



Date May 8, 2017

APPROVING DONATION AND NAMING AGREEMENT WITH EMPLOYERS MUTUAL CASUALTY COMPANY FOR OVERLOOK AT MACRAE PARK AND NAMING OF OVERLOOK AS "EMC OVERLOOK"

WHEREAS, the City owns MacRae Park and the Des Moines Park and Recreation Department operates and maintains MacRae Park for the benefit and enjoyment of the citizens of Des Moines; and

WHEREAS, the City intends to renovate the MacRae Park shelter house and improve the parks roads, subject to availability of funds to improve MacRae Park; and

WHEREAS, MacRae Park enjoys topography that provides a stunning view of downtown Des Moines which vantage point is not easily accessible for viewing by large numbers of park users and the City desires to construct an overlook at such site; and

WHEREAS, the City desires to construct such overlook with privately raised funds and Employers Mutual Casualty Company desires to participate with the City by making a charitable donation of \$250,000 to the City to be used by the City towards the City's costs of design and construction of such overlook feature at MacRae Park (the "Overlook"); and

WHEREAS, a Donation and Naming Agreement between the City of Des Moines and Employers Mutual Casualty Company, which is on file in the City Clerk's office, provides for Employers Mutual Casualty Company to make such charitable donation to the City for design and construction of the Overlook and does not require construction to begin until such time as all funding for the Overlook construction has been secured; and

WHEREAS, in accordance with the Policy for the Naming of Streets, Facilities and Parkland in the City of Des Moines, the City Council has the authority to make exceptions to such Policy upon finding appropriate circumstances to consider or expedite the naming or renaming of a park facility; and

WHEREAS, the City Council finds that there are appropriate circumstances in this proposal to name the Overlook the "EMS Overlook" meets the requirements of the Policy for the Naming of Streets, Facilities and Parkland in the City of Des Moines and that it is in the best interests of the City to approve this Donation and Naming Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Donation and Naming Agreement for the MacRae Park Overlook, a copy of which is on file in the City Clerk's Office, is hereby approved and the Mayor is authorized and directed to sign such Agreement on behalf of the City and the City Clerk is authorized to attest to his signature.



Roll Call Number

Agenda Item Number

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BE IT FURTHER RESOLVED that the Overlook at MacRae Park be and is hereby named and to be known as the "EMC Overlook" for a period of 20 years upon compliance by Employers Mutual Casualty Company with the terms of said Agreement and completion of construction of the Overlook and its acceptance by the City Council.

(Council Communication 17- 400)

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, 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