



**Item**

Memorandum of Understanding (MOU) between the City of Douglas and the Outdoor Enthusiasts of Converse County (“OECC”).

**Responsible Staff Contact**

City Manager J. D. Cox

**Recommendation**

Approve and sign the MOU between the City of Douglas and OECC.

**Executive Summary**

This MOU between the OECC and the City of Douglas is being proposed to clarify and establish clarity of the roles and responsibilities of both the City of Douglas and the OECC for the maintenance and operation of the proposed Douglas Mountain Bike Park.

**Background**

Over the past year, the OECC has been working on details and funding opportunities for the creation of a Douglas Mountain Bike Park. As proposed, the OECC would fund the construction and development of the park, which would eventually become a City of Douglas park. As such, it is necessary to clarify those roles, and to stipulate that the City will own the park.

In the agreement, the City would agree:

- To allow OECC to oversee the construction of the Douglas Mountain Bike Park project.
- To pay \$25,250 toward the construction costs of the accepted and approved Douglas Mountain Bike Park project (note: Council has agreed to placing these funds in this year’s budget).
- To maintain the parking lot and provide and service one dumpster at the parking lot.
- To reasonably allow the closure of the Douglas Mountain Bike Park project, upon request from OECC as needed for construction, for maintenance, and for special events.

In return, OECC has agreed:

- To oversee the construction of the Douglas Mountain Bike Park in conjunction with City officials.
- To coordinate raising of funds to pay for the construction of the Douglas Mountain Bike Park through the City and other sources.
- To allow the City, or its agents, representatives, and/or employees, to access and inspect the property or any part thereof - at such times as the City may need.
- To maintain the trails at the Douglas Mountain Bike Park on a regular basis, including: General trail cleaning; Repairing of trail surface; Repairing or replacing trail markers and signs; removing downed or hazardous trees in trail corridor; Limbing and removing vegetation overgrowth.
- To build trails within accordance with “best practices” and “standards.”
- To facilitate the construction and installation of associated trail system infrastructure



(i.e. trailheads, kiosks, signage, etc.) at Douglas Mountain Bike Park.

- To submit any “new” trail plans to the City for approval prior to commencement.
- To submit for prior approval and coordinate with the City on any planned special events using the Douglas Mountain Bike Park.
- To be aware of and comply with all applicable federal, state, and local laws and regulations. This includes, but is not limited to, laws and regulations regarding sanitation, fire suppression, environmental quality, and hazardous substances. OECC shall promptly notify City if OECC suspects there is a violation of any such law or regulation regardless of the source of the violation.
- To carry the appropriate insurance.
- Indemnify and hold harmless the City.

The development of a Mountain Bike experience in the City enjoys statewide support, including that of the State of Wyoming Outdoor Recreation Collaborative and the University of Wyoming WORTH entity. In addition, as noted in the following section, this initiative is in the City’s Strategic Doing and is a budgeted item. Finally, OECC has approved this agreement

**Alignment to Strategic Doing (SD) and/or Other Plans**

<u>SD24 Outcome</u>	Unique & Promotable Identity
<u>SD24 Strategy</u>	Connect with Great Outdoors by Increasing Opportunities for Recreation
<u>SD24 KPI</u>	UPI-03
<u>2014 Master Plan</u>	
<u>2015 Downtown Master Plan</u>	

**Budget/Fiscal Impact**

<u>Fund/Department</u>	Community Service Contracts - Outdoor Enthusiasts
<u>Project/Line Item(s)</u>	10-5110-8763
<u>Budgeted Amount</u>	\$25,500
<u>Anticipated Amount</u>	\$25,500

**Action Requested /Recommended Motion**

Approve MOU between the City of Douglas and OECC.

**Reviewed/Approved**

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|---|--|
| <input checked="" type="checkbox"/> Community Development | <input checked="" type="checkbox"/> Public Works |
| <input checked="" type="checkbox"/> Law Enforcement       | <input checked="" type="checkbox"/> Legal        |
| <input checked="" type="checkbox"/> City Manager          | <input checked="" type="checkbox"/> Finance      |
| City Clerk  |  |