

NOTICE OF MEETING

Governmental body PARK AND RECREATION COMMISSION

Time 4:30 p.m. date TUESDAY, DECEMBER 18, 2012

Location BUNKER HILL GOLF COURSE SNACK BAR

Notice is hereby given that the above identified governmental body will meet at the time, date and location as set forth above.

The tentative agenda for the meeting is as follows:

1. Call to order
2. Approve minutes of the November 13, 2012 meeting
3. Fiscal Year 2014 Budget Hearing – February 26, 2013
 - a. 6:00 p.m. meal; 6:30 p.m. presentation
4. Feedback to staff on North End Trail lighting hours
5. Fiscal Year 2014 Budget Improvement Packages
6. Chapter 5 Parks and Recreation Ordinance Review and Recommendation
(includes dogs in parks)
7. Department Report
 - Personnel update
 - Other updates
8. Other business
9. Adjournment

This notice is given pursuant to Chapter 21, Code of Iowa, and applicable local regulations of the City of Dubuque and/or the Dubuque Park and Recreation Commission.



authorized signature

NOTICE:

ANY VISUALLY OR HEARING IMPAIRED PERSON NEEDING SPECIAL ASSISTANCE TO PARTICIPATE IN THIS CITY MEETING, OR PERSONS WITH SPECIAL ACCESSIBILITY NEEDS, SHOULD CONTACT EILEEN TRIMBLE, 563-589-4263, OR USE THE TDD NUMBER, 563-589-4193, IN THE HUMAN RIGHTS DEPARTMENT AT LEAST FORTY-EIGHT HOURS PRIOR TO THE SCHEDULED MEETING.

Chapter 5
PARKS AND RECREATION

ARTICLE A. ADMINISTRATION

10-5A-1: PARK RANGERS:

Employees assigned duties from time to time as park rangers in the leisure services department are designated as law enforcement officers subject to the certification of the successful completion of training at an approved law training facility.

10-5A-2: PARK AND RECREATION ADVISORY COMMISSION:

A. Commission Created: There is hereby created a park and recreation advisory commission to have such powers and responsibilities as hereinafter provided.

B. Purpose: The purpose of the commission is to:

1. Contribute to the general beautification of the city and assist in providing facilities for active and passive recreation through landscaping and maintaining park land and facilities; and
2. Provide year round opportunities for organized recreation activities for residents of all ages and social groups.

C. Powers: The responsibilities of the commission are to advise the city council on:

1. Use Of Grounds And Facilities: The establishment of rules and regulations governing the use of all grounds and facilities that have been or may be set aside as public parks, playgrounds, open spaces, trails, and other such park and recreation facilities. Such rules and regulations shall include, but are not limited to:

- a. Opening and closing hours for the use of all park and recreation facilities by the general public.
- b. Establishment of fees, including the issuance of permits for public use of all park and recreation facilities.

2. Recreational Programs: The establishment of rules and regulations for all recreational programs provided by the city, including the establishment of fees for participation by the public in such activities.

D. Cooperation With Other Agencies: In the conduct and operation of recreation grounds and recreation programs, the commission shall cooperate with the Dubuque Community School District, Holy Family school system and all other groups interested in the promotion and implementation of recreational activities which are in the best interest of the city.

E. Solicitation And Acceptance Of Donations: The commission may solicit donations and gifts of money, personal and real property and personal services. All such donations and gifts shall become the property of the city for the general support of park and recreation programs of the city unless such items have been designated by the donors for specific purposes.

F. Membership, Appointment:

1. Membership; Quorum: The commission shall comprise seven (7) persons who shall be appointed by the city council for terms of three (3) years. Four (4) members of the commission shall constitute a quorum for the transaction of business.

2. Terms: The expiration date for all terms of office shall be June 30 of the appropriate year.

G. Attendance:

1. Attendance Entered Upon Minutes: The attendance of all commission members shall be entered upon the minutes of all meetings by the secretary.

2. Failure To Attend; Declaration Of Vacancy: If a member does not attend at least two-thirds ($\frac{2}{3}$) of all regularly scheduled meetings within a twelve (12) month period, it shall be grounds for the commission to recommend to the city council that the position be declared vacant and a replacement appointed.

H. Compensation: Members of the commission shall serve without compensation except for reimbursement of necessary expenses.

I. Organization:

1. Officers: The officers of the commission shall be a chairperson, a vice chairperson and a secretary. All officers shall be members of the commission.

2. Election; Term: At the first meeting in July of each year, the commission shall elect officers to serve one year terms of office. All officers shall be eligible to serve successive terms of office.

J. Meetings:

1. Regular Meetings: The commission shall meet not less than bimonthly, after four thirty o'clock (4:30) P.M. on a regularly scheduled day.

2. Special Meetings: Special meetings may be called by the chairperson or at the written request of three (3) members.

3. Minutes Filed With City Clerk: A copy of the minutes of all regular and special meetings of the commission shall be filed with the city clerk within ten (10) working days after each such meeting.

ARTICLE B. USE REGULATIONS

10-5B-1: DEFINITIONS:

As used in this article, the following terms shall have the following meanings:

AT LARGE: Includes any dog or cat found off a leash and unattended by an owner or keeper.

CAT: Both male and female animals in the family *Felis catus* whether neutered or not.

CITY MANAGER: City manager or city manager's designee.

COMMISSION OR THE COMMISSION: The park and recreation advisory commission of the city.

DOG: Both male and female animals of the canine species whether neutered or not, but not including a law enforcement dog.

DOMESTICATED ANIMAL: An animal commonly referred to as a bovine, swine, sheep, goat, domesticated deer, llama, poultry, rabbit, horse, pony, mule, jenny, donkey, or hinny.

KEEPER: Any person other than the owner keeping, sheltering, having control or custody of or harboring an animal.

LEISURE SERVICES MANAGER: Leisure services manager or leisure services manager's designee.

MULTI-PURPOSE USE TRAIL: Herein referred to as "trails". A hardened trail of asphalt, concrete or other impervious surface, typically ten (10) to twelve (12) feet wide and physically separated from the motorized vehicular traffic by an open space or barrier and either within highway public rights-of-way or private property within an independent alignment for use by pedestrians, skaters, and joggers as well as bicyclists and city maintenance vehicles.

OPEN SPACES: Open spaces available to the public for passive recreational use in and adjacent to the city, which are under the responsibility of the commission.

OWNER: Any person owning a cat, dog, or other animal.

PARKS OR PARKWAYS: Parks, parkways, buildings, park roads or driveways, and all public service facilities or grounds, buildings and structures in and adjacent to the city, which are under the responsibility of the commission.

10-5B-2: INTOXICATING BEVERAGES:

A. Possession, Consumption, Or Use Of Alcoholic Liquor, Wine, Beer, Or Other Intoxicating Beverages Prohibited:

1. The possession, consumption, or use of alcoholic liquors, wine, and beer as defined by chapter 123 of the code of Iowa or any other intoxicating beverages is prohibited on park roadways and ~~recreational~~ trails, in park and recreation facility parking lots, and in vehicles located within a park.

2. The possession, consumption, or use of alcoholic liquors, wine, and beer as defined by chapter 123 of the code of Iowa or any other intoxicating beverages is prohibited in any public park or park and recreation facility unless specifically exempted in subsection B of this section.

B. Exemptions:

1. Locations Exempt: Subsection A2 of this section shall not apply to the possession, consumption, or use of alcoholic liquors, wine, beer, or other intoxicating beverages at:

a. Alliant Energy Amphitheater events for which a special events permit has been issued under Title 10, Chapter 4;

- b. American Trust River's Edge Plaza events for which a special events permit has been issued [under Title 10, Chapter 4](#);
- c. A.Y. McDonald Park;
- d. Bunker Hill Golf Course;
- e. Eagle Point Park;
- f. Flora Park;
- g. Four Mounds Park as approved by the Four Mounds Foundation;
- h. John G. Bergfeld Recreation Area;
- i. Marshall Park as approved by the Dubuque Arboretum Association, Inc.;
- j. McAleece Park and Recreation Complex;
- k. Miller Riverview Park;
- l. Mississippi Riverwalk events for which a special events permit has been issued [under Title 10, Chapter 4](#);
- m. Murphy Park;
- n. Veterans Park; and
- o. Any other park with the prior written approval of the city manager.

2. Closed Containers: Subsection A of this section shall not apply to the transporting of closed containers of intoxicating beverages on park roadways, in park and recreation facility parking lots, in vehicles located within the park, and the public parks and park and recreation facilities listed in subsection B1 of this section.

3. Keg Beer: Notwithstanding subsection B1 of this section, beer in containers commonly referred to as "keg beer" shall only be permitted by a licensed holder of a beer permit who has obtained a permit from the city manager authorizing the use of such container.

10-5B-3: HORSE DRAWN VEHICLES, RIDING OF ANIMALS RESTRICTED:

Horsedrawn vehicles, riding horses or any other domesticated animal used for such purposes shall be prohibited in any park unless permission is granted by the ~~park and recreation advisory commission of the city~~[Leisure Services Manager and thereafter- authorized through the issuance of a city special event permit under Title 10, Chapter 4](#).

10-5B-4: DOGS, CATS AND OTHER DOMESTIC ANIMALS:

~~A. Unleashed Animals Prohibited: No person shall be permitted to bring into any park, any dog, cat or other domestic animal, nor shall any person permit such dog, cat or other domestic animals to run at large in any park. Any unattended animal shall be impounded and its owner may redeem the same upon paying the reasonable costs of such~~

impoundment.

~~B. Leashed Dogs And Cats Allowed In Certain Parks And Areas: Notwithstanding the foregoing, leashed dogs and cats shall be permitted in the following:~~

~~Granger Creek Nature Trail~~

~~John G. Bergfeld Recreation Area~~

~~Medical Associates Greenbelt Park~~

~~Miller Riverview Park~~

~~C. Unleashed Pets Allowed In Pet Park: Unleashed pets shall be permitted in the pet park.~~

10-5B-4: DOGS, CATS AND DOMESTIC ANIMALS IN PARKS AND ON MULTI-PURPOSE USE TRAILS:

A. Dogs And Cats.

1. Dogs and cats are allowed in city parks, city open spaces, and on city trails with the exception of:

- a. Bunker Hill Golf Course;
- b. Marshall Park and Dubuque Arboretum and Botanical Gardens;
- c. Eagle Point Park;
- d. Nicholas J. Sutton Swimming Pool;
- e. Flora Park Swimming Pool;
- f. McAleece Park and Recreation Complex, inside the fence; or

g. New or modified parks, open spaces, trails, or recreational facilities which have not yet been evaluated by the Parks and Recreation Commission and a recommendation for usage approved by the City Council.

2. The provisions of section 14 do not apply to service animals used by persons with disabilities.

3. Animals may be allowed in parks or on trails as part of an approved and permitted special event under Title 10, Chapter 4.

B. Domesticated Animals are not allowed in parks or on trails except for:

1. Service animals used by persons with disabilities;
2. As part of an approved and permitted special event under Title 10, Chapter 4; and
3. Animals which are part of the Storybook Hill Petting Zoo at Franklin Delano Roosevelt Park.

10-5B-5: REQUIREMENT FOR DOGS AND CATS WHILE IN CITY PARKS AND OPEN SPACES AND/OR ON CITY TRAILS:

A.A. Leashes.

1. Dogs and cats must be leashed.
2. The leash or other similar restraint may be no more than six feet (6') in length.
3. No retractable leashes or wireless electronic and/or electric leashes are allowed in these areas.
4. All leashes must be of sufficient strength to restrain the animal when the leash is held by a person capable of restraining and controlling the dog or cat.
5. The determination as to whether a leash is of sufficient strength will be made by the city manager.

B. Owners and keeper must pick up and dispose of or take away their cat or dog's waste.

C. Owners and keepers are responsible for the actions of their cat or dog.

D. No owner or keeper may permit such dog or cat to run at-large in any park, trail or city-owned open space.

1. Any dog or cat found at-large shall be subject to seizure and impoundment in a place provided by the city.

2. Whenever any licensed dog or cat has been seized or impounded pursuant to this article, notice of such action shall be given to the dog or cat's licensed owner.

3. Except as otherwise provided, the possession of any licensed dog or cat seized or impounded pursuant to this article may be obtained by the owner or keeper by paying an impoundment fee as established by the city manager, together with the separate daily fee for keeping such dog or cat each day or fraction thereof during the time that such dog or cat is impounded. Upon the second subsequent impoundment of the same animal within three hundred sixty five (365) days, an impoundment fee as established by the city manager shall be assessed together with the separate daily fee for keeping such dog or cat each day or fraction thereof during the time which said dog or cat is impounded.

4. Upon proper identification the owner may redeem an unlicensed dog or cat seized or impounded pursuant to this article after licensing the animal or agreeing to purchase a license within ten (10) working days. Failure to do so shall result in an additional fee as established by the city manager, added to the license fee.

5. Disposition of Animals.

- a. Licensed Dog Or Cat: If the owner or keeper of a licensed dog or cat impounded pursuant to this article does not redeem such animal within five (5) days after the mailing of the notice provided for in this article, the license shall automatically be revoked and the animal disposed of as directed by the city manager.

b. Unlicensed Dog Or Cat: Any unlicensed dog or cat not redeemed by the owner within three (3) days after it has been seized or impounded shall be disposed of as directed by the city manager.

6. Exceptions. This section does not apply to:

a. Exercising Dogs. Owners or keepers who are working, or exercising, a dog by tossing a retrieval dummy or other object for out-and-back exercise at Bee Branch Recreation Area, 16th Street pond, and Bergfeld Recreation Area pond may allow their dog or cat to go unleashed. All other times the dog must be leashed in these areas.

a.

a. b. Pet Parks. Owners or keepers who are visiting a pet park where dogs or cats are allowed to be unleashed within a designated area may allow their dog or cat to go unleashed.

b.

10-5B-65: WALKING ON GRASS:

No person shall go on foot or otherwise upon the grass or turf of any park, or parkway, or trail where any prohibitory sign is posted.

10-5B-76: THROWING STONES OR OTHER MISSILES:

No person shall throw any stone or any other missile within any park, or parkway, or trail.

10-5B-87: INTERFERING WITH ANIMALS:

No person shall kill, trap, tease, annoy, disturb, feed or interfere with any bird or other fowl, animals or fish in any park or parkway. No person shall rob, injure or destroy the nest of any bird or any other fowl.

10-5B-98: UNLAWFUL DEPOSITS:

No person shall throw, deposit, place or leave in any park or parkway any paper, rubbish, waste or refuse of any kind or nature, but shall deposit the same in the receptacles provided for such materials in the parks or parkways.

10-5B-109: OBSTRUCTIONS:

No person shall place or suffer to remain in any park or parkway any goods, wares, merchandise or other articles in the nature of any obstruction to the free use and enjoyment of such park or parkway without written permission from the park and recreation advisory commission of the city.

10-5B-110: POSTING BILLS, NOTICES OR SIGNS:

No person shall post, paste, fasten, paint or affix any placard, bill, notice or sign upon any structure, tree, stone, fence, thing, or enclosure along or within any park or parkway.

10-5B-124: SALES RESTRICTED:

No person shall sell or offer for sale any article or service whatsoever in any park or parkway. The provisions of this section shall not apply to sales of refreshments or any other articles from concession stands authorized by the commission.

10-5B-132: POSSESSION OF FIREARMS, WEAPONS AND FIREWORKS:

A. Prohibition: The possession of firearms, air rifles, bows and arrows, pellet guns or slingshots, or fireworks of any description by any person within the limits of any park or parkway is hereby prohibited.

B. Deer Hunting With Bow And Arrow: Nothing herein shall prohibit the hunting with bow and arrow of deer by persons licensed by and during the period of time authorized by the Iowa department of natural resources and issued a permit by the city.

10-5B-143: CLIMBING ON FENCES, ROOFS:

No person shall climb, damage, tamper with, stand or sit on any fence, rail or any other structure not intended for such use in any park or parkway. The climbing of buildings and going onto roofs, either with ladders or from the inside of the buildings through the windows or any other way is forbidden. Climbing over ledges in ledge gardens by any person is prohibited.

10-5B-145: MOVING BENCHES AND TABLES:

No person shall move benches, seats and tables from any building or to any building in any park or parkway without first securing permission of the city manager.

10-5B-165: USE OF SPOTLIGHTS, SEARCHLIGHTS:

It shall be unlawful for any person, except regular park employees, to operate or manipulate in any park or upon any parkway any spotlight or searchlight.

10-5B-176: MEETINGS AND GATHERINGS:

Buildings for group gatherings may be reserved during the open park season by contacting the park and recreation office. Such reservations can be made twenty three (23) months in advance. Buildings shall be cleaned up after use by the party reserving the same. Litter, cans, paper, waste and refuse shall be deposited in receptacles provided [therefor](#)[therefore](#).

10-5B-187: FIRES:

No person shall start any fire in any park or upon any parkway, except that small fires may be made in the places in parks provided by the city for that purpose. Every person who starts or uses any such fire is hereby charged with the duty of completely extinguishing such fire before leaving it.

10-5B-198: LOOSENING STONES FROM BLUFFS PROHIBITED:

No person shall loosen stones from bluffs or roll or throw the same down the face of the bluff.

10-5B-2019: WASHING VEHICLES:

No person shall wash any motor vehicle, motorcycle or scooter in any city park.

10-5B-210: COMPLIANCE WITH MOTOR VEHICLE LAWS, ORDINANCES:

No person in a park or parkway shall fail to comply with all applicable provisions of the motor vehicle laws of the state in regard to equipment and operation of motor vehicles together with such regulations as are contained in this article and other ordinances of the city.

10-5B-224: REMOVAL OF UNATTENDED VEHICLES LEFT AFTER CLOSING HOURS:

Any motor vehicle left unattended in any of the parks after closing thereof shall be deemed abandoned and the city manager or the park ranger shall cause the same to be towed from such park and the same shall not be redeemed by the owner or the person responsible theretofore until the reasonable towing charges and storage fees are paid.

10-5B-232: OPEN SEASON AND HOURS GENERALLY:

A. No person shall enter or remain in any park or park and recreation facility other than during the season and hours designated in this section.

B. For the purposes of this section, the regular park season shall mean from the first Saturday in May through the fourth Sunday of October. The pet park shall be open year round.

C. Eagle Point park and Louis Murphy park shall be open for use by the public from seven o'clock (7:00) A.M. to ten o'clock (10:00) P.M. Sunday through Thursday, and from seven o'clock (7:00) A.M. to eleven o'clock (11:00) P.M. Friday and Saturday during the regular park season.

D. Marshall park and the public use area of Franklin Delano Roosevelt park shall be open to the general public from seven o'clock (7:00) A.M. to sunset daily during the regular park season.

E. Gerald "Red" McAleece park and recreation complex and Veterans Memorial park shall be open for use by the public from seven o'clock (7:00) A.M. to twelve o'clock (12:00) midnight daily.

F. Bunker Hill golf course shall be open for use by the public from seven o'clock (7:00) A.M. to eleven o'clock (11:00) P.M. daily, March through November.

G. Flora park swimming pool and Nicholas J. Sutton swimming pool shall be open for use by the public from six o'clock (6:00) A.M. to ten o'clock (10:00) P.M. daily, June through August.

H. The following parks and park and recreation facilities shall be open for use by the public from seven o'clock (7:00) A.M. to ten o'clock (10:00) P.M. daily:

A.Y. McDonald park

Allison-Henderson park

Avon park

Burden park

Cancer Survivor park

Caledonia park

Center Grove open space

Cleveland park
Comiskey park
Eagle Valley park
Elmwood Green park
Falk park
Flat Iron park
Flora park
Gay park
Granger Creek nature trail
Grant park
Harvest View park
Heritage trail
Hillcrest park
Hilltop park
Ice Harbor park
Jackson park
Jefferson park
John G. Bergfeld recreation area
Madison park
Marna Ridge children's forest
Medical Associates Greenbelt

Northwest Arterial trail

Oakwood park
Pet park
Pinard park
Pyatigorsk park
Riley park
Rocco Buda Jr. park
Southern park
Teddy Bear park
Usha park
Valentine park
Valley High park
Waller-Cooper park
Washington park
Welu park
Westbrook park

I. Miller-Riverview park shall be open for use by the public from seven o'clock (7:00) A.M. until ten o'clock (10:00) P.M. daily, and only registered campers shall be permitted in the area at all other hours.

J. The city manager or authorized representative shall have the authority to close any or all parks, park and recreation facilities, park roadways and park parking lots before scheduled closing hours at times it is deemed necessary in the interest and safety of the public.

K. The following parks shall be open for use by the public twenty four (24) hours per day:

Alliant Energy Amphitheater
American Trust River's Edge Plaza
Mississippi Riverwalk

ARTICLE C. SPECIFIC PARKS, OPEN SPACES AND TRAILS

10-5C-1: SPECIFIC PARK AREAS, OPEN SPACES AND TRAILS DESCRIBED:

Park descriptions for parks, **open space descriptions are for open spaces** and trail descriptions for trails will be reviewed on a periodic basis and added, deleted and amended as necessary. Enforcement of use regulations will not be contingent on parks, open spaces, and trails being specifically listed in this provision.

A.Y. McDonald park:	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "A.Y. McDonald park" and placed under the jurisdiction of the park and recreation advisory commission:
	Blocks 1, 2, 3, 4 and 5 in River Front Subdivision No. 3.
Alliant Energy Amphitheater	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Alliant Energy Amphitheater" and placed under the jurisdiction of the park and recreation advisory commission:
	The area of the Port of Dubuque west of the Mississippi Riverwalk, south of the railroad tracks east of Bell Street, and adjacent to the former Dubuque Star Brewery.
Allison-Henderson park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Allison-Henderson park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lots 1, 18, 19, 20, 21 and 22 of Pinehurst Subdivision in the city of Dubuque, Iowa.
American Trust River's Edge Plaza	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as the "American Trust River's Edge Plaza" and placed under the jurisdiction of the park and recreation advisory commission:
	That area, including the flat area, steps and ramp, outside the floodwall at the Port of Dubuque at the south end of the Mississippi Riverwalk.
Avon park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Avon park" and placed under the jurisdiction of the park and recreation advisory commission:

	Lots 6 through 10 of Mary Ann McDaniel's Subdivision of parts of Lots 823 and 824 of A. McDaniel's Subdivision in the city of Dubuque, Iowa.
Bunker Hill golf course	The following described parcel of real estate is and shall be continued to be known, called and named as "Bunker Hill golf course" and placed under the jurisdiction of the park and recreation advisory commission:
	Part of Lot 2 in Highland Farms Addition; Lot 16 in Pfahl's Subdivision; Mineral Lots 189, 200, 201, 202, 210, 270, 336 and 370, and parts of Mineral Lots 190, 265 and 340, all in the city of Dubuque, Iowa.
Burden park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Burden park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of Lot 1 of Lot 3 northeast quarter, Section 13, Township 89 North, Range 2 East in the city of Dubuque, Iowa.
Caledonia park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Caledonia park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 38 of Kelly's Subdivision in the city of Dubuque, Iowa.
Center Grove open space	The following described parcel of real estate is and shall be used for public open space purposes and shall be continued to be known, called and named as Center Grove open space" and placed under the jurisdiction of the park and recreation advisory commission:
	East one fourth of City Lot 500
Cleveland park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Cleveland park" and placed under the jurisdiction of the park and recreation advisory commission:
	South two-thirds of city Lot 695 and Lots 35, 36, 37 and east 20 feet of Lot 38 of Union Addition in the city of Dubuque, Iowa.
Comiskey park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Comiskey park" and placed under the jurisdiction of the park and recreation advisory

	commission:
	Lots 1 through 23, Lots 24 through 46 and the intervening alley in Boulevard Addition of the city of Dubuque, Iowa.
E.B. Lyons Prairie/Woodland Preserve:	A. The following described real estate is hereby placed under the control of the jurisdiction and management of the park and recreation advisory commission of the city:
	Lots 2 and 3 of the northeast one-quarter of the southeast one-quarter of section 1, township 88 north, range 2 east of fifth prime meridian; Lots 2 and 3 of the northwest one-quarter of the southwest one-quarter, Lots 2 and 3 of the northeast one-quarter of the southwest one-quarter, and Lot 2 of Lot 1 of the southwest one-quarter of the southwest one-quarter; of section 6, township 88 north, range 3 east of the fifth prime meridian in Dubuque County, Iowa, according to the respective recorded plats thereof.
	B. Such real estate shall be known, called and named as the "E.B. Lyons Prairie/Woodland Preserve" and accordingly such real estate is so permanently named.
Eagle Point park and Ham House Museum	The following described parcel of real estate is and shall be continued to be known, called and named as "Eagle Point park" and includes the land upon which the Ham house museum is situated and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 through Lot 7 in Berendes Subdivision; Lot 2 in Chris Braun's Place; Lot 1 of Lot 1 of Lot 2 of Lot 2A in Clark's Subdivision; Lot 2 of Lot 1, Lot 2 of Lot 1 of Lot 1, and Lot 2 in Eagle Point View; Lot 2 of Lot 6, Lot 2 of Lot 1 of Lot 6, and Lot 107 through Lot 124 in Fountain Hill Resubdivisions; Lot 529 through Lot 534 in Ham's Addition; Lot 503 through Lot 515 in Ham's Addition (Eagle Point); Lot 2 of Lot 221, Lot 1 of Lot 222, Lot 223 and Lot 224 in Julien Addition; Lot 1 of Lot 6 in Katherine Place; Lot 2 of Lot 1 of Lot 1 of Lot 1 in Potter Place; Lot 1 through Lot 10 in Potter's Shiras Avenue Place; Lot 1 of Lot 2 of Lot 2 of Lot 3 and Lot 2 of Lot 3 in Shiras Subdivision; and parts of Mineral Lots 305A, 308, 309A, 310, 311 and 312, all in the city of Dubuque, Iowa.
Eagle Valley park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Eagle Valley park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot C of Block 3 of Eagle Valley Subdivision.
Elmwood Green park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be

	known, called and named as "Elmwood Green park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 2-2-2 of Mineral Lot 349 in the city of Dubuque, Iowa.
Falk park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Falk park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 23 in Falks Subdivision in the city of Dubuque, Iowa.
Flat Iron park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Flat Iron park" (Phoenix) and placed under the jurisdiction of the park and recreation advisory commission:
	A triangularly shaped area bounded on the easterly side by Main Street, on the southerly side by Jones Street and on the westerly side by Shields Street.
Flora park	Except for the appurtenant easements of right of way and a strip along Pennsylvania Street twenty feet (20') in width, the following real estate in the west end of the city:
	Sylvester Place: Lot 1 of 4 of Mineral Lot 260; Lot 2 of 1 of 2 of 4 of Mineral Lot 260; Lot 2 of 2 of 4 of Mineral Lot 260; Lot 2 of 2 of Mineral Lot 259; Lot 1 of 2 of Mineral Lot 259; Lot 1 of 1 of 1 of 2 of J.P. Metel's Subdivision is hereby set apart as a public park to be known as "Flora park" under the jurisdiction and control of the park and recreation advisory commission.
Four Mounds	The following described parcels of real estate shall be used for public park purposes and shall be hereinafter collectively known, called and named "Four Mounds":
	Lot 1 of Lot 1 of Lot 2 of Lot 1 of Lot 1, and Lot 1 of Lot 1 of Lot 2 of Lot 1, both of the Subdivision of: "Lot 1 of Lot 7 of the southwest one-quarter of Section 1, the southwest one-quarter of the northwest one-quarter of Section 1 and Government Lot 1 (or Mineral Lot 331) of Section 1, Township 89 North, Range 2 East of the fifth principal meridian". Lot 2 of the northwest one-quarter of the northwest one-quarter of Section 1, Township 89 North, Range 2 East of the fifth principal meridian, all in the city of Dubuque, Iowa, and Lot 16 of "John Deere Dubuque Tractor Works" in Dubuque Township, and Lot 2 of Lot 1 of Lot 1 of Lot 2 of Lot 2 of Section 2, both in Township 89 North, Range 2 East of the fifth principal meridian, according to the United States Government Survey and the recorded plats thereof, subject to easements of

	record.
Franklin Delano Roosevelt park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Franklin Delano Roosevelt (FDR) park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of the west half of the northeast one-quarter of Section 4, Township 88 North, Range 2 East of fifth principal meridian in Dubuque County, Iowa and Mineral Lots 272 and 273, Lot 1 of Mineral Lot 271, Lot 1 of Mineral Lot 274, and Lot 1 of Mineral Lot 276 in Dubuque Township, Dubuque County, Iowa.
Gay park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Gay park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of Lot 1 of Lot 1 of Lot 1 of Lot 1 in Young Primrose Place and Lots 3 and 4 in Grommersch Place, all in the city of Dubuque, Iowa.
Gerald "Red" McAleece park and recreation complex	The following described parcel of real estate commonly referred to as "area C", "Hamm Island", and "City Island" shall be hereinafter known, called and named as "Gerald 'Red' McAleece park and recreation complex":
	Those portions of Mineral Lots 294, 295, Lots 1 and 2 of 296, 297, 298, 299 and 300 and Government Lot 1, located in Sections 17, 18, 19 and 20, Township 89 North, Range 3 East in the city of Dubuque, Dubuque County, Iowa, and bounded by Lake Peosta Channel and the Mississippi River.
Granger Creek nature trail	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Granger Creek nature trail" and placed under the jurisdiction of the park and recreation advisory commission:
	Area surrounding Dubuque Technology Park at corner of Highways 151/61 and Lake Eleanor Road.
Grant park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Grant park" and placed under the jurisdiction of the park and recreation advisory commission:
	A triangularly shaped area bounded on the easterly side by Locust Street, on the westerly side by Bluff Street, and on the southerly side by Fifteenth Street.

Harvest View park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Harvest View park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot A of Harvest View Estates First Addition.
Heritage trail	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Heritage trail" and placed under the jurisdiction of the park and recreation advisory commission:
	A linear piece of property from 22nd to 32nd Streets along Elm Street, in the city of Dubuque, Iowa.
Hillcrest park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Hillcrest park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of Lot 4 of Mineral Lot 261 in the city of Dubuque, Iowa.
Hilltop park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Hilltop park" and placed under the jurisdiction of the park and recreation advisory commission:
	West one-half of Lot 1 of the south one-third of Lots 34 and 35; west 127 feet and 6 inches of Lot 1 of Lot 2 of the south one-third of Lots 34 and 35; west one-half of Lot 2 of Lot 2 of the south one-third of Lots 34 and 35; west one-half of the north one-half of Lot 36; west one-half of the south one-half of Lot 36; west one-half of Lot 2 of Lot 37; Lot 1 of Lot 1 of Lot 37; Lot 2 of Lot 2 of Lot 1 of Lot 37 all in Kelly's Subdivision in the city of Dubuque, Iowa.
Ice Harbor park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Ice Harbor park" and placed under the jurisdiction of the park and recreation advisory commission:
	The area of the Port of Dubuque between the Portside Building and the National Mississippi River Museum and Aquarium.
Jackson park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Jackson park" and placed under

	the jurisdiction of the park and recreation advisory commission:
	An area bounded on the westerly side by Main Street, on the southerly side by Fifteenth Street, on the easterly side by Iowa Street and on the northerly side by the south property line of city Lot 746 of the original township, all in the city of Dubuque, Iowa.
Jefferson park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Jefferson park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lots 38, 39, 40 and east 21 feet of Lot 41 of Farley's Subdivision in the city of Dubuque, Iowa.
John G. Bergfeld recreation area	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "John G. Bergfeld recreation area" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot C of the Dubuque Industrial Center West.
Louis Murphy park	The following described parcel of real estate is and shall be continued to be known, called and named as "Louis Murphy park", also formerly known as "Grandview park", and placed under the jurisdiction of the park and recreation advisory commission:
	That part of Lots 1, 2 and 4 of Mineral Lot 37 lying southerly of Highway 61; that part of Lots 1, 2, 3, 4 and 5 of O'Connor's Subdivision lying southerly of Highway 61; westerly 42 feet of Lot 2 and the westerly 42 feet of Lot 2 of Lot 15 in Summer Hill Addition; Lots 14, 15, 16 and 17 in Rowan's Addition; Lot 1 of Lot 1 of the subdivision of Mineral Lot 36A; Lot 1 of Lot 2 of Mineral Lot 38; and that part of Lot 6 and all of Lots 7, 8, 9, 10, 11, 12 and 13 lying easterly of Highway 61, all in the city of Dubuque, Iowa.
Madison park	The following described parcel of real estate is and shall be continued to be known, called and named as "Madison park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lots 32, 33, and 34 of the Subdivision of Lots 676 and 677 in L.H. Langworthy Addition; Lot 5 of the Subdivision of Lot 674 in L.H. Langworthy Addition; Lot 1 of Lot 2 of the Subdivision of Lots 676 and 677 in L.H. Langworthy Addition; Lot 3 of Lot 3 of the Subdivision of Lots 676 and 677 in L.H. Langworthy Addition; and two (2) unnumbered Lots lying between Lots 677

	and 678 in L.H. Langworthy Addition, all in the city of Dubuque, Iowa.
Marna Ridge children's forest	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Marna Ridge Children's Forest" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot A of Lot B, Block 1 of Marna Ridge Estates 2, as comprised of Mildreds Addition in the city of Dubuque, Iowa.
Marshall park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Marshall park" and placed under the jurisdiction of the park and recreation advisory commission:
	Northwest one-quarter of the southeast one-quarter of the southwest one-quarter of Section 10, Township 89 North, Range 2 East of the fifth principal meridian according to the United States Government Survey thereof, and the southwest quarter of the southwest quarter of Section 10, Township 89 North, Range 2 East of the fifth principal meridian according to the United States Government Survey thereof, also right-of-way over the westerly 20 feet of Lot 1 of the subdivision of Lot 1 of 1 of 1 of Mineral Lot 390, Lot 2 of 1 of Mineral Lot 386 and Lot 2 of Mineral Lot 380 according to the recorded plats thereof, all in the city of Dubuque, Iowa.
Medical Associates greenbelt	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Medical Associates greenbelt" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 11 of Medical Associates Subdivision in the city of Dubuque, Iowa.
Miller-Riverview park	The following described parcel of real estate is and shall be known, called and named as "Miller-Riverview park" and placed under the jurisdiction of the park and recreation advisory commission:
	That part of Chaplain Schmitt Memorial Island located northerly of the Dubuque greyhound racing facility and easterly of the wetlands area extending easterly an average of approximately four hundred (400) feet more or less to the Mississippi River.
Mississippi Riverwalk	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Mississippi Riverwalk" and

	placed under the jurisdiction of the park and recreation advisory commission:
	The walkway on the floodwall between the American Trust River's Edge Plaza and the Alliant Energy Amphitheater.
Nicholas J. Sutton swimming pool	The following described parcel of real estate is and shall be continued to be known, called and named as "Nicholas J. Sutton swimming pool" and placed under the jurisdiction of the park and recreation advisory commission:
	Part of Lots 44, 45, 46, 47, 48, 331, 332 and 333 in Ham's Addition; that part of vacated Garfield Avenue lying adjacent to Lots 45, 46, 331 and 332 in Ham's Addition; that part of vacated Summer Street lying adjacent to Lots 44, 45, 46, 47, 48, 331, 332 and 333 in Ham's Addition; and that part of the vacated alley lying adjacent to Lots 46 and 47 in Ham's Addition, all in the city of Dubuque, Iowa.
<u>Northwest Arterial trail</u> - -	<u>The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Northwest Arterial trail" and placed under the jurisdiction of the park and recreation advisory commission:</u>
	<u>A linear trail area in the IDOT right of way paralleling the Northwest Arterial.</u>
Oakwood park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Oakwood park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 2 Oakwood Park Subdivision and Lot 1 of Lot 1 of Heim Subdivision, both in the city of Dubuque, Iowa.
Park Tree Farm	The following described parcel of real estate is and shall be continued to be known, called and named as "Park Tree Farm" and placed under the jurisdiction of the park and recreation advisory commission:
	Lots 503 and 515 in Ham's Addition of the city of Dubuque, Iowa.
Pet park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Pet park" and placed under the jurisdiction of the park and recreation advisory commission:
	Area on North Grandview Avenue, east of the Bunker Hill golf course and south of the water department pumping station.
Pinard park	The following described parcel of real estate is and shall be

	used for public park purposes and shall be continued to be known, called and named as "Pinard park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lots 138, 139 and 140 in Glendale Addition No. 2 in the city of Dubuque, Iowa.
Pyatigorsk park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Pyatigorsk park" and placed under the jurisdiction of the park and recreation advisory commission:
	Area located at the northeast corner of Sixteenth Street and Kerper Boulevard, west of the Jaycees trail and south of the Highway 151 Bridge.
Riley park:	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Riley park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot E of Crescent Heights Subdivision.
Rocco Buda Jr. park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Rocco Buda Jr. park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of 1 of 1 of 810 A. McDaniels Subdivision.
Southern park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Southern park" and placed under the jurisdiction of the park and recreation advisory commission:
	Beginning at the NW Corner of Lot 1 of said John Breakey's Addition; thence S46°22 ³ / ₄ 'W, 315.98 ft., along the Northwesterly line of said John Breakey's Addition; thence S81°01 ¹ / ₄ 'W, 12.72 ft.; thence S38°47 ³ / ₄ 'E, 64.04 ft.; thence S51°12 ¹ / ₄ 'W, 46.36 ft.; thence N38°47 ³ / ₄ 'W, 78.87 ft.; thence S68°57 ³ / ₄ 'W, 111.56 ft.; thence S35°45'W, 84.25 ft.; thence S42°39'E, 218.28 ft.
Teddy Bear park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Teddy Bear park" and placed under the jurisdiction of the park and recreation advisory commission:

	Lot 1 of Block 19, Sunnyslopes Estates in the city of Dubuque, Iowa.
Usha park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Usha park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of Lot 2 of Lot 1 of Byrne's Subdivision in the city of Dubuque, Iowa.
Valentine park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Valentine park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 1 of the Subdivision of Lot 1 of Lot 1 of Lot 1 of McLean Heights and Lot 4 in Block 2 of Marna Ridge Estates 2 in the city of Dubuque, Iowa.
Valley High park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Valley High park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 2 of Lot 1 of Lot 1 in Mineral Lot 337 and Lot 5 in Wiegand's Subdivision, all in the city of Dubuque, Iowa.
Veterans' Memorial park	The following described parcel of real estate is and shall be continued to be known, called and named as "Veterans' Memorial park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 2 of Mineral Lot 382, Lots 1 and 2 of Lot 1 of Mineral Lot 383, Mineral Lot 384 and part of Lot 1 of Lot 1 of Lot 2 of Mineral Lot 385 lying south of Thirty Second Street, all in the city of Dubuque, Iowa.
Waller-Cooper park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Waller-Cooper park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lots 26, 27 and 28 in Cooper Heights Addition in the city of Dubuque, Iowa.
Washington park:	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Washington park" and placed

	under the jurisdiction of the park and recreation advisory commission:
	An area bounded on the northerly side by West Seventh Street, on the westerly side by Bluff Street, on the southerly side by West Sixth Street, and on the easterly side by Locust Street.
Welu park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Welu park" and placed under the jurisdiction of the park and recreation advisory commission:
	Lot 22 of Sunset Park Eighth Addition to the city of Dubuque, Iowa.
Westbrook park	The following described parcel of real estate is and shall be used for public park purposes and shall be continued to be known, called and named as "Westbrook park" and placed under the jurisdiction of the park and recreation advisory commission:
	Approximately three (3) acres within Lot A, Block 1 of Westbrook Subdivision.

