

ORDINANCE No. 186399

*Authorize a contract for concession services at Rose City Golf Course with Hank Childs Golf Shop, Inc. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In 2004, City Council authorized Contract No. 52173 for concessions services at Portland Parks & Recreation (PP&R) Rose City Golf Course with Hank Childs Golf Shops Inc. This contract was for a term of five years. In 2009, City Council authorized an extension of the contract for an additional five-year term. This extension expired on December 31, 2013.
2. An RFP has been developed seeking the most advantageous proposal for a new concession contract at Rose City golf course, but, as a result of delays in the process, a selection will not be made before the existing contract expires. Consequently, a new contract is necessary to provide concession services to the public until the process for selection of a new operator can be made. The new contract will contain the same terms and conditions as Contract No. 52173 except as provided below.
3. Historically, the concessions operations at the city's golf courses operate at a loss during the winter months with expenses to the contractor exceeding the revenue potential of the site. For this reason, PP&R deems it appropriate to limit the financial burden carried by the operator. Consequently, the new contract will eliminate the following payments to the City, which are contained in Contract No. 52173; Section 4, Paragraph B.
 - (1) 2.5 percent of gross revenues of all sales, rentals and golf club repair work
 - (2) 3 percent of gross revenues from food, non alcoholic beverages and vending
 - (3) 5 percent of gross revenues from beer and wine sales
 - (4) 7 percent of gross revenues from all other sources
 - (5) 100 percent of golf cart trail fees

NOW, THEREFORE, the Council Directs:

- a. The Parks Bureau Director-in-Charge is hereby authorized to execute a contract in a form substantially similar to Exhibit A with Hank Childs Golf Shop, Inc. for concession services at Rose City Golf Course for a term commencing on January 1, 2014 and terminating on March 31, 2014.
- b. The Mayor and Auditor are authorized to make payments pursuant to this contract when demand is presented.

Section 2. The Council declares that an emergency exists in order to avoid further delay in the providing concession services to the public at Rose City Golf Course: therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council: JAN 02 2014
Commissioner Fritz
Prepared by: John Zoller:ds
Date: December 16, 2013

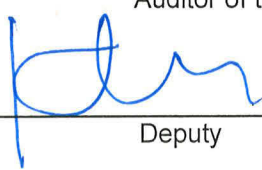
LaVonne Griffin-Valade
Auditor of the City of Portland

By

Susan Lousans
Deputy

Agenda No.
ORDINANCE NO. 186399
 Title

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| <p>INTRODUCED BY Commissioner/Auditor: Amanda Fritz</p> | <p>CLERK USE: DATE FILED DEC 27 2013</p> |
| <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz <i>Amanda Fritz</i></p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p> | <p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p style="text-align: center;">By:  Deputy</p> |
| <p>BUREAU APPROVAL</p> <p>Bureau: Parks & Recreation Bureau Head: Mike Abbate <i>Mike Abbate</i></p> | |
| <p>Prepared by: John Zoller Date Prepared: Decembere 16, 2013</p> | |
| <p>Financial Impact & Public Involvement Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input checked="" type="checkbox"/></p> | |
| <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> | |
| <p>Council Meeting Date January 2, 2014</p> | <p>ACTION TAKEN:</p> |
| <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>OK</i></p> | |

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| AGENDA |
| <p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> |
| <p>CONSENT <input checked="" type="checkbox"/></p> |
| <p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> |

| FOUR-FIFTHS AGENDA | COMMISSIONERS VOTED AS FOLLOWS: | | |
|--------------------|------------------------------------|------|------|
| | | YEAS | NAYS |
| 1. Fritz | 1. Fritz | ✓ | |
| 2. Fish | 2. Fish | ✓ | |
| 3. Saltzman | 3. Saltzman | ✓ | |
| 4. Novick | 4. Novick | ✓ | |
| Hales | Hales | ✓ | |