

★ Roll Call Number

Agenda Item Number

16-0764

25

Date May 9, 2016

SETTING DATE OF HEARING ON AMENDMENT TO AND RENEWAL OF
CONCESSION AGREEMENT FOR THE BRENTON SKATING PLAZA WITH DOWNTOWN
DES MOINES SELF-SUPPORTED MUNICIPAL IMPROVEMENT DISTRICT A/K/A
OPERATION DOWNTOWN AND THE RIVERFRONT DEVELOPMENT AUTHORITY

WHEREAS, on September 9, 2013, by Roll Call No. 13-1401, the City Council approved the Concession Agreement for the Management, Operation, and Maintenance of the Brenton Skating Plaza between the City of Des Moines, Iowa, the Downtown Des Moines Self-Supported Municipal Improvement District, a/k/a Operation Downtown (OD) and the Riverfront Development Authority (RDA) for OD to operate the Brenton Skating Plaza located at 520 Robert D. Ray Drive, Des Moines, including use of the rink, skate rental, and food and beverages; and

WHEREAS, the Agreement will terminate on June 30, 2016; and

WHEREAS, OD, RDA and the Park and Recreation Department desire to amend the Agreement to renew it for an additional one year term until October 15, 2017 and for up to three additional one year terms until October 15, 2020, with a copy of such amendment and renewal agreement on file in the City Clerk's Office; and

WHEREAS, under the terms of the Agreement, the OD is responsible for the operating costs of Brenton Skating Plaza to be funded by revenues from its operation, with the City and RDA each providing up to \$25,000 annually if there is a deficit between the revenues and the operating costs.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. The City Council of the City of Des Moines shall consider an Amendment To and Renewal Of Concession Agreement for the Management, Operation, and Maintenance of the Brenton Skating Plaza between the City of Des Moines, Iowa, the Downtown Des Moines Self-Supported Municipal Improvement District, a/k/a Operation Downtown and the Riverfront Development Authority to operate the concessions including use of the rink, skate rental, and food and beverages, and to renew the term of the agreement for an initial term until October 15, 2017, and for up to three additional one year terms until October 15, 2020, for the consideration of Downtown Des Moines Self-Supported Municipal Improvement District funding the operational expenses of the Skating Plaza from the revenues, with the City and RDA each providing up to \$25,000 annually if there is a deficit between the revenues and the operating costs.

2. A public hearing shall be held on May 23, 2016 at 5:00 pm in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.



Roll Call Number

16-0764

Agenda Item Number

25

May 9, 2016

Date

3. The City Clerk is authorized and directed to publish notice of the proposal and hearing in the form hereto attached not less than four or more than twenty days from the date of the hearing.

(Council Communication 16- 244)

Moved by Wensley to adopt.

APPROVED AS TO FORM:

Ann DiDonato

Ann DiDonato

Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED				

APPROVED

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.

T. M. Franklin
Mayor

Diane Rauh
City Clerk

City Clerk