

## **RESOLUTION NO. 2006-855**

Adopted by the Sacramento City Council

November 21, 2006

### **APPROVING AGREEMENT WITH SACRAMENTO YACHT CHARTER LLC FOR THE PROVISION OF RIVERBOAT, WATER TAXI AND AMPHIBIOUS TROLLEY SERVICES**

#### **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 Old Sacramento riverboat tour program and water taxi services has been an important part of the visitor experience for many years and it is one of the few ways a visitor without their own boat can experience the river. The riverboats replicate the appearance of paddle wheelers plying the Sacramento River during the 1850-75 era, further adding to the historic ambiance of Old Sacramento. The amphibious trolley services are a new experience for Sacramento residents and visitors alike.
- B. 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 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, three distinct business operations, a design and build construction agreement, and programmatic elements, and the fact that staff utilized a RFP process authorized by the City Council 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 Charters LLC for historic riverboat tour boat, water taxi, and amphibious trolley service from the Old Sacramento tour boat dock, including and extensions or amendments thereto.

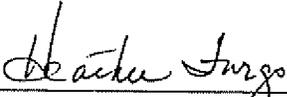
Adopted by the City of Sacramento City Council on November 21, 2006 by the following vote:

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