

★ **Roll Call Number**

Agenda Item Number

42

Date November 9, 2009

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,641 passed April 9, 2007 by amending Section 74-179, relating to rentals in the Western Gateway Park",

presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Ann DiDonato  
 Ann DiDonato  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

.....  
 Mayor

**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.

\_\_\_\_\_  
 City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,641 passed April 9, 2007 by amending Section 74-179, relating to rentals in the Western Gateway Park.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,641 passed April 9, 2007 is hereby amended by amending Section 74-179, relating to rentals in the Western Gateway Park, as follows:

**Sec. 74-179. Park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street a/k/a "Western Gateway Park", including John and Mary Pappajohn Sculpture Park - rentals.**

Rentals within "Western Gateway Park" shall be for each sculpture collection room within the John and Mary Pappajohn Sculpture Park or lawn area block space between Tenth and Eleventh Streets and Eleventh and Twelfth Streets. The sculpture collection rooms consist of the six lawn areas defined by berms within the John and Mary Pappajohn Sculpture Park.

When space within the park is rented, the remainder of the park shall be open to the general public.

Item	Fee	Date Due
Facility Use (one sculpture collection room)	\$1,500/half day (6 hours)	25% deposit at booking, balance due 15 days prior to event
Facility Use One (one sculpture collection room)	\$3,000/day (during park hours)	25% deposit at booking, balance due 15 days prior to event
Facility Use (one block lawn area)	\$500/day (during park hours)	25% deposit at booking, balance due 15 days prior to event
Set-up/tear down (room)	\$500/half day (6 hours)	Does not include hours when park is closed
Set-up/tear down (lawn)	\$100/half day (6 hours)	
Clean up if required by City	\$40.00/hour per staff position	Billed to after event
Seeding if required	\$3.00/square yard	Billed to renter
Sodding if required	\$10.00/square yard	Billed to renter
Repair of damage	Actual cost of replacement	Billed to renter

Item	Fee
Facility Use — For Profit Activities	<del>\$500.00/half day (4 hours)</del>
Facility Use — For Profit Activities	\$1,000/day
Facility Use — Non Profit Activities	<del>\$250.00/half day (4 hours)</del>
Facility Use — Non Profit Activities	\$500.00/day
Clean up	\$40.00/hour per staff position
Seeding	\$3.00/square yard
Sodding	\$10.00/square yard
Damage	Actual cost for replacement

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Ann DiDonato  
 Ann DiDonato  
 Assistant City Attorney