



Roll Call Number

16-1728

Agenda Item Number

36

Date October 10, 2016

APPROVAL OF DONATION, CONSTRUCTION AND MAINTENANCE AGREEMENT BETWEEN CENTRAL IOWA TRAIL ASSOCIATION, INC. AND CITY OF DES MOINES REGARDING EWING PARK MOUNTAIN BIKING FLOW TRACK

WHEREAS, the Park and Recreation Department is charged with the responsibility of providing recreational activities, including mountain bike flow trails, within the City of Des Moines; and

WHEREAS, Central Iowa Trail Association, Inc. (CITA) has proposed, and is engaged in a private fundraising effort for, constructing and funding of a natural surface mountain bike flow trail in Ewing Park, such improvements estimated to be in the amount of \$27,500, and which plans and specifications must be approved by the Director of Parks and Recreation in order to be put into effect (the "Flow Track"); and

WHEREAS, CITA also proposes to be responsible for maintenance of the Flow Track; and

WHEREAS, CITA desires to make a charitable contribution for the benefit of the citizens in the central Iowa region, of the Flow Track to the City of Des Moines upon completion and acceptance by the Director of Parks and Recreation; and

WHEREAS, Park and Recreation Department staff and CITA have negotiated a Donation and Construction and Maintenance Agreement Between the City of Des Moines and Central Iowa Trail Association, Inc. For Ewing Park Mountain Biking Flow Track, a copy of which is on file in the City Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Donation and Construction and Maintenance Agreement Between the City of Des Moines and Central Iowa Trail Association, Inc. For Ewing Park Mountain Biking Flow Track, 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.

(Council Communication No. 16-579)

Moved by Hensley to adopt.

Approved as to Form:

Ann DiDonato, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL (7).

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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk