

Legislation Text

File #: Resolution 17-2017, **Version:** 1

Agenda Date: 06/27/2017

Subject:

A resolution adopting the first amendment to the South Platte Park Agreement

Presented By: Mark Relph, City Manager
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POLICY QUESTION:

Does city council support a resolution adopting an amendment to the South Platte Park (SPP) management agreement with South Suburban Parks and Recreation (SSPR)?

BACKGROUND:

The city and SSPR entered into an agreement for SSPR to manage SPP. The agreement details the development of a preliminary plan for the park, planning process that includes both entities, funding of development and maintenance of the park, real property interests, and the separation terms should the agreement be terminated by either party.

The revised agreement has been reviewed twice by city council and the SSPR Board; once in late 2016 and again on May 23, 2017 and no significant concerns have been raised.

STAFF ANALYSIS:

The agreement in effect is still the original agreement from 1983. Numerous provisions in the agreement are no longer relevant necessitating the amendment. The changes include:

- 1) Applying the initial master plan acceptance process to all major park projects or plan updates.
- 2) Removing language about the ownership of equipment that has long since been retired.
- 3) Clarifying purchasing and joint ownership.
- 4) Updating liability requirements based on the Colorado Governmental Immunity Act.
- 5) Transferring the management of a water gauge used for jointly-held water rights to on-site staff with SSPR.

SSPR's Board has already adopted the agreement. Should council desire to make changes, and depending on the scope of the change, it may require additional staff review, another joint meeting, plus the agreement would need to go back to the SSPR Board for consideration.

OPTIONS/ALTERNATIVES:

- 1) Adopt the amendment: updates the agreement to reflect current practices.
- 2) Reject the amendment: the 1983 agreement remains in effect.
- 3) Amend the amendment; this may trigger an additional joint meeting and at a minimum, a reconsideration of the agreement by the SSPR Board.

FISCAL IMPACTS:

The city was invoiced \$331,168 for management of SPP, visitor services and capital improvements in 2016. The city pays 50% of operations and capital improvements and 35% of visitor services. The remainder is paid for by SSPR. SSPR estimates the city's 2017 costs at \$349,900.

STAFF RECOMMENDATION:

Approve the amendment.

PROPOSED MOTION:

I move to approve the resolution adopting the first amendment to the South Platte Park Management Agreement.