

RESOLUTION NO. 3783

A RESOLUTION ESTABLISHING FEES FOR THE USE OF THE ARBORETUM AND ENVIRONMENTAL EDUCATION VISITOR CENTER AUTHORIZING RULES AND PROCEDURES FOR THE OPERATION OF THE SAME IN ACCORDANCE WITH OVERLAND PARK MUNICIPAL CODE CHAPTER 10.10; RESCINDING RESOLUTION NO. 3705.

WHEREAS, the City of Overland Park, Kansas, owns and operates the Arboretum and Environmental Education Visitor Center for public recreation purposes; and

WHEREAS, the City of Overland Park, Kansas, establishes and administers rules, regulations, and fees for use of said Arboretum and Environmental Education Visitor Center.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

SECTION 1. THE FOLLOWING POLICIES AND FEES BE ESTABLISHED:

- A. The City Manager, through the Director of Parks and Recreation, shall have the authority to establish rules, regulations, and procedures for use of the Arboretum and Environmental Education Visitor Center.
- B. The Supervisor, Arboretum/Botanical Garden and staff, shall administer said rules, regulations, and procedures as directed by the City Manager through the Director of Parks and Recreation.
- C. The following rental rules and priorities shall be established according to the categories defined below:

Category 1. City of Overland Park programs and co-sponsored programs can reserve rooms at no charge. Any type of commercial use is prohibited.

Category 2. Clubs, organizations, schools, individuals, commercial groups, business groups.

- D. Fees for use of the **Arboretum** shall be as follows: (Reservations for the Arboretum and EEVC may be made up to 12 months in advance.)
 - 1. Marder Garden (up to 15 people)
 - Category 1. – No Charge
 - Category 2. - \$150.00/Hr.
 - 2. Erickson Water Gardens (Minimum 2 hour rental up to 20 people)

Category 1. – No Charge
Category 2. - \$150.00/Hr.

3. Lakeside Amphitheatre (Minimum 2 hour rental up to 125 people)
Category 1. – No Charge
Category 2. - \$200.00/Hr.
4. Arboretum Pavilion (up to 50 people)
Category 1. – No Charge
Category 2. - \$30.00/Hr.
5. Ailie's Glade (Minimum 2 hour rental up to 15 people)
Category 1 – No Charge
Category 2 - \$150.00/Hr.
6. Legacy Grape Bower (Up to 15 people)
Category 1 – No Charge
Category 2 - \$150.00/Hr.
7. Monet/Xeriscape Area (up to 15 people)
Category 1 – No Charge
Category 2 - \$150.00/Hr.

For weddings, the number of people to include the bridal party, musicians and clergy.

- E. Fees for use of the **Environmental Education Visitor Center** shall be as follows:

A setup charge of \$20.00 per reservation will apply to all room rentals.

1. Sun Room (Up to 10 people)
Category 1. – No Charge
Category 2. - \$25.00/Hr.
2. Conference Room (up to 10 people)
Category 1. – No Charge
Category 2. - \$25.00/Hr.
3. Classrooms (up to 35 people) (Area does not include conference room or sun room)
Category 1. – No Charge
Category 2. - \$100.00/Hr.

- F. **Administrative Fees and Deposits**

1. All rentals during hours outside of normal operating hours will be subject to a two-hour minimum use and staff availability.
 2. \$5.00 non-refundable administrative fee will be charged for each permit issued.
 3. A \$50.00 deposit shall be charged for all rentals.
 4. Request for fee refunds for use of the Arboretum and Environmental Education Visitor Center must be submitted in writing at least seven days in advance of the rental date. Any request for refund submitted less than seven days of rental date will not be accepted.
- G. All charges for concessions and resale items to be determined by the Director of Parks and Recreation.

SECTION 2. Resolution No. 3705 is hereby rescinded.

THIS Resolution shall take effect and be in force from and after January 1, 2010.

ADOPTED by the Governing Body this ____ day of November, 2009.

Carl Gerlach, Mayor
Carl Gerlach

ATTEST:

Marian Cook
City Clerk

APPROVED AS TO FORM:

J. Bart Budetti
Sr. Assistant City Attorney