



Roll Call Number

19-1223

Agenda Item Number

40

Date August 5, 2019

APPROVAL OF AMENDMENT TO DONATION AGREEMENT WITH DES MOINES PARK & RECREATION FOUNDATION REGARDING PLAYGROUND AT WHITMER PARK

WHEREAS, the Park and Recreation Department is charged with the responsibility of providing safe playgrounds within the City of Des Moines; and

WHEREAS, February 25, 2019, by Roll Call No. 19-0291, the City Council approved a Donation Agreement Between Des Moines Park & Recreation Foundation and the City of Des Moines Regarding Improvements to Whitmer Park to make a charitable contribution of \$100,000 to the City toward the procurement by the City of playground equipment and related improvements at Whitmer Park, East 6th Street and Lyon Street, and by also providing volunteers to help install the playground improvements; and

WHEREAS, the Des Moines Park & Recreation Foundation desires to directly purchase such playground equipment and also certain site features and to increase its donation amount to \$150,000.

WHEREAS, Park and Recreation Department staff and the Des Moines Park & Recreation Foundation have agreed to an Amendment to the Donation Agreement, a copy of which is in the City Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Amendment to Donation Agreement Between Des Moines Park & Recreation Foundation and the City of Des Moines Regarding Improvements to Whitmer Park, a copy of which is on file with the City Clerk's Office, 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. 19 - 335)

Moved By Gatto to adopt.

APPROVED AS TO FORM:

Ann DiDonato, Assistant City Attorney

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|----------|--------|
| COWNIE | ✓ | | | |
| BOESEN | ✓ | | | |
| COLEMAN | ✓ | | | |
| GATTO | ✓ | | | |
| GRAY | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| 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.

J. M. Frankin Cownie Mayor

Diane Rauh City Clerk