



Date September 8, 2025

**APPROVING COMPLETION AND ACCEPTANCE OF IMPROVEMENTS SET FORTH IN AND
CONSTRUCTED PURSUANT TO MEMORANDUM OF UNDERSTANDING FOR THE RIVERWALK
DOG PARK & LAURIDSEN SKATE PARK PARKING LOT WITH POLK COUNTY, IOWA**

WHEREAS, on June 26, 2023, under Roll Call No. 23-0894, the City Council approved a Memorandum of Understanding for the Riverwalk Dog Park & Lauridsen Skate Park Parking Lot between Polk County, Iowa and the City of Des Moines ("MOU"), whereby the City approved vacation and conveyance to Polk County of approximately 2.1 acres of parkland within the southern portion of Riverwalk Dog Park for use for Lauridsen Skate Park parking lot construction and facilities, in exchange and consideration for design and construction by Polk County of replacement dog park facilities immediately north of existing Riverwalk Dog Park on real property owned by the City ("Dog Park Improvements"); and

WHEREAS, said MOU provides that each party will have ownership, maintenance responsibilities, and be solely responsible for future improvements constructed pursuant to the MOU upon completion thereof and acceptance by Des Moines City Council resolution, and further provides that Polk County must provide notice and certifications to the City upon project completion; and

WHEREAS, Polk County has now notified the City Parks and Recreation Department, and provided certifications from the County's project engineer and contractor, of completion of the Dog Park Improvements as required by the MOU, which certifications state that the Dog Park Improvements have been completed and constructed in substantial conformance with the final design and specifications, and has provided a one-year warranty in form acceptable to the City; and

WHEREAS, the City Parks and Recreation Department Director recommends acceptance of the Dog Park Improvements subject to provision of inspection and testing reports to be reviewed by the City Engineer and subject to County delivery to the City of all project construction documents, records, as-built drawings and manuals, all as set forth in the MOU.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

That the notice and certifications from Polk County acknowledging the completion and recommending the acceptance of the construction of the Dog Park Improvements, in form on file with the City Parks and Recreation Department, in accordance with the MOU as approved under Roll Call No. 23-0894, dated June 26, 2023, be received and filed; and that completion of said Dog Park Improvements is hereby acknowledged and that said Dog Park Improvements are hereby accepted, subject to:

1. Provision by the County to the City of all inspection and testing reports which constituted the basis for the County project engineer's certification that the Dog Park Improvements have been completed and constructed in substantial conformance with the final design and specifications, for review and approval by the City Engineer; and
2. Delivery by the County to the City of all project construction documents, records, as-built drawings, and manuals, as well as all digital and hard copies of all Design Documents as defined in MOU Section 18, for the Dog Park Improvements.



Roll Call Number

Agenda Item Number

10

Date September 8, 2025

Moved by _____ to adopt.

Second by _____.

FORM APPROVED:

/s/ Glenna K. Frank

Glenna K. Frank
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
COLEMAN				
GATTO				
MANDELBAUM				
SIMONSON				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, Laura Baumgartner, 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

