



**Roll Call Number**

20-2139

**Agenda Item Number**

49 I

**Date** December 21, 2020

ACCEPTANCE OF DONATION OF PLAYGROUND AT RIVERVIEW PARK FROM  
VARIETY THE CHILDREN'S CHARITY OF IOWA AND NAMING OF PLAYGROUND THE  
VARIETY STAR PLAYGROUND

WHEREAS, the City of Des Moines, acting through the Parks and Recreation Department, operates Riverview Park; and

WHEREAS, on January 22, 2018, by Roll Call No. 18-0153, the City Council approved an Agreement with Variety – The Children's Charity of Iowa ("Variety"), working together with other donors, for Variety to make a charitable contribution for the benefit of the citizens of Des Moines by funding and contracting for the procurement and installation of playground equipment, sport surface, concrete slab and curbing, seating, and signage at Riverview Park, 710 Corning Avenue ("the Playground Improvements"); and

WHEREAS, such Donation Agreement provides that upon completion of the Playground Improvements and recommendation of the Parks and Recreation Director, the Playground Improvements may be accepted by the City Council and the playground would be named the "Variety Star Playground" for a period of 20 years; and

WHEREAS, the Parks and Recreation Department has inspected the Playground Improvements and found them to be complete and in substantial compliance with the approved plans and to be ready for acceptance by the City and the Parks and Recreation Director recommends acceptance by the City; and

WHEREAS, the City Council finds that it is in the best interests of the City to accept the Playground Improvements and to name the site of the Playground Improvements the "Variety Star Playground" for a period of 20 years.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the City hereby accepts ownership of the Playground Improvements.

BE IT FURTHER RESOLVED that the playground shall be and is hereby named and to be known as the "Variety Star Playground" for a period of 20 years until December 21, 2040, subject to the terms of the Donation Agreement.

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(Council Communication No. 20-561 )

Moved by Westergaard to adopt.

APPROVED AS TO FORM:

Ann DiDonato  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

T. M. Franklin Cownie  
Mayor

CERTIFICATE

I, P. Kay Cmelik, 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.

P. Kay Cmelik

City Clerk