



## Legislation Text

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**File #:** 42219, **Version:** 1

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### **Fiscal Note**

This resolution authorizes a three (3) year agreement with the possibility of two (2) one-year renewals with Robert Krebs, d/b/a The Madison Sailing Center at Warner Park. The agreement will set forth the terms and conditions upon which the City will allow The Madison Sailing Center to use the sailboat storage area at Warner Park to conduct rental, instructional and concession activities. In addition to the permit fee and security deposit, The Madison Sailing Center will pay the City an anticipated fee of \$24,500 over the term of the agreement. These revenues will be recognized in the Parks Division Operating Budget as follow: \$4,500 in 2016, \$4,700 in 2017, \$4,900 in 2018, \$5,100 in 2020 and \$5,300 in 2021.

### **Title**

Authorizing the City to execute an agreement with The Madison Sailing Center for use of the sailboat storage area at Warner Park and to conduct rental, instructional and concession activities for the years of 2016-2021.

### **Body**

WHEREAS, Madison General Ordinances Sec. 8.17 allows for a person to obtain an annual parks vending permit, valid from April 15 of each year through April 14 of the following year, to allow the person to sell foods, beverages, goods, services and lessons in a City park; and,

WHEREAS, for the past several years, vendors have entered into Agreements with the City allowing the vendors to provide recreational and concession services to City residents and visitors at City shelters and facilities located at Warner Park; and,

WHEREAS, the vendors provide services to City residents and visitors, such as canoeing, kayaking, windsurfing and sailboat lessons and rental, and general concessions, that the City does not, and cannot, otherwise provide at these, or other, locations, but which are in the public's interest; 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 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 Warner Park, consistent with City standards and interests, in 2010 the City issued a Request for Proposals for the Right to Conduct Rental, Instructional Service and Concession Activities at Select City Parks, including Warner Park; and,

WHEREAS, in 2010 The Madison Sailing Center's proposal, and permit application under MGO 8.17, was accepted by the City, and confirmed by the Board of Park Commissioners, and The Madison Sailing Center successfully provided recreational and concession services at Warner Park from 2010-2012 and from 2013-2015, pursuant to an Operating Agreement with the City; and,

WHEREAS, the City and The Madison Sailing Center wish to reenter into an operating agreement that would allow The Madison Sailing Center to continue to provide recreational and concession services at Warner Park.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to enter into an Operating Agreement with Robert Krebs d/b/a The Madison Sailing Center for use of the sailboat storage area

at Warner Park and to conduct rental, instructional and concession activities for the years of 2016-2018, with two additional one-year renewals, consistent with the Warner Park Sailboat Storage and Instruction Operating Agreement attached and incorporated hereto, in a format that is approved by the City Attorney and the Risk Manager.