual family. Additionally, RMS is recommending that seniors (age 62 and over) pay the same rate established for children.

The City of Des Moines has entered into an agreement with the RDA, which was approved by the Des Moines City Council on September 25, 2006, by Roll Call number 06-1929, for the management, operations and maintenance of the Brenton Skating Plaza. The agreement is for a three-year term with one two-year renewal.

Within the terms and conditions of the agreement, RDA advised the City that it intends to contract with Rink Management Services (RMS) as the Skating Plaza operator. Additionally, the contract states; "The RDA shall operate the Skating Plaza open to the public and subject to, and in compliance with, the

Municipal Code of the City of Des Moines and all City rules and regulations pertaining to parks, including setting hours, rules and regulations as with other City parks.” Additionally, the contract states; “All fees and charges shall be established by the City. When setting such fees, the City Council shall take into consideration the RDA’s recommendations regarding fees. In the event that the City Council does not adopt the RDA’s recommendations regarding fees, the RDA shall have the right to terminate this Agreement upon written notice to the City effective upon ninety (90) days of receipt of such notice. The RDA shall have thirty (30) days from such City Council action in which to exercise such right to terminate or such right will be deemed waived. The RDA shall honor reduced skating admissions or skating lessons scholarship cards if issued by the City’s Park and Recreation Department.”

As a part of the operating costs, the RDA agrees to provide additional operating support in the amount of \$25,000, the City shall contribute up to \$25,000 and the RDA shall seek an additional \$25,000 contribution from the Downtown Community Alliance (DCA) during the term of the Agreement to subsidize the operations of the Brenton Skating Plaza. Any deficiency beyond the support identified above shall be borne by the RDA.

The RDA is proposing the following fees and charges for use of the Brenton Skating Plaza effective for the 2008/2009 skating season:

	<u>2007 Rates</u>	<u>2008 Rates</u>
Adult:	\$ 3.00 Weekday	\$3.00 Monday – Friday 7:00 p.m.
Adult:	\$ N/A	\$4.50 Weekends and holidays
Child/Senior	\$ 2.00	\$2.00 Monday – Friday 7:00 p.m.
Child/Senior:	\$ N/A	\$3.50 Weekends and holidays
Skate Rental:	\$ 2.50	\$2.50
Freestyle:	\$ 7.00 (figure skating only)	\$7.00
Family Night (Thursdays):	\$ 8.50 (for family of four or more)	\$8.50
Season Pass Adult:	\$ N/A	\$95.00 (New)
Season Pass Child:	\$ N/A	\$60.00 (New)
Family Season Pass:	\$ N/A	\$95.00 for the first two family members and \$35.00 for each additional member with a maximum fee of \$199.
Private Rental:	\$250.00	\$250.00
Private Skate Rental	\$ 2.50	\$ 2.50
Private Rental (non-profit)	\$200.00	\$200.00
Private Skate Rental	\$ 1.00	\$ 1.00

PREVIOUS COUNCIL ACTION(S):

Date: November 6, 2006

Roll Call Number: 06-2231

Action: First consideration of ordinance amending Chapter 74 of the Municipal Code regarding ice rink fees for Brenton Skating Plaza. (Council Communication No. 06-689) Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 6-0.

BOARD/COMMISSION ACTION(S):

Date: September 23, 2008

Action: Approved fees and charges for the Brenton Skating Plaza

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Approval of second reading of the ordinance and waiver of the third reading, requires 6 votes.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the second floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.