



Roll Call Number

Agenda Item Number

37

Date January 28, 2013

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, as heretofore amended, by amending Sections 74-92, 74-101, 74-178, 74-179, 74-180, 74-182, 74-183 and 74-185, by repealing Sections 74-175 and 74-186, and by adding and enacting a new Section 74-186 relating to consumption of alcohol, park facility hours and fees in Park and Recreation facilities",

which was considered and voted upon under Roll Call No. 13- 0055 of January 14, 2013; again presented.

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

(Second of three required readings)

(Council Communication No. 13-032)


COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: January 14, 2013
	Agenda Item No. 41 Roll Call No. [13-0055] Communication No. 13-006 Submitted by: Benjamin R. Page, Director of Park and Recreation

AGENDA HEADING:

Approve amendment of Municipal Code **Chapter 74 Article IV. Facilities and Article VI. Fees** regarding various changes to Park and Recreation fees, park facility hours and consumption of alcohol.

SYNOPSIS:

Recommend approval of proposed changes to the Municipal Code **Chapter 74**, including:

Article IV. Facilities

- Sec. 74-92. Consumption of alcohol, intoxication;**
- Sec. 74-101. Park facility hours;**

Article VI. Fees

- Sec.74-175. Portable picnic table rentals;**
- Sec.74-178. Temporary concession fees;**
- Sec. 74-179. Park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street aka "Western Gateway Park" - rentals;**
- Sec.74-180. Community center building rentals;**
- Sec.74-182. Lodge, park shelter and other park rentals;**
- Sec.74-183. Aquatic centers, swimming pools and marina; and**
- Sec.74-186. Vendor fees.**

A proposed new section would introduce fees for the Principal Riverwalk.

FISCAL IMPACT:

Amount: \$18,000 projected increase in revenues.

Funding Source: Funds will be deposited into various Park and Recreation Department Operating Budgets: Four Mile Community Center, GE001 PKS102500, page 181; Pioneer-Columbus Community Center, GE001 PKS102800, page 182; Horticulture Maintenance, GE001 PKS070400, page 168; Summer Playground Program, GE001 PKS101000, page 178; Pools, GE001 PKS100101, page 175; Marina Operations, GE001 PKS107600, page 188; Urban Conservation, GE001 PKS108300, page 190.

ADDITIONAL INFORMATION:

Staff has reviewed sections of Chapter 74 of the Municipal Code pertaining to facilities, use of alcohol, and fees and is recommending they be updated to reflect the addition of new facilities, changes in business practices and need for periodic updating of fees based on demand and rates for comparable

facilities in the market area. It has been three or more years since these rates have been adjusted. Recommended changes follow:

Section 74-92. Consumption of alcohol; intoxication - This section specifies that alcohol can be consumed in City parks only by obtaining a permit through special approval of the Park and Recreation Board or in specified areas which presently include enclosed shelters in Greenwood, MacRae, and Birdland Parks, as well as, particular areas of Gray's Lake and Western Gateway Parks. Additional specified areas being recommended are: Grandview Park enclosed shelter; Clare and Miles Mills Rose Garden, Ewing Park Lilac Arboretum, and the Asian Garden, which are frequently used for receptions; and specific areas along the Principal Riverwalk likely to be used for receptions including Long Look Garden, Brenton Skating Plaza, World Food Prize Building outdoor plaza, and facilities of the Hub Spot including the building, building plaza, and River Plaza. Alcohol consumption through issuance of a permit is also recommended for adult events at the following sports complexes: Carney Softball; James W. Cownie Soccer and Baseball Parks; and the Greater Des Moines Softball Park.

Section 74-101. Park facility hours - This section sets park hours and delineates exceptions to the standard hours for such locations as golf course clubhouses, Simon Estes Amphitheater, Birdland Tennis Courts and Marina, Brenton Skating Plaza and Western Gateway Park. Although Gray's Lake Park has for many years operated under the hours of 5:00 a.m. to midnight April through October and 6:00 a.m. to 10:00 p.m. the remaining portion of the year due to its heavy use, this exception to standard park hours has not previously been incorporated into the municipal code; staff requests that this be added to the list of exceptions in this section. As is the case with Gray's Lake Park, staff expects heavy use of areas along the Principal Riverwalk to go beyond standard park hours and is therefore recommending the areas along the Principal Riverwalk, except the multi-use trail and trail heads, close at 2:00 a.m. rather than following the standard policy of sunset. Staff plans on reevaluating the proposed hours of the Principal Riverwalk after operating the facility for one year.

Section 74-175. Portable picnic table rentals - Elimination of this fee was approved by Council action in 2010 but the change had not been applied to the Municipal Code; therefore this section is now being eliminated.

Section 74-178. Temporary concession fees - Per City Council action in 2010, park users who want to temporarily sell food, beverage and novelty items, as a part of their event, must pay the City a flat fee based on anticipated attendance along prescribed levels. A change in levels from wording indicating attendance less than 100 to less than 499 is recommended for the base threshold number of people attending and the amount charged for that threshold attendance is recommended to be reduced to \$25.00 from \$50.00, which staff believes was too high for the average popcorn or hot dog vendor selling at an event such as Jazz in July. Staff also recommends that a separate agreement be negotiated by the Park and Recreation Director or City Manager for vendors who will vend in six or more events over the course of a season.

Section 74-179. Park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street aka "Western Gateway Park" - rentals - Elimination of the rule regarding a deposit for Western Gateway Park rentals is proposed. Along with this change, operating policy would be changed to require that rent payment be made in full at the time the permit is signed, to reduce the number of rental holds being placed on the park without full payment, thus reducing staff time in processing rentals.

Section 74-180. Community center building rentals - Prior to 2010, when a fee adjustment took place, some rooms rented for as little as \$10.00 and fees and charges for meeting rooms and gym space

had not been adjusted for at least ten years. Staff is now recommending adjustments to some hourly rental rates established in 2010 and the establishment of a fee structure for areas of the buildings that were formerly leased space. Removal of the \$5.00 kitchen fee is proposed, as is a two-hour minimum for all rentals. Rate changes and additions include:

- decreasing the holiday or non-operating timeframe hourly rate for small meeting rooms from \$40.00 to \$35.00;
- increasing multipurpose room hourly rates from \$25.00 to \$35.00 during operating hours and \$50.00 to \$60.00 on holidays and during non-operating hours;
- increasing gymnasium hourly rates from \$30.00 to \$35.00 during operating hours and \$60.00 to \$65.00 on holidays and during non-operating hours;
- adding the option of rental of the formerly leased east and west wings of Pioneer-Columbus Community Center and establishing hourly rates of \$35.00 during operating hours and \$55.00 on holidays and during non-operating hours.

Section 74-182. Lodge, park shelter and other park rentals - In addition to rental fees for park buildings, this section outlines miscellaneous fees within the City's park system. The following fee changes are being recommended:

- elimination of verbiage relating to the rental of Waveland Lodge, as this facility is now under contract management;
- elimination of the \$15.00 electrical surcharge for Sylvan Amphitheater (now included in the per-hour rental rate);
- change from a flat fee of \$15.00 for rental of the Union Park Formal Garden for an unspecified duration to an hourly rate of the same amount;
- increase in the fee for the Birdland and Grandview Park heated and air-conditioned enclosed shelters from \$60.00 to \$80.00 per five-hour time slot;
- change in the hourly rate and rental structure for the Martin Luther King, Jr. heated and air-conditioned enclosed shelter from a first-hour rate of \$25.00 and decreasing hourly rate thereafter to an increased rate of \$35.00 per hour for the first two hours and \$20 for each hour thereafter, with a minimum rental charge of \$70;
- establishment of a new, additional rental structure for open-air shelters to discriminate between small/regular shelters, which would continue to be rented in one time slot per day at the same rate of \$30.00 per slot, from those with capacities in excess of 100, such as that which is located in Pete Crivaro Park, which would now be rented in two time blocks per day and have a new, large open-air shelter rate of \$60 per time block;
- extension of rentals of the Ewing Scout Cabin to daily rather than just on weekends;
- elimination of a transport fee to remove and set up bleachers as the service is no longer available;
- increase in the wading pool rental fee from \$20.00 per hour to \$25.00 per hour with retention of the three-hour minimum rental fee;
- establishment of a new \$500.00 fee for a four-hour rental of the Asian Garden, with a charge of \$100.00 for each additional hour; and
- establishment of a new fee of \$25/space for each Community Garden plot in the four community garden areas, commencing with the 2014 season, with a reduction to \$5/plot for those who are eligible and sign up for the reduced-fee GRASP card (scholarship program).

Section 74-183. Aquatic centers, swimming pools and marina - Season swim passes have been priced at Early Bird \$75.00 /Regular \$80.00 fees for the first two people in a family or shared residence, with a charge of Early Bird \$25.00 /Regular \$30.00 fee for each additional member and an

Early Bird \$120.00/Regular \$140.00 maximum charge. Staff proposes that these same additional member fees be applied to the third and fourth family member, but recommends that all family members after the fourth be charged an additional \$5.00 and that the family maximum be eliminated. In 2012, 1225 season swim passes were issued, of which 327 households claimed five or more members at one residence. Replacement tag fees are proposed to be increased from \$3.00 to \$5.00.

Youth agency passes are used by groups such as day cares and the Boys and Girls Club. In the past, rates for three- and five-days/week passes for each child were out of step with the remainder of the times/week graduated rates. The proposed changes are indicated below:

<u>Previous Fees per Child</u>	<u>Proposed Fees per Child</u>
1 day/week - \$15 (\$1.36/day)	same
2 days/week - \$25 (\$1.14/day)	same
3 days/week - \$30 (\$0.91/day)	3 days/week - \$35 (\$1.06/day)
4 days/week - \$45 (\$1.02/day)	same
5 days/week - \$45 (\$0.82/day)	5 days/week - \$55 (\$1.00/day)

Pool rental costs for athletic programs and swim meets have included a combination of participant and hourly fees. Staff recommends simplifying the fee structure with the elimination of the participant portion of the fee and introduction of an hourly fee that is based on the number of swimmers, with a flat hourly rate of \$40.00 for 1-50 swimmers, \$50.00 for 51-100 swimmers, \$60.00 for 101-150 swimmers, and \$70.00 for 151-200 swimmers, with the net result that the rate for groups such as the Des Moines Swim Federation and Central Iowa Aquatics remains nearly the same; revenue is also expected to remain approximately the same.

Birdland Marina moorage fees were last changed in 2007. The marina has been at maximum capacity for the past fifteen years and there is currently a waiting list of eight boat owners. It is proposed that seasonal rates be changed from \$492.00 to \$505.00 for double access slips and from \$466.00 to \$475.00 for single access slips. An existing classification of double access/long length has been eliminated due to the elimination of a Department of Natural Resources fee for vessels 30 feet in length. Weekend rates are proposed to be raised from \$38.50 to \$40.00. A new replacement moorage decal charge of \$5.00 is also proposed.

Section 74-185. Simon Estes Riverfront Amphitheater fees - Staff recommends a simplification of fees under this section by eliminating electrical fees for all events (hook-up fee \$50.00 and stage electrical panel \$150.00) as well as elimination of the heading "Weddings/private parties" through a newly-combined heading of "Free public event and private parties (weddings)," which results in a change in the fee for wedding and private party four-hour sessions from \$400.00 to \$500.00 and in the fee for additional hours from \$75.00/hour to \$100.00/hour. The vending fee of fourteen percent of gross revenue is proposed to be eliminated for the rental category of fee-based events due to the fact that most vending occurs through the concert series and the City receives a percentage of sales through the concessionaire's contract; however the \$750/four-hour session fee of \$750.00 and \$175.00/additional hour are proposed to remain the same. This fee is used for events such as concerts that are not hosted by the concessionaire.

Section 74-186. Vendor fees - Staff recommends elimination of this section as all vendor fees outlined are proposed to be addressed in **Section 74-178. Temporary concession fees.**

Renamed Section 74-186 Principal Riverwalk fees - As indicated previously, subject matter in the current **Section 74-186. Vendor fees** is proposed to be moved to another section, which opens the code

section number for this new content, that addresses establishment of fees for various areas along the Principal Riverwalk. Rates were based on current rates charged at Simon Estes Amphitheater. If a pending agreement with the Downtown Self-Supported Municipal Improvement District (SSMID) is approved, all fees relating to this section will be retained by the Downtown SSMID. Proposed venues and fees include:

- Long Look Garden – available to rent weekends only at \$200/4-hour time interval, \$50 for each additional hour;
- Court Avenue Kiosk Plaza, Court Avenue River Plaza and Hub Spot – each \$200/4-hour time interval, \$50 for each additional hour;
- Union Pacific (Red) Railroad Bridge - \$30/4-hour time interval for the north or south overlook
- World Food Prize Plaza - \$500/4-hour time interval, \$100 for each additional hour, \$100 additional to block access for private event.

Unless otherwise noted, staff recommends these fees to be implemented effective the date following City Council approval.

PREVIOUS COUNCIL ACTION(S):

Date: October 8, 2012

Roll Call Number: 12-1580 and 12-1581

Action: Amending Chapter 74 of the Municipal Code regarding Brenton Skating Plaza Ice Rink fees. Moved by Coleman that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

(A) Final consideration of ordinance above, (waiver requested by Park and Recreation Department), requires 6 votes. (Council Communication No. 12-532). Moved by Coleman that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, #15-136. Motion Carried 7-0.

Date: February 28, 2011

Roll Call Number: 11-0324

Action: Amending Chapter 74 of the Municipal Code regarding bike and related equipment rental fees. (Council Communication No. 11-124). Moved by Coleman that this ordinance do now pass, #14,991. Motion Carried 7-0.

Date: December 7, 2009

Roll Call Number: 09-2207

Action: Amending Chapter 74 of the Municipal Code regarding fees for use of Western Gateway Park. (Council Communication No. 09-858). Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Board: Park and Recreation Board

Date: December 10, 2012

Action: Approved Chapter 74 proposed amendments

Board: Park and Recreation Board

Date: September 25, 2012

Action: Approval of fees for Brenton Skating Plaza.

Board: Park and Recreation Board

Date: March 23, 2010

Action: Approved recommendation on amending Chapter 74 Article VI. Fees

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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 first 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.

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, as heretofore amended, by amending Sections 74-92, 74-101, 74-178, 74-179, 74-180, 74-182, 74-183 and 74-185, by repealing Sections 74-175 and 74-186, and by adding and enacting a new Section 74-186 relating to consumption of alcohol, park facility hours and fees in Park and Recreation facilities.

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, as heretofore amended, is hereby amended by amending Section relating to, as follows:

Sec. 74-92. Consumption of alcohol; intoxication.

- (a) It is unlawful for any person to use, possess or consume beer, wine or alcoholic liquor in any city park, including all park roads and parking areas in parks, except by issuance of a permit and either:
- (1) Approval of the park and recreation board; or
 - (2) Such use, possession or consumption is enclosed in park shelters at the following locations: Greenwood Park, MacRae Park, Grandview or Birdland Park; or
 - (3) Such use, possession or consumption is within Gray's Lake Park Overlook Terrace; or
 - (4) Such use, possession or consumption is within the Clare and Miles Mills Rose Garden or the Lilac Arboretum; or
 - (5) Such use, possession or consumption is within specified areas of the Principal Riverwalk including the Hub Spot plaza, Hub Spot River Plaza, Hub Spot building, Long Look Garden, Brenton Skating Plaza and plaza adjacent to World Food Prize building; or
 - (6) Such use, possession or consumption is within the Robert D. Ray Asian Garden; or
 - (7) Such use, possession or consumption is during an adult event at the Carney Softball, James W. Cownie Soccer and Baseball Parks, or Greater Des Moines Softball sports complex; or
 - (48) Such use, possession or consumption is within the park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street a/k/a "Western Gateway Park".

- (b) The permit must be obtained from the park and recreation director.
- (c) No keg beer or alcoholic liquor is allowed except under a liquor control license and approval of the park and recreation board, except that park and recreation board approval is not required for use, possession or consumption within "Western Gateway Park".
- (d) No person shall be intoxicated or simulate intoxication in a city park.

Sec. 74-101. Park facility hours.

The hours of operation for all public parks, community centers, and city recreational facilities, except for the Botanical Center and Zoo, shall be established by the Des Moines park and recreation board and must receive two readings for final approval. The park and recreation director shall thereafter have authority to adjust park and recreation facility hours, except for the Botanical Center and Zoo, for a period of one season, unless otherwise directed by the Des Moines park and recreation board. For the purposes of this section, "one season" shall mean the first weekend in April through the last weekend in October and the Monday following the last weekend of October up to the first weekend in April.

- (a) No person shall remain in any public park, community center or city recreational facility during the periods of time set by this section unless special permission shall have been given by the park and recreation director for such persons or group of persons to remain there. Such permit shall not allow use of the park for more than two (2) hours prior to its opening time or more than two (2) hours after its closing time, unless issued in compliance with section 74-101.5.
- (b) No person shall remain in or on any city park, inclusive of municipal golf courses, and Waveland tennis courts, from one-half hour after sunset to 6:00 a.m. during central standard time.
- (c) Exceptions are made for:
 - (1) Clubhouses and related facilities on golf courses. These facilities may remain open until 2:00 a.m.
 - (2) Concerts at the Simon Estes Amphitheater. This facility may remain open until 12:00 midnight.
 - (3) Birdland Tennis Courts. This facility may remain open until 11:00 p.m.
 - (4) Birdland Marina. This facility may remain open until 11:00 p.m.
 - (5) Brenton Skating Plaza. This facility may remain open until 12:00 midnight.
 - (6) Park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street. This facility may remain open until 12:00 midnight.

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(7) Gray's Lake Park. This facility may remain open from 6:00 a.m. until 10:00 p.m. from November 1-March 31 and from 5:00 a.m. until midnight from April 1-October 31.

(8) Principal Riverwalk (excluding trails and trail heads): These facilities may remain open until 2:00 a.m.

(d) For purposes of this chapter, *sunrise* and *sunset* shall be the time for sunrise and sunset on each date provided by United States Naval Observatory data.

Sec. 74-175. Portable Picnic Table Rentals. (Repealed by Ord. No. 15,---)

~~Rentals will be offered until December 31, 2010. Beginning January 1, 2011, no picnic table rentals will be provided.~~

~~Fees for portable picnic tables rentals are as follows:~~

8 foot table, per table	\$6.00
Delivery fee - Monday thru Friday 8:00 a.m to 5:00 p.m.	\$60.00
Delivery fee - after 5:00 and weekends	\$100.00

Sec. 74-178. Temporary concession fees.

In addition to payment of all other required fees, the following fees shall be paid for use of park facilities for temporary concession purposes related to food, beverage and novelty items less than \$10.00 each. The payment for the sale of items which cost more than \$10.00 each, a concession for more than 6 events or special service items shall be negotiated in a separate agreement and approved by the park and recreation director ~~and~~ or the city manager:

No. of Persons Attending	Charge Per Day
Less than 100	\$ 25.00
100 - 999	\$ 100.00
1,000 - 1,999	\$ 150.00
2,000 - 2,999	\$ 200.00
3,000 - 3,999	\$ 250.00
4,000 - 4,999	\$ 300.00
5,000 - 5,999	\$ 350.00
6,000 - 6,999	\$ 400.00
7,000 - 7,999	\$ 450.00
8,000 - 8,999	\$ 500.00
9,000 - 9,999	\$ 550.00
10,000 and greater	\$ 600.00

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Sec. 74-179. Park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street a/k/a "Western Gateway Park"- Rentals.

For the purposes of this section "Facility Use Outdoor rooms" shall be considered the area of ambience around a specific sculpture or grouping of sculptures within the John and Mary Pappajohn Sculpture Park and the "lawn areas" shall be the open space surrounding the Pappajohn Higher Education Center and the Central Des Moines Public Library.

Item	Fee	Date Due
Facility Use Outdoor rooms	\$1,500/half day (6 hours)	25% deposit at booking, balance due 15 days prior to event
Facility Use Outdoor rooms	\$3,000/day (during park hours)	25% deposit at booking, balance due 15 days prior to event
Facility Use lawn areas	\$500/day (during park hours)	25% deposit at booking, balance due 15 days prior to event
Set-up/tear down (rooms)	\$500/half day (6 hours)	Does not include hours when park is closed
Set-up/tear down (lawn)	\$100/half day (6 hours)	
Clean up if required by City	\$40/hour per staff position	Billed to event after event
Seeding if required	\$3/square yard	Billed to event
Sodding if required	\$10/square yard	Billed to event
Repair of Damage	Actual cost of replacement	Billed to event

Sec. 74-180. Community center building rentals.

Community center building rental fees shall be as follows:

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	<i>Per Hour Regular <u>2 Hour Minimum</u></i>	<i>Holidays and Non- operating Hours</i>
Class I governmental, public school and recognized Neighborhood Association uses where no fee or admission is charged. This is during regular operating hours only. Class II fee will be charged at other times	No charge	No charge
Class II private use and public admissions where no fee or admission is charged and nothing is sold:		
Meeting <u>Small meeting room</u>	\$ 20.00	\$ 40 <u>35</u> .00
Multipurpose room	\$ 25 <u>35</u> .00	\$ 5 <u>60</u> .00
Gymnasium	\$ 35 <u>40</u> .00	\$ 65 <u>40</u> .00
Kitchen. This fee is a flat fee with the rental of another room	\$ 5.00 <u>\$35.00</u>	\$ 5.00 <u>\$ 55.00</u>
<u>Upper floor - east and west wings - Pioneer Columbus</u>		
Class III City-managed community centers-adults 19-59 years:		
	Per person per entry	\$1.00
	Monthly Pass	\$12.00
Class IV City-managed community centers-ages under 19 and over 59	Free	Free

Sec. 74-182. Lodge, park shelter and other park rentals.

Fees for lodges, park shelter and other park rentals shall be as follows:

- ~~(1) Waveland Lodge. Available October 1 through Christmas for non-golf functions and evenings on a limited basis January 1 through March 31, per hour - \$40.00~~

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- (21) ~~Sylvan Theater (electricity \$15.00 extra)~~
 - a. Fee Based Event - \$750.00 for 1/2 day (sunrise to 1:00 or 2:00 to sunset)
 - b. Weddings/Private Parties - \$300.00 first two hours (minimum) - \$150.00 each additional hour
- (32) Garden reservation fee. For one-hour session, must specify garden area:
 - a. Clare and Miles Mills Rose Garden:
\$300.00 first two hours (minimum)
\$150.00 each additional hour
 - b. Union Formal Garden: \$15.00
- (43) Enclosed Shelters ~~houses.~~ Unless otherwise specified, each rental session is for a five hour block. ~~shelter houses are reserved by session from 10:00 a.m. to 3:00 p.m.; or 4:00 p.m. to 9:00 p.m.~~
 - a. Enclosed Shelters (Greenwood, Pioneer, MacRae and Union): \$40.00 per session
 - b. Birdland and Grandview-South Enclosed: ~~\$60~~80.00 per session
 - c. Martin Luther King Jr. Shelter - ~~\$235.00 per hour for the first two hours~~ -(two hour minimum requirement)
\$20 for each hour thereafter
\$20.00 for the third hour
\$15.00 for each hour thereafter
(above session times do not apply)
 - d. Open air shelters with the exception of shelters with a capacity of over 100 people (reserved for only one group per day):- \$30.00
 - 1. Shelters with capacity of over 100 people may be reserved in two time blocks/day: \$60 per session.
 - 2. Rental rates for all shelters double on holidays.
- (54) Gray's Lake Park. ~~-(Items b, c, and 6 to take effect January 1, 2011.)~~
 - a. Overlook Terrace Rentals - \$50.00 per section per 3 hour block
 - b. Designated open space rental - \$250.00 per half day (6 hours)
 - c. Event parking (south of Terrace) - \$50.00 for three hours increments
 - d. Boat rentals - \$5.00 per one-half hour
- (65) Trail Event Use Fees. - \$250.00 per event with 100 or more participants for events/activities collecting donations or charging an entrance fee.
- (76) Cabins. Overnight at Ewing Scout Camp, ~~cabin III,~~ weekends only, per night - \$40.00
- ~~(8) Special service fees:~~

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- ~~a. Transport, set up, remove bleachers (two sets) - \$150.00~~
- (7) Community garden plot: \$25 per plot (beginning January 1, 2014).
- (98) Miscellaneous:
 - a. Electric use permit - \$25.00
 - b. Equipment rental:
 - 1. Priced \$2.00 to \$12.00 per item
 - 2. Late fee for each day late - \$5.00
- (109) Wading pool rental: Available during playground season only, \$25.00 per hour (minimum three hours) - \$20.00
- (10) Robert D. Ray Asian Garden: \$500.00 per 4 hour block, \$100 for each additional hour.

Sec. 74-183. Aquatic centers, swimming pools and marina.

Fees for use of city aquatic centers, swimming pools and the marina shall be as follows:

- (1) Northwest, Nahas, Teachout, ~~Birdland~~ Aquatic Centers and Ashworth and Birdland Pools admissions*:
 - a. Children (under 3 years) - Free
 - b. Youth (3 through 20 years) - \$2.00
 - ~~c. Students (8 to 15 years) - \$2.00~~
 - dc. Adults (21 years and over) - \$4.00

*Half price admission after 5:00 on weekdays

- (2) Season swim passes at aquatic centers and swimming pools:

		Early Bird Rate	Price
a.	Single	\$40.00	\$45.00
	First two people in family or shared residence	\$75.00	\$80.00
	<u>Additional 3rd and 4th family member</u>	<u>Additional \$25.00 each, with \$120.00 max.</u>	<u>Additional \$30.00 each, with \$140.00 max.</u>
	<u>Additional family members after 4</u>	<u>Additional \$5.00 each</u>	<u>Additional \$5.00 each</u>
	Replacement tags	\$35.00	\$35.00
b.	Youth agency:		
	1 day a week child		\$15.00
	2 day a week child		\$25.00
	3 day a week child		\$30 \$35.00
	4 day a week child		\$45.00
	5 day a week child		\$55.00
c.	Replacement tags	\$35.00	\$35.00

- (3) Pool rental (private use). All rentals are usually after hours, exceptions may be made by approval of the park and recreation director:

Private rental, per hour - \$110.00
Plus, per person after 50 persons - \$1.00

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(4) Pool rental (athletic programs and swim meets).

		2009 2013	2019	2011
a.	Athletic Programs <u>Hourly Rental</u>			
	Participant fee	\$7.00/hr.	\$8.00/hr.	\$9.00/hr.
	Plus <u>Hourly Rental</u> 1-50 Swimmers	\$12.00/hr. <u>\$40.00</u>		
	51-100 Swimmers	\$50.00		
	101-150 Swimmers	\$60.00		
	151-200 Swimmers	\$70.00		
b.	Swim meets			
	Exclusive use	\$250.00 per day		
	Non-exclusive use	\$125.00 per day		

(5) Birdland Marina moorage fees. All moorage fees include tax. All rentals are based on availability:

- a. Seasonal:
 - 1. Double access, long length - ~~\$496~~505.00
 - 2. Double access, regular length - ~~\$492.00~~
 - 3. Single access, regular length - ~~\$466~~475.00
- b. Monthly, single access only - \$165.00
- c. Weekend rate, in after 12:00 noon on Friday, out by 6:00 p.m. Sunday - ~~\$38.50~~40.00
- d. Replacement moorage decal - \$5.00

Sec. 74-185. Simon Estes Riverfront Amphitheater fees.

~~(a) Electricity. Fees for use of electricity at the amphitheater, per session, shall be as follows:~~

- ~~(1) Additional electrical hookup for plaza area - \$ 50.00~~
- ~~(2) Additional electrical panel for stage area - 150.00~~

~~(b) Rental fees. Rental fees for the use of the amphitheater shall be as follows:~~

~~(1) Free public event and private parties (weddings).~~

- a. Per four-hour session \ \$500.00
- Plus, for each additional hour \ \$100.00

~~(2) Fee Based Event.~~

- a. Per four-hour session \ \$750.00
- Plus, for each additional hour \ 175.00

~~b. Fourteen percent (14%) of gross revenue from vending.~~

~~(3) Weddings/Private Parties.~~

- a. Per four-hour session \ \$400.00
- Plus, for each additional hour \ 75.00

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Sec. 74-186. Vendor fees. (Repealed by Ord. No. 15,---)

~~(a) The following fees shall be required of all vendors selling food, beverage, and other items at city or non-city sponsored events in city parks and recreation facilities:~~

- ~~_____ (1) Non-refundable application fee - \$20.00.~~
- ~~_____ (2) Season fee (first weekend in April through the second weekend in October) - \$850.00.~~
- ~~_____ (3) Daily/single event fee - \$150.00 per day.~~

~~(b) All vendors on city parks and recreation facilities must receive prior permission from the park and recreation department. All such vendors are subject to the provisions of section 78-74 of this Code.~~

Sec. 74-186. Principal Riverwalk Fees.

- (a) Long Look Garden: \$200.00 - 4 hour time interval, \$100.00 for each additional hour, weekends only.
- (b) Hub Spot Plaza, Hub Spot River Plaza, Hub Spot building: each \$200.00 - four hour time interval, \$100.00 for each additional hour.
- (c) Union Pacific Railroad bridge: \$30.00 - four hour time interval for either the north or south area.
- (d) Plaza adjacent to World Food Prize building: \$500.00 - four hour block, \$100.00 for each additional hour, additional \$100.00 to block access for private event.

Section 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