



Roll Call Number

23-1444

Agenda Item Number

46

Date October 23, 2023

APPROVAL OF DONATION AGREEMENT WITH THE MARY K. AND DANIEL M. KELLY FAMILY FOUNDATION FOR FUNDING OF STONE PARK PICKLEBALL COURTS

WHEREAS, the City of Des Moines, acting through the Parks and Recreation Department, owns Stone Park, 2100 SE 5th Street, Des Moines, and intends to undertake a large improvement project at said Park with an estimated total construction cost of \$1,650,000.00, for the benefit and enjoyment of the residents of the City; and

WHEREAS, the Mary K. and Daniel M. Kelly Family Foundation desires to participate with the City to support the construction of four pickleball courts ("Project") as part of the Stone Park improvements, by making a charitable contribution for the benefit of the residents of Des Moines in the amount of \$581,000.00, payable over a period of up to four years, which donation equals the estimated minimum construction goal for the Project; and

WHEREAS, a sign of recognition for this gift from the Mary K. and Daniel M. Kelly Family Foundation will be placed at the Project site for the life of the pickleball courts.

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

- 1. The above-described Donation Agreement between the City and the Mary K. and Daniel M. Kelly Foundation regarding Stone Park Pickleball Courts, on file in the City Clerk's Office, is hereby approved, and the Mayor is authorized and directed to sign said Agreement on behalf of the City and the City Clerk to attest to his signature.
2. The City Parks and Recreation Department Director and his designee(s) are authorized and directed to administer and monitor the terms of the Donation Agreement on behalf of the City.
3. The donated funds received by the City pursuant to the Donation Agreement will be deposited into the Parks and Recreation capital projects fund C040, Park Improvements project PK137.

(Council Communication No. 23- 477)

MOVED BY Gatto to adopt.

SECOND BY Voss

APPROVED AS TO FORM:

/s/ Glenna K. Frank
Glenna K. Frank, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL (6 yeas).

CERTIFICATE

I, Laura Baumgartner, 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.

Laura Baumgartner (Signature)

City Clerk

MOTION CARRIED APPROVED (M. Franklin Cownie Signature) Mayor