

## **RESOLUTION NO. 2006-854**

Adopted by the Sacramento City Council

November 21, 2006

### **APPROVING AGREEMENT WITH SACRAMENTO YACHT CHARTER LLC FOR THE PROVISION OF CHARTER SERVICES FROM THE SOUTH BARGE**

#### **BACKGROUND**

- A. The Old Sacramento waterfront agreements with Sacramento Yacht Charter LLC will contribute to the ongoing enhancement of the riverfront as called for in the Sacramento Riverfront Master Plan by providing new and exciting opportunities for visitors to experience the river and ensuring high-quality, consistent management of the docking facilities. The yacht charter service will add to the already increasing public interest in the riverfront and attract many different customers and visitors year-round.
- B. Improvements to the barge and adjacent promenade area that will be constructed by Sacramento Yacht Charter LLC under the agreement will provide waterfront visitors with much-needed comfort and access facilities and will greatly increase the value of the barge as a public amenity.
- C. The Sacramento City Code requires that leases of City-owned real property be awarded to the highest bidder through competitive bidding unless the City Council finds that it is in the best interest of the City to enter into the agreement without bidding because special circumstances make the use of the bid procedure inappropriate (Sacramento City Code §3.68.110 (F)). It is in the City's best interests to enter into the charter vessel and riverboat tour, water taxi, and amphibious trolley agreements with Sacramento Yacht Charter LLC without bidding because special circumstances, including the fact that the proposed agreements incorporate a sublease of real property, licenses to use City-owned real property, a design and build construction agreement, and programmatic elements, and the fact that staff utilized a RFP process to identify Sacramento Yacht Charter LLC as the recommended operator make use of the bid procedure inappropriate

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. The City Council finds that the facts set forth in the Background are true.
- Section 2. The City Manager is authorized to execute an agreement with Sacramento Yacht Charter LLC for charter vessel service from the City's South Barge, including any extensions of amendments thereto.

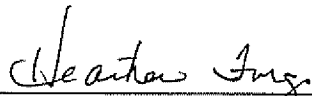
Adopted by the City of Sacramento City Council on November 21, 2006 by the following vote:

Ayes: Councilmembers, Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.

  
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Mayor, Heather Fargo

Attest:  
  
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Shirley Concolino, City Clerk