Legislation Details (With Text)

File #:	45945	**Version:**	1	**Name:**	Authorizing the City to execute an agreement with Marshall Boats LLC to conduct boat rental and instruction, concessions and other recreational activities at Marshall Park from the years of 2017-2024.
Type:	Resolution			**Status:**	Passed
File created:	1/31/2017			**In control:**	BOARD OF PARK COMMISSIONERS
On agenda:	2/28/2017			**Final action:**	2/28/2017
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Title: Authorizing the City to execute an agreement with Marshall Boats LLC to conduct boat rental and instruction, concessions and other recreational activities at Marshall Park from the years of 2017-2024.

Sponsors: Mark Clear, Paul R. Soglin

Indexes:

Code sections:

Attachments: 1. Use Agreement (Marshall Park) (Final).pdf, 2. Marshall Boats Public Comment.pdf

Date	Ver.	Action By	Action	Result
2/28/2017	1	COMMON COUNCIL	Adopt	Pass
2/13/2017	1	BOARD OF ESTIMATES (ended 4/2017)	Return to Lead with the Recommendation for Approval	Pass
2/8/2017	1	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
2/7/2017	1	BOARD OF PARK COMMISSIONERS	Refer	
2/7/2017	1	COMMON COUNCIL	Refer	Pass
1/31/2017	1	Parks Division	Referred for Introduction	

Fiscal Note

This resolution authorizes up to an 8-year agreement with Marshall Boats LLC at Marshall Park. The agreement will set forth the terms and conditions upon which the City will allow Marshall Boats LLC to conduct boat rental and instruction, concessions and other recreational activities from the Marshall Park Beach House. The agreement will begin upon execution and conclude on December 31, 2024, unless not renewed or terminated earlier. Marshall Boats LLC will pay the City an anticipated $57,600 over the eight (8) years of the agreement and make a minimum of $24,000 in capital improvements to the City's facilities. These revenues will be recognized in the Parks Division Operating Budget. If the agreement is not renewed after the fourth or sixth year by the City, the City may have to refund a portion of the cost of improvements made by Marshall Boats LLC during the lifetime of the contract. The refund shall not exceed $77,850 and will be charged to the Parks Division Operating Budget.

Title

Authorizing the City to execute an agreement with Marshall Boats LLC to conduct boat rental and instruction, concessions and other recreational activities at Marshall Park from the years of 2017-2024.

Body

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WHEREAS, for many years, vendors have entered into agreements with the City allowing vendors to provide recreational, placemaking and concession services to City residents and visitors at City shelters and facilities located at numerous City parks, which agreements are in the public's interests as they facilitate greater access and enjoyment of the City's lakes and recreational opportunities; and,

WHEREAS, the vendors provide services to City residents and visitors, such as canoeing, kayaking, and boating lessons, watercraft rentals, kids camps, and food and general concessions, that the City does not, and cannot, otherwise provide at these, or other, locations, but that are in the public's interest, which services help the City with its placemaking efforts at the City's parks; and,

WHEREAS, it is in the City's interest to have only one vendor of these recreational and concession services at each Park to ensure that general public's use of the Park is not interfered with, and that the vendor complies with general standards of safety and care in its dealings with the public; and,

WHEREAS, in order to find the vendor who can best provide these recreational and concession services at various City parks consistent with City standards and interests, the City issued a Request for Proposals for Placemaking Services at select parks including Marshall Park; and,

WHEREAS, Marshall Boats LLC submitted a proposal for operations at Marshall Park that would meet the City's interests in providing recreational, placemaking and concessions services at Marshall Park, and would include facility improvements and annual use fees to the City; and,

WHEREAS, there are numerous capital investments in equipment, piers, grounds, and rental and concession facilities that need to be made to provide the best and safest services possible at Marshall Park, and these improvements can only be made by Marshall Boats LLC if there is a contract clarifying the relationship between the parties.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to enter into a Use Agreement with Marshall Boats LLC to conduct boat rental and instruction, concessions and other recreational activities at Marshall Park from 2017-2024, in a format that is approved by the City Attorney, the Risk Manager and the Parks Superintendent, and that is consistent with the Agreement attached hereto.