RESOLUTION NO. 7933

A RESOLUTION introduced by Councilmembers Richard Harmon, Bill Haynes, John Alcala and Sylvia Ortiz concerning an agreement with Kansas Children’s Discovery Center, Inc. for the construction and operation of a children’s learning center at Gage Park.

WHEREAS, in July 2006, the Topeka City Council unanimously passed a resolution supporting the placement of the Kansas Children’s Discovery Center in Topeka’s Gage Park.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS, that the City Manager is hereby directed to enter into negotiations with Kansas Children’s Discovery Center, Inc. (the “Discovery Center”) for an agreement to lease a portion of Gage Park for the establishment of a children’s learning facility, upon the following general terms:

1. The agreement shall be in the form of a ground lease with the City retaining fee simple ownership of the site (the “Lease Agreement”). The Lease Agreement shall be for a term of ninety-nine years or until such time as the facility is no longer used for its stated purpose, shall provide for annual rent of $1.00 per year and shall provide a reversionary interest to the benefit of City for the facility improvements thereon.

2. The site which shall be the subject of the Lease Agreement is located in southwest corner of Gage Park, (the “Site”) as reflected in the attached aerial view.

3. The Discovery Center shall design and construct, for our community, on the Site, a learning facility providing interactive educational “exhibits” to promote
motor, cognitive development and social skills, enrichment programs for children and their parents, siblings and grandparents, summer and day camp sessions, after school programs, educational programming that interfaces with school district curriculum providing math, science related experiments, music, art, outdoor activities, field trip learning experiences, parenting educational programming using facility resources and staff and the hosting of community events for children (the “Facility”).

4. The cost of the Facility shall be underwritten by public and private donations. The City shall have no obligations for such costs, except, the City may elect to participate to the extent the Facility provides direct benefits and services to the City and the City Council shall have approved such participation. The Facility will be open to the public at such time as funding, design and construction is completed.

5. The Discovery Center shall design and construct the Facility in such a manner as to be consistent with the Master Plan for Gage Park and shall cooperate with the Parks and Recreation Department in the planning and development of the Facility.

6. The definitive Lease Agreement shall be subject to final approval by the City Council.
ADOPTED and APPROVED by the City Council March 27, 2007.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk