

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 276-10

AN ORDINANCE

authorizing the City Manager to execute an agreement with the Columbia School District for a playground improvement project at Ulysses S. Grant Elementary School; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Manager is hereby authorized to execute an agreement with the Columbia School District for a playground improvement project at Ulysses S. Grant Elementary School. The form and content of the agreement shall be substantially as set forth in "Exhibit A" attached hereto and made a part hereof as fully as if set forth herein verbatim.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2010.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

AGREEMENT

THIS AGREEMENT dated this _____ day of _____, 2010, is entered into by and between the City of Columbia, Missouri, a municipal corporation (hereinafter "City") and the Columbia School District (hereinafter "District").

WHEREAS, District is improving the playground at its elementary school located at 10 East Broadway, known as Ulysses S. Grant Elementary School; and

WHEREAS, City, in accordance with Policy Resolution 20-98, is willing to participate in funding of the acquisition and installation of a walking trail, shelter and playground equipment at Ulysses S. Grant Elementary School; and

WHEREAS, District is willing to make the playground and trail available to the public when it is not being used for school activities.

NOW, THEREFORE, City and District agree as follows:

1. City will reimburse District in an amount up to \$25,000.00 for improvements to the playground at its Ulysses S. Grant Elementary School. Reimbursement will be made upon receipt of documentation of actual expenditures made by the District with respect to the playground development.
2. As a condition of receiving the payment for playground equipment, District agrees to:
 - a) Keep its playground, shelter and trail at Ulysses S. Grant Elementary School open to the public at all reasonable times when it is not in use for school activities.
 - b) Submit its improvement plans and specifications to the City for approval.
 - c) Construct the playground improvements according to the plan submittal.
 - d) Hold the City harmless for any and all claims or damages for personal injury or property damage arising out of the use of the trail and playground, whether by students or by members of the public.

IN WITNESS WHEREOF, City and District have been duly authorized to execute this agreement as of the above referenced date.

CITY OF COLUMBIA, MISSOURI

By: _____

H. William Watkins, City Manager

ATTEST:

Sheela Amin, City Clerk

APPROVED AS TO FORM:

Fred Boeckmann, City Counselor

COLUMBIA SCHOOL DISTRICT

By: _____

ATTEST:

CERTIFICATION: I hereby certify that this contract is within the purpose of the appropriation to which it is to be charged, Account No. _____, and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefor.

Lori B. Fleming, Director of Finance

Source:
Mike Hood 

FISCAL and VISION NOTES:

Agenda Item No. _____

TO: City Council
FROM: City Manager and Staff 
DATE: October 22, 2010
RE: City/School Playground Agreement: Grant Elementary School

City Fiscal Impact Enter all that apply:	
\$0	City's current net FY cost.
\$25,000	Amount of Funds Already appropriated
\$0	Amount of budget amendment needed
\$0	Estimated 2 yr net costs: One-time
\$0	Operating / On-going
Program Impact:	
N	New program/ agency (Y/N)
N	Duplicates/expands an existing program (Y/N)
N	Fiscal impact on any local political subdivision (Y/N)
Resources Required:	
N	Requires add'l FTE personnel? (Y/N)
N	Requires additional facilities? (Y/N)
N	Requires additional capital equipment? (Y/N)
Mandates:	
N	Federal or state mandated? (Y/N)
Vision Implementation Impact Enter Below All That Applies: Re to Website:	
Y	Vision Impact? (Y/N or if N, go no further)
12.1	Primary Vision, Strategy and/or Goal Item#
12.2	Secondary Vision, Strategy and/or Goal Item#
40	FY10/FY11 Implementation

EXECUTIVE SUMMARY:

Since 1998, the City has assisted with the funding of outdoor play equipment at twelve elementary schools located within the Columbia Public School District (CPSD). The City's FY-2011 CIP budget includes \$25,000 for the construction of a perimeter walking trail, small shelter and playground improvements at Grant Elementary. An ordinance is needed to authorize an agreement with the CPSD for the implementation of this project. The Grant School project has been identified by the School District as their highest priority for the cooperative city/school district playground program for 2011.

The City's funding source for the project comes from the 2005 Park Sales Tax. Fiscal Year 2011 will mark the 5th and final year of funding for the city/school playground program from the 2005 Park Sales Tax as the tax is scheduled to expire if not renewed.

DISCUSSION:

Since 1998, the City Council has authorized the spending of the city funds for outdoor play equipment to be located on public school grounds. The policy requires that the Columbia Public School District (CPSD) agree to make the outdoor facilities available for use by the public whenever they are not being used for school activities. Previous projects funded under this policy include Grant (1998), Benton (2000), Field (2000), Lee (2001), West Blvd (2002), Parkade (2004), Mill Creek (2005), Shepard (2006), Blue Ridge (2007), Russell (2007), Ridgeway (2007), Parkade Phase II (2008), Fairview (2009) and Derby Ridge (2010) Elementary Schools. No appropriation was funded in FY-2003. These projects have been positively received by both the school and the general public.

This ordinance, if approved, authorizes an agreement (Exhibit A) with the Columbia Public School District for this project and

provides procedures for implementing the playground improvement project and assures that the facilities will be open for public use.

FISCAL IMPACT:

\$25,000 has been budgeted for FY-11 City/School Playground Improvements. This funding comes from the 2005 Park Sales Tax. The City will not have any ongoing maintenance costs as the Columbia Public School District is responsible for the maintenance of these improvements. Fiscal Year 2011 marks the 5th and final year of this program as funded through the 2005 Park Sales Tax ballot issue as that tax is scheduled to expire if not renewed.

VISION IMPACT:

12.1 Goal: A variety of attractive, well-maintained parks throughout Columbia-including neighborhood parks, regional parks, nature parks, and urban parks-will ensure all residents have access to a full range of outdoor and indoor recreational opportunities.

12.2 Goal: Columbia's recreational needs and desires will be met through effective public and private partnerships that provide outstanding, exciting, and diverse recreational facilities such as, but not limited to, an ice skating rink, golf courses, tennis courts, soccer fields, ball fields, ball parks, and swimming pools. These facilities will be placed appropriately throughout the city to allow easy access for everyone.

Implementation Task: 40. Fund and complete capital improvement program projects (parks)

SUGGESTED COUNCIL ACTIONS:

If Council concurs that the project should proceed, the ordinance authorizing the agreement should be passed.