

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 96-09

AN ORDINANCE

authorizing the City Manager to execute an agreement with the Columbia School District for a playground improvement project at Fairview 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 Fairview 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 _____, 2009.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

Agreement

THIS AGREEMENT dated this _____ day of _____, 2009, is entered into by and between the City of Columbia, Missouri, a municipal corporation (hereinafter "City") and Columbia Public School District (hereinafter "District").

WHEREAS, District is improving the playground at its elementary school located at 909 Fairview Road, known as Fairview 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 and play and fitness equipment at Fairview 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 \$20,000 for improvements to the playground at its Fairview 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 and trail at Fairview Elementary School open to the public at all reasonable times when it is not in use for school activities.
 - b) Submit improvement plans and specifications to the City for approval.
 - c) Build the trail and playground 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: _____
William Watkins, City Manager

ATTEST:

Sheela Amin, City Clerk

APPROVED AS TO FORM:

Fred Boeckman, City Counselor

COLUMBIA SCHOOL DISTRICT

BY: _____

ATTEST:

Source:
Mike Hood



TO: City Council
FROM: City Manager and Staff
DATE: March 27, 2009
RE: Fairview Elementary School Playground Agreement



FISCAL NOTES:

City Fiscal Impact Enter all that apply:	
\$0	City's current net FY cost.
\$20,000	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)

EXECUTIVE SUMMARY:

Since 1998, the City has assisted with the funding of outdoor play equipment at eleven elementary schools located within the Columbia Public School District (CPSD). The City's FY-2009 CIP budget includes \$20,000 for the construction of a perimeter walking trail and playground improvements at Fairview Elementary School. The City's funding source comes from the 2005 Park Sales Tax. An ordinance is needed to authorize an agreement with the CPSD for the implementation of this project. The Fairview School project has been identified by the School District as their highest priority for the cooperative city/school district playground program for 2009.

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) agrees to make the outdoor facilities available for use by the public whenever it is 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) and Parkade Phase II (2008) Elementary Schools. No

appropriation was funded in FY-2003. These projects have been positively received by both the school and the general public.

Park planners have worked with school officials at Fairview Park concerning the route of the trail and possible location of the play equipment. The first priority is to construct the gravel fitness trail. Once the trail is constructed, any available funds will be used to improve the playground. The proposed amount of \$20,000 is anticipated to cover the cost of the trail for contract labor.

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:

\$20,000 has been budgeted for FY-09 City/School Playground Improvements. This funding comes from the 2005 Park Sales Tax and represents the first year that the funds increase from \$15,000 to \$20,000 as proposed in the ballot issue. The City will not have any ongoing maintenance costs as the Columbia Public School District is responsible for the maintenance of these improvements.

SUGGESTED COUNCIL ACTIONS:

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



COLUMBIA PUBLIC SCHOOLS

Dr. James Ritter
Superintendent of Schools

ADMINISTRATION BUILDING

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Columbia, Missouri 65203

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Dr. Jack Jensen
Assistant Superintendent

Columbia Parks and Recreation Department
Michael J. Hood, Director
PO Box 6015
Columbia MO 65205-6015

Dear Mr. Hood.

For a number of years Columbia Public Schools and The City of Columbia have worked jointly to improve the playgrounds of the neighborhood schools so they could better serve the community. For the 2008-2009 school year we would like to identify Fairview Elementary as the site for this joint project. The PTA at Fairview is interested in joining in this project and sharing their financial resources to further improve the playground site.

Please feel free to contact me, Diana DeMoss, the principal of Fairview Elementary, or Charlie Oestreick, Director of Building Services if you have any question regarding this project.

Respectfully,

Jack C. Jensen

Cc Dr. James Ritter, Interim Superintendent of Schools
Dr. Nick Boren, Chief Operations Officer
Diana DeMoss, Principal of Fairview Elementary
Joyce Miller, President of Fairview PTA
Charles Oestreich, Director of Building Services