

Request for Council Action

Originator Parks and Recreation	Item Smith Park/8201 Park Avenue South Joint Usage Agreement
Agenda Section Consent	Date 3/2/2015

Description

Council is requested to approve the revised Smith Park/8201 Park Avenue South Joint Usage Agreement. Enclosed is the revised joint usage agreement along with a memo that provides the rationale for the revised agreement as well as the specific changes proposed in the revised agreement.

The City and the former owner of 8201 Park Avenue South, Lutheran High School, had agreements that permitted joint use of outdoor recreation facilities and much of the parking on the school and park properties. These agreements are enclosed:

- 1990 Joint Use Agreement for use of Smith Park and Lutheran High School (now 8201 Park) properties
- 1993 Cross Parking Agreement for shared use of Smith Park and Lutheran High School (now 8201 Park) parking lots
- 1999 Improvements, Leases and Easements Joint Use Agreement for use of Smith Park and Lutheran High School (now 8201 Park) properties
- 2000 Addendum to 1999 Joint Use Agreement to address construction and lighting of the multi-use field

With the 2011 sale of the property to Dar Al Farooq, and the change from a high school to a youth and family center, the use patterns of the shared facilities and related vehicle parking has been altered. The revised agreement addresses the altered use patterns. The changed use patterns were the impetus for the condition of approval requiring the agreement to be updated. Adopting the revisions satisfies the City's condition of approval to update the agreement.

Requested Action

Approve the revised Smith Park/8201 Park Avenue South Joint Usage Agreement.

Attachments:

Smith Park Agreements 1990-2000
Agreements Exhibits A-E
Smith Park Memo
Signed Agreement