



Source

Mike Hood 
Parks and Recreation

TO: City Council
FROM: City Manager and Staff 
DATE: July 15, 2008
RE: Oakland Park Name

Summary: At the December 3, 2007 City Council meeting, Council asked staff for a report as to the official name of the 81.5 acre tract of land currently referred to as Oakland Park. A similar report was requested by Council in 2003 (see attached). That report addressed the naming issue in detail. The Council, after reviewing the 2003 report and a memo dated January 14, 2004 from City Manager Ray Beck (attached), took no action with regard to the park's name.

Fiscal Impact

YES

NO X

Members of the Albert family appeared before the Council in the spring of 2004 and requested that the Council officially name the park "Albert-Oakland Park". Again, no action was taken by the Council with regard to the park's name.

Other Info.

Staff Recommendation: As the research in 2003 could find no record of any official Council action to establish the park's name, staff's recommendation was for the Council to take formal action to name the property or properties. It was recommended that the City recognize the 20 acres donated by the Albert family by reaffirming that tract's name as the "C.M. Albert Memorial Park" It was also recommended that the City formally name the remaining 61.5 acres as "Oakland Park."

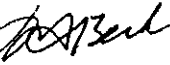
To have two separate names would not be precedent setting within the City's park system as a similar situation already exists. The 32 acre Capen Park (donated by the Capen family) adjoins the 199 acre Grindstone Nature Area (purchased by the City). Staff manages the area as one 231 acre site even though it is named as two separate parks.

In addition, the Park and Recreation Commission has recently recommended different names for the two major tracts of land comprising the City's new regional park. If approved, the two parcels will be operated as one site but will have separate names.

Suggested Council Action: Provide staff with direction as to how the Council wishes to proceed in regard to the official name of this park.

INTER-OFFICE MEMO

TO: City Council

FROM: Raymond A. Beck, City Manager 

DATE: January 14, 2004

RE: Oakland Park Naming

Sometime ago, the Council asked staff to research the naming of the Oakland Park area. Parks and Rec staff prepared some historical information. You will note the draft report indicates no official Council action was taken to officially name the park area. I do recall personally meeting with Paul Albert regarding the dedication of the 20 acres which included an understanding that the 20 acres would be named in honor of his mother – not the rest of the park. I understand the sign is in place.

I have reservations for naming the entire area Albert-Oakland Park based on the historical aspects of his actions taken against public officials including Mayors, Councils, etc. If the Council feels some additional action is needed perhaps the 20 acres could be officially named or reaffirmed Albert Park.

Source

Mike Hood ~~AAH~~
 Parks and Recreation

TO: City Council
FROM: City Manager and Staff
DATE: December 15, 2003
RE: Oakland Park Name

Summary: At the July 7th Council meeting, Council members requested that staff prepare a report as to the official name of the 81.5 acre tract of land currently referred to as Oakland Park. This tract is often also referred to by some individuals as Albert-Oakland Park. In reviewing the acquisition history of the park, staff has determined that 20 acres were donated by the Albert family, 50 acres were purchased by the City, and 11.5 acres are owned by the School District (agreements providing for use of the 11.5 acres for park purposes have been entered into between the City and the School District).

Fiscal Impact

YES

NO X

After extensive searching of both the Park and Recreation Department's and the City Clerk's files and records, staff can find no record of any Council action officially naming the entire park. Three different documents which appear to have some applicability to the naming process were located and will be discussed below. Each of these documents implies a different name for some or all of the property currently making up the park.

Other Info.

Currently a sign is located on the 20 acres donated by the Albert family which identifies that tract as the C.M. Albert Memorial Park. This is in accordance with the donation agreement. Staff has for several years referred to the remainder of the park as Oakland Park. As no Council action to officially name the park can be located, the Council may wish to take action to either affirm the naming practice currently being used or establish a different official name for the park.

Discussion: As a result of the Council's request for a report as to the official name of the City park currently referred to as Oakland Park, staff completed an extensive review of the Park and Recreation Department's and the City Clerk's files and records with respect to both the history of the acquisition of the land and any actions taken to officially name the property.

The acquisition history of the property is as follows:

1964: Paul and Majorie Albert donate a 20 acre tract to the City for park and recreational purposes. Tract is donated as a memorial to C. M. Albert.

- 1972: City purchases two tracts of land totaling 50 acres. Both tracts are adjacent to the north boundary of the 20 acre Albert tract.
- 1972: City enters into an agreement with the School District for use of a five acre tract adjacent to the property purchased by the City.
- 1982: City enters into a second agreement with the School District which allows for the use of an additional 6.5 acres as part of the park.

Staff's review of existing files and records did not locate any document whereby a formal action by a Columbia City Council was ever taken to officially name the entire park. However, three different documents (copies attached) which may have some applicability to the naming issue were located and are summarized below. Each of the three documents implies a different name for a portion or all of the park.

1. Council approved agreement between Mr. and Mrs. Albert and the City: This agreement is dated April 8, 1964, and specifies that the twenty acre tract being donated is to be known as C.M. Albert Memorial Park. The City currently has a sign on this property at the north end of Parker Street which identifies the site as C.M. Albert Memorial Park.
2. City Ordinance 315-71: This ordinance was passed October 18, 1971. The ordinance authorizes an agreement with R. W. Booker and Associates to prepare a master plan for the park. The ordinance specifically refers to the park as "Oakland Park."
3. City ordinance 47-72: This ordinance was approved on March 6, 1972. This ordinance authorizes an agreement with the Columbia Public Schools for the use of five acres as part of the park. The ordinance indicates in the initial "whereas clause" that the "City of Columbia is developing a public park facility to be known as the Albert-Oakland Park."

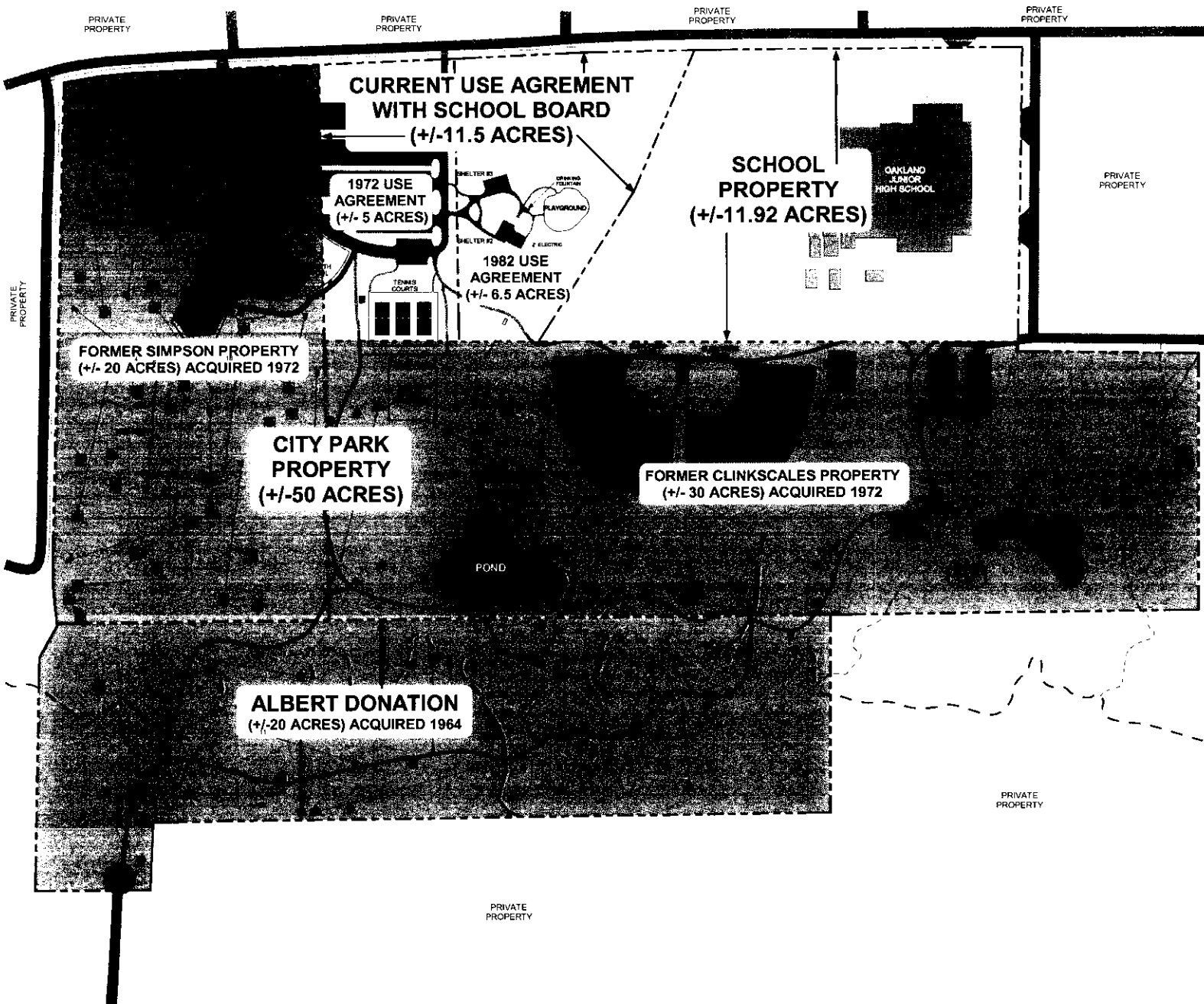
Based on the review of files and records, it appears that during the late 1970's and most of the 1980's, the park was generally referred to as Albert-Oakland Park. However, beginning in the 1990's and continuing through the present, the practice has been to recognize the 20 acre donation as the "C.M. Albert Memorial Park" and to identify the remainder of the property as simply "Oakland Park". It should be noted that the park sign located along Oakland Gravel Road still reads "Albert-Oakland Park".

Staff Recommendation Staff believes that a formal name for the park should be officially approved by the Council. Staff would recommend that, as is the current practice, the 20 acre donation continue to be recognized as the

"C.M. Albert Memorial Park" and that the remainder of the park be named "Oakland Park".

Suggested Council Action:

Provide staff with direction as to the Council's preferred name for the park.
Direct staff to prepare an ordinance officially naming the park in accordance with the Council's preferred choice.



OAKLAND PARK FACILITIES

- 81.5 ACRES
- 3 - RESERVABLE SHELTERS
 - 30 - PICNIC TABLES (3 - ADA)
 - 2 - DRINKING FOUNTAINS
 - LIGHTS
 - 11 - ELECTRICAL OUTLETS
 - 3 - DOUBLE BBQ GRILLS
 - RESTROOMS AT SHELTER #1 AND POOL HOUSE
- OAKLAND FAMILY AQUATIC CENTER
- MULTI-PURPOSE HARD SURFACE TRAIL
- CREEK AND NATURAL AREA
- 2 - PLAYGROUNDS
 - 36 HOLE DISC GOLF COURSE
 - 3 - LIGHTED TENNIS COURTS
 - 2 - LIGHTED SAND VOLLEYBALL COURTS
 - 1 - SMALL PRACTICE SOCCER FIELD
 - 1 - FOOTBALL FIELD (AT SCHOOL)
 - 1 - BASKETBALL COURT
 - 2 - BASEBALL/SOFTBALL FIELDS

KEY

- BASKETBALL COURT
- BRIDGE
- CREEK/DRAINAGE SWALE
- DISC GOLF COURSE-A BASKETS
- DISC GOLF COURSE-B BASKETS
- FENCE - 6' TALL
- FITNESS TRAIL STATION
- GRAVEL PATH
- PARKING/ROAD
- PROPERTY LINE
- SAND VOLLEYBALL COURT
- SIDEWALK
- SHELTER/BATH HOUSE



CITY OF COLUMBIA, MO
PARKS AND RECREATION

DATE: REVISIONS:
7/2007 PROPERTY OWNERSHIP N.E.R.

DRAWN BY: MELANIE LONG
DATE: 10/29/09
SCALE: AS NOTED

NOTES:

TITLE: OAKLAND PARK
ALBERT - OAKLAND PARK
1900 BLUE RIDGE ROAD

Permanent Record
File

AGREEMENT

This Agreement, made and entered into this 8th
day of April, 1964, by and between
Paul A. Albert and Marjorie D. Albert, his wife, herein-
after referred to as First Party, and the City of Columbia,
Missouri, a municipal corporation, hereinafter referred to
as City,

WITNESSETH:

That First Party, for and in consideration of the
sum of Ten (\$10.00) Dollars, and other valuable considera-
tions, paid to them by the City, do hereby agree to grant
and give to the City the following tract or parcel of land
located within the County of Boone, State of Missouri, and
more particularly described as follows, to-wit:

Approximately twenty (20) acres, a part of
the following-described tract of land:

Beginning at the south one-quarter section
corner of Section 31, Township 49, Range 12,
Boone County, Missouri, as described and
located in a survey recorded in Plat Book 4,
at page 33 of the Records of Boone County,
Missouri, thence north 0°31' east 2701.4 feet
to the center of Section 31, Township 49,
Range 12, Boone County, Missouri; thence east
89°37' east 2666.9 feet to the east one-quarter
section corner in Oakland Road; thence south,
along Oakland Road, 1329.4 feet to the north-
east corner of Boone County Survey No. 7521;
thence following Survey No. 7521, south 88°44'
west 870.0 feet; thence south 1328.3 feet to
the section line; thence north 88°44' west
248.4 feet to the northwest corner of Boone
County Survey No. 7572; thence along the west
line of Survey No. 7572, south 0°21' east

711.3 feet to the northeast corner of a deed description recorded in Book 288 at page 190 of the Records of Boone County, Missouri; thence following said deed description south 89°49' west 149.9 feet; thence south 0°21' east 290.2 feet to the centerline of Vandiver Drive; thence south 89°53' west, along said centerline, 315.5 feet to the southeast corner of a survey recorded in Plat Book 4, page 33 of the Records of Boone County, Missouri; thence following said survey, north 0°27' east 993.7 feet to the section line; thence south 88°39' west 1620.5 feet to the beginning; and containing 147.83 acres, more or less, and as more generally described on the attached drawing, described as Exhibit "A" and attached hereto and made a part hereof as fully and completely as if the same were set forth herein in its entirety, but subject to a survey to be made by James S. Reed, Registered Land Surveyor, together with a fifty-(50)-foot wide road easement generally along the west part of the described tract, and lying in a northerly direction from the Alton Road north to the Christian Church marker.

The parties hereto agree that the above grant shall be subject at all times to the following covenants:

1. That the tract herein granted be used only by the City for park and recreational purposes, and for no other use.

2. That the City keep the above-described tract free and clear of any nuisances.

3. That the City agrees not to construct a permanent road to the land herein granted and assess the cost of such a road against the abutting land until ^{after January 1, 1968-} such time as ~~the abutting land has been subdivided in a manner prescribed by the laws of the State of Missouri or the Charter and ordinances of the City of Columbia, Missouri~~

D.F.P.
6/23/68
P. Allent

4. That the City agrees to permit the construction of a road cul-de-sac on the herein-granted land, so that the same may circle around the granite monument commemorating the founding of the First Christian Church in Boone County.

5. That the City agrees to pay half the cost of a road culvert, thirty-two (32) feet wide, at the intersection of the Alton Road and the City road easement.

6. That the First Party agrees that the City may have access to the described tract immediately upon the signing of this Agreement, and shall have full and complete possession of the said tract from and after October 1, 1964.

7. That the above-described park shall be perpetually known as the "C. M. Albert Memorial City Park", and that within one year after the date of the opening of the park, an appropriate marker be installed commemorating the dedication as aforesaid, without any formal dedication ceremonies.

8. That the First Party shall retain grazing rights on the above-described tract, subject to seventy (70) days written notice from the City to terminate said grazing.

9. That the First Party is to retain salvage rights on an existing fence between the land herein granted to the City and land previously conveyed by the First Party, and known as the Clinkscales property.

10. That, upon an acceptance of the herein grant, and subject to the terms and conditions set forth herein, by the City Council of the City by ordinance duly enacted, First Party agrees to execute all necessary deeds and papers to be prepared at the cost of the City, and to effectively convey to the City all the right, title and interest of the First Party to the above-described tract of land.

In Witness Whereof, the parties hereto have caused this Agreement to be executed in duplicate on the day and year first above written.

-4- Paul A. Albert
Paul A. Albert

Marjorie D. Albert
Marjorie D. Albert

FIRST PARTY

CITY OF COLUMBIA, MISSOURI,
a municipal corporation

By Don F. Allard
City Manager

Attest:

Glenn Ward
City Clerk

Approved as to form:

George Hickman
City Counselor

STATE OF MISSOURI)
COUNTY OF BOONE) ss.

Personally appeared before me, the undersigned, a Notary Public in and for the County and State aforesaid, Paul A. Albert and Marjorie D. Albert, his wife, personally known to me to be the persons who executed the above Agreement, and acknowledged to me that they executed the same of their own free act and deed.

In Testimony Whereof, I have hereunto set my hand and seal at my office in the County and State aforesaid on this 9th day of April, 1964.

My Commission expires: December 3, 1967

Gertrude Davis
Notary Public

HR.

Introduced by Knipp

First Reading 10-4-71 Second Reading 10-18-71

Ordinance No. _____ Council Bill No. 315-71

AN ORDINANCE

authorizing the City Manager and City Clerk, on behalf of the City of Columbia, Missouri, to execute an agreement with R. W. Booker and Associates for preparation of a Master Plan and Federal Development Grant Application for Oakland Park; prescribing the form and content of said agreement; 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. That the City Manager and City Clerk be, and they are hereby authorized and directed to execute, on behalf of the City of Columbia, Missouri, a municipal corporation, an agreement with R. W. Booker and Associates for preparation of a Master Plan and Federal Development Grant Application for Oakland Park.

SECTION 2. That the form and content of said agreement shall be substantially as contained in the form of agreement attached hereto, identified as "Exhibit A", and made a part hereof as fully and completely as if set forth herein in its entirety.

SECTION 3. That this ordinance shall be in full force and effect from and after its passage.

Passed this 18th day of October, 1971.

ATTEST:

Certified a true copy, this 19th day of Oct, 1971
Albin West
City Clerk, Columbia Mo.

City Clerk

APPROVED AS TO FORM:

James J. ...
City Counselor

Mayor and Presiding Officer

APPROVED FOR COUNCIL ACTION:

Don F. Allard
City Manager

P+R-

Introduced by Smith

First Reading 2-21-72 Second Reading 3-6-72

Ordinance No. _____ Council Bill No. 47-72

AN ORDINANCE

authorizing and directing the City Manager and City Clerk, on behalf of the City of Columbia, Missouri, to execute an agreement with the Columbia Public School District for joint use of five acres of land adjacent to Oakland Junior High School for development of Albert-Oakland City Park

WHEREAS, the City of Columbia, Missouri is developing a public park facility, to be known as the Albert-Oakland Park, to be situated adjacent to the Oakland Junior High School; and

WHEREAS, the Columbia Public School District is willing to allow the City to utilize five acres of land owned by said school district for public park purposes;

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

SECTION 1. That the City Manager and City Clerk be, and they are hereby authorized and directed to execute, on behalf of the City of Columbia, Missouri, a municipal corporation, an agreement with the Columbia Public School District for use for public park purposes, five acres of land owned by said school district and described as follows:

A five acre tract of land in the North Half of the Southeast Quarter of Section 31-49-12 described as follows: Beginning at a point 1953.43 feet North of the Southeast corner of said Section 31, in the East line of said section; thence South 89°-37' West 1740.38 feet to the true point of beginning of this tract; thence continuing South 89°-37' West 309.12 feet; thence North 704.57 feet to the center section line; thence North 89°-37' East along said center section line 309.12 feet; thence South 704.57 feet more or less to the true point of beginning, containing 5 acres

SECTION 2. That the form and content of said agreement shall be as contained in the form of agreement attached hereto, identified as "Exhibit A" and made a part hereof.

Passed this 6th day of March, 1972.

ATTEST:

Certified a true copy this

7 th March 19 72
Flora Wood
City Clerk, Columbia, Mo.

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

APPROVED FOR COUNCIL ACTION:

City Counselor

Don J. Allard
City Manager