



Legislation Details (With Text)

File #: 17602 **Version:** 2 **Name:** SUBSTITUTE - To authorize the Mayor and City Clerk to enter into an Operating Agreement between the City of Madison and Wingra Canoe and Sailing Center, Inc. covering boat livery and concession operations utilizing certain lands and buildings at Vilas Par

Type: Resolution **Status:** Passed

File created: 2/23/2010 **In control:** COMMON COUNCIL

On agenda: 4/13/2010 **Final action:** 4/13/2010

Enactment date: 4/16/2010 **Enactment #:** RES-10-00326

Title: SUBSTITUTE - To authorize the Mayor and City Clerk to enter into an Operating Agreement between the City of Madison and Wingra Canoe and Sailing Center, Inc. covering boat livery and concession operations utilizing certain lands and buildings at Vilas Park and Wingra Park for a three year period with the possibility of two additional one year renewals. (ADs 10 & 13)

Sponsors: Joseph R. Clausius, Julia S. Kerr, Paul E. Skidmore, Brian L. Solomon

Indexes:

Code sections:

Attachments: 1. Version 1 Resolution 17602

Date	Ver.	Action By	Action	Result
4/13/2010	1	COMMON COUNCIL	Adopt	Pass
3/16/2010	1	COMMON COUNCIL	Referred	Pass
3/10/2010	1	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval	
3/8/2010	1	BOARD OF ESTIMATES (ended 4/2017)	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
3/3/2010	1	BOARD OF ESTIMATES (ended 4/2017)	Refer	
3/2/2010	1	COMMON COUNCIL	Referred	Pass
2/25/2010	1	Parks Division	Referred for Introduction	

Fiscal Note

Under the terms of the operating agreement, and in addition to the permit fee required, revenue of \$6,000 is anticipated for each permit year (April 15 through April 14 of the following year), including the 2013 and 2014 permit years if this Agreement is renewed for those permit years. Payments shall be made in thirds due no later than May 15, July 1, and September 1. No appropriation is required, nor is any impact upon cost controls anticipated.

Title

SUBSTITUTE - To authorize the Mayor and City Clerk to enter into an **Operating** Agreement between the City of Madison and Wingra Canoe and Sailing Center, Inc. covering boat livery and concession operations utilizing certain lands and buildings at Vilas Park and Wingra Park **for a three year period** with the possibility of two additional one year renewals. (ADs 10 & 13)

Body

PREAMBLE

The City has leased boat livery space to Wingra Canoe and Sailing Center, Inc. for approximately fifty years so that

Madison area residents would have the opportunity to public access to Lake Wingra. In 2009, Wingra Canoe and Sailing Center, Inc. expanded its operations to include the Beach House at Vilas Park. The Wingra Canoe and Sailing Center, Inc. desires to continue to lease the same park area and buildings in Vilas Park and in Wingra Park for its boat livery operation. It is determined that the grant of such an operating agreement is in the public interest as it will facilitate Madison area residents with public boating access to Lake Wingra.

NOW THEREFORE BE IT RESOLVED that the Mayor and City Clerk are authorized to sign an Operating Agreement with Wingra Canoe and Sailing Center, Inc. (the "Permittee) to utilize park area and buildings in Vilas Park and Wingra Park, as more particularly described and depicted in the Agreement, to maintain and operate a boat livery operation, to include the following terms, and subject to the conditions contained in the Operating Agreement.:

1. The **Operating Agreement** shall be for a term of **three (3) years, and run from April 15, 2010 to April 14, 2013**, with the possibility of two additional, one-year renewal terms.

2. The Permittee shall pay to the City annual rent of **\$6000 for each permit year. Payments shall be made in thirds due no later than May 15, July 1, and September 1**

3. The Operating Agreement may be renewed for two (2) subsequent one (1)-year terms upon agreement of the parties.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to execute any and all additional documents that may be required to complete this transaction.

BE IT FINALLY RESOLVED, that all such agreements shall be in a form approved by the Risk Manager and the City Attorney.