


COUNCIL COMMUNICATION

	Number:	20-508	Meeting:	November 23, 2020
	Agenda Item:	65	Roll Call:	20-1978
	Submitted by:	Benjamin R. Page, Park and Recreation Director		

AGENDA HEADING:

Hold hearing on amendment to donation and concession agreement for Riverview Park Concession with Parks Area Foundation (PAF).

SYNOPSIS:

Approving extension of the agreement between the City of Des Moines and the PAF for the operation and management of the Riverview Park Stage.

FISCAL IMPACT:

Amount: Beginning now, on January 1, 2023, the City shall receive 5% of all annual gross revenue generated by PAF and its subcontractors (including without limitation sales of event tickets, food, beverages, other items, and sponsorships). It is not possible currently to determine annual gross revenue before official programming is developed and scheduled.

Funding Source: Revenues will be deposited in the Parks and Recreation Special Events budget. 2021 Operating Budget, Park and Recreation, Special Events, G001 PK201265, page 168.

ADDITIONAL INFORMATION:

- On January 22, 2018, the City Council approved a Donation and Concession Agreement By and Between City of Des Moines and the PAF for Riverview Park Stage, with an initial term until January 8, 2047, and one (1) 10-year renewal option upon mutual consent, for the consideration of 5% of annual gross revenues for sales of food, beverages, alcoholic beverages, event ticket sales, and other items received starting in 2021.
- The PAF has requested an amendment to this current agreement due to the implications of the COVID-19 pandemic including not being able to host events in 2020.
- The amendment proposes that all dates noted above would be extended and modified as follows:
 - Extend the initial term by one (1) year, until December 31, 2038.
 - Option to renew for two (2) additional 10-year terms, December 31, 2048 and December 31, 2058, upon mutual agreement of the parties.
 - Delay the start of the concession payments on gross revenues to 2022.

PREVIOUS COUNCIL ACTION(S):

Date: November 9, 2020

Roll Call Number: [20-1772](#)

Action: [On](#) Amendment to Donation and Concession Agreement for Riverview Park Concession with Parks Area Foundation (PAF). ([Council Communication No. 20-480](#)) Moved by Boesen to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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