

★ Roll Call Number

14-0704

Agenda Item Number

30

Date May 5, 2014

APPROVAL OF DONATION AND CONSTRUCTION AGREEMENT BETWEEN
THE ROTARY CLUB OF DES MOINES AM FOUNDATION AND CITY OF DES MOINES
REGARDING ROTARY RIVERWALK PARK AND DESIGNATING AND NAMING
ROTARY RIVERWALK PARK

WHEREAS, the City of Des Moines, acting through the Park and Recreation Department, operates Riverwalk Park and the Principal Riverwalk riverfront walkway and improvements; and

WHEREAS, the Rotary Club of Des Moines AM Foundation (Rotary Club) has proposed funding and constructing improvements including a unique fishing pole with swings and bobber, rubberized play surface, donor recognition limestone cube seating, and concrete retaining wall with certain etched Rotarian phrases on the west side of the Des Moines River adjacent to the Principal Riverwalk north of the Iowa Women of achievement Bridge and within the Riverwalk Park, with construction to begin in Spring 2014; and

WHEREAS, Rotary Club has requested that the area of such improvements, shown in the attached Exhibit A, be designated and named the "Rotary Principal Park" for a period of 20 years with an automatic renewal term of 20 years, subject to compliance with the City's Policy for Naming of Streets, Facilities and Park Land; and

WHEREAS, Park and Recreation Department staff and the Rotary Club have negotiated a Donation and Construction Agreement Between the Rotary Club AM Foundation and the City of Des Moines Regarding Rotary Riverwalk Park, a copy of which is on file in the City Clerk's Office; and

WHEREAS, such Agreement provides that the City shall maintain such improvements during the term of the Agreement; and

WHEREAS, in accordance with the Policy for the Naming of Streets, Facilities and Parkland in the City of Des Moines, the Park and Recreation Board held a public hearing at its meeting on December 16, 2013, and unanimously voted to approve the recommendation of naming the playground area the "Rotary Riverwalk Park"; and

WHEREAS, the City Council finds that this naming proposal 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 Construction Agreement.



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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Donation and Construction Agreement Between the Rotary Club AM Foundation and the City of Des Moines Regarding Rotary Riverwalk Park, a copy of which is available in the City Clerk's Office, as described above, is hereby approved and the Mayor is authorized and directed to sign the agreement on behalf of the City and the City Clerk is authorized and directed to attest to his signature.

BE IT FURTHER RESOLVED that the below described area:

A 135 FEET BY 100 FEET AREA LYING EAST OF 2ND AVENUE, WEST OF THE DES MOINES RIVER, AND NORTH OF THE EASTERLY EXTENSION OF CENTER STREET, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND AS GENERALLY DEPICTED ON THE ATTACHED DRAWING, shown in Exhibit A,

shall be and is hereby designated and named and to be known as the "Rotary Riverwalk Park" upon acceptance by the City Council of the improvements as described in such Donation and Construction Agreement.

(Exhibit A attached)

(Council Communication No. 14- 211)

MOVED BY Hensley to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

T. M. Franklin Cownie
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.

Diane Rauh
City Clerk