



Folsom City Council Staff Report

MEETING DATE:	4/12/2022
AGENDA SECTION:	Consent Calendar
SUBJECT:	Resolution No. 10828 – A Resolution Authorizing the City Manager to Execute an Agreement for Food and Beverage Concession at Lembi Community Park with the Folsom Athletic Association
FROM:	Parks and Recreation Department

RECOMMENDATION / CITY COUNCIL ACTION

Staff recommends the City Council approve Resolution No. 10828 – A Resolution Authorizing the City Manager to Execute an Agreement for Food and Beverage Concession at Lembi Community Park with the Folsom Athletic Association.

BACKGROUND / ISSUE

The Folsom Athletic Association (FAA) is a 501(c)(3) corporation founded in 1979 to advocate for improved recreational programs and facilities for the residents of Folsom. Some of the City of Folsom's first recreation programs were run by the FAA through a contract with the City, and the FAA and the City have worked together to create the region's leading recreation programs and facilities. Today, the FAA serves as an umbrella organization to major youth sports organizations within Folsom, working to ensure the success and financial stability of each. The FAA also partners with the City to help support major youth-oriented programs and events such as Spring Eggstravaganza, and CAVE Teen Centers, as well as senior services and programs provided at 48 Natoma Street (Senior and Arts Facility).

Lembi Community Park is a 50-acre facility consisting of three softball fields, a baseball field, three full-sized soccer fields, tot lots, picnic areas, concession building and office space, and natural open space. Since 1993, as approved by the Folsom City Council, the FAA has contracted with the City to provide food and beverage concession services at Lembi Community Park.

On October 9, 2012, the City Council adopted Resolution No. 9064 authorizing the City Manager to execute an agreement with the FAA. As part of that agreement the FAA paid the City one dollar (\$1.00) per year for rent. This agreement is up for renewal, and the City would like to amend the agreement to extend the terms and conditions of the agreement for another five years to June 30, 2027.

POLICY / RULE

The City Council is authorized to approve agreements relating to real property including rental or lease of community facilities.

ANALYSIS

Staff believes that the agreement and its terms are beneficial to both the City and the FAA in terms of providing much needed financial and community support to youth sports, recreation, and city programs.

The proposed agreement calls for the FAA to protect the City’s property from damage beyond normal wear and tear. The FAA shall be solely responsible for providing all services, equipment, supplies, and personnel for staffing, administration, and operation of the concession. The FAA shall also procure at its own costs all related licenses, permits, and insurance, and operate the concession in accordance with all applicable laws and regulations. The FAA will not sell or provide hard liquor.

Each operational year, the FAA and the City shall conduct an inspection of the facility and equipment to ensure all equipment is in working order and the facility is free from any safety hazards or defects.

It is understood that during the term of the agreement, the FAA shall have the exclusive right to operate a food and beverage concession on the Lembi Community Park premises, but that groups using park facilities may sell items of food and other merchandise as long as items are sold during non-operational hours of the FAA concession.

FINANCIAL IMPACT

It is agreed that the FAA will continue to pay the City one dollar (\$1.00) per year in rent for up to a five-year term for use of the Lembi Community Park food and beverage concession. The agreement also requires the City to furnish electric current, telephone service, and domestic service to the FAA in support of the concession site.

ENVIRONMENTAL REVIEW

This action is exempt from environmental review under the California Environmental Quality Act (CEQA).

ATTACHMENTS

1. Resolution No. 10828 – A Resolution Authorizing the City Manager to Execute an Agreement for Food and Beverage Concession at Lembi Community Park with the Folsom Athletic Association

Submitted,

Lorraine Poggione, Parks & Recreation Director

RESOLUTION NO. 10828

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR FOOD AND BEVERAGE CONCESSION AT LEMBI COMMUNITY PARK WITH THE FOLSOM ATHLETIC ASSOCIATION

WHEREAS, the Folsom Athletic Association (FAA) is a 501(c)(3) corporation founded in 1979 to advocate for improved recreational programs and facilities for the residents of Folsom; and

WHEREAS, the FAA serves as an umbrella organization to major youth sports organizations within Folsom, working to ensure the success and financial stability of each; and

WHEREAS, the FAA and the City have worked together to create the region’s leading recreation programs and facilities, and the FAA partners with the City to help support youth-oriented programs and events; and

WHEREAS, since 1993, the FAA has contracted with the City to provide food and beverage concession services at the Lembi Community Park Sports Complex; and

WHEREAS, the FAA wishes to continue in this role for the purpose of not only providing snacks and beverages to program participants and attendees, but also to raise funds to support its youth recreation mission; and

WHEREAS, the City seeks to execute an agreement with the FAA for rental of the Lembi Community Park food and beverage concession for one dollar (\$1.00) per year for a five-year term ending June 30, 2027; and

WHEREAS, the agreement will be in a form acceptable to the City Attorney:

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Folsom authorizes the City Manager to execute an Agreement for Food and Beverage Concession at Lembi Community Park with the Folsom Athletic Association.

PASSED AND ADOPTED this 12th day of April, 2022, by the following roll-call vote:

AYES: Councilmember(s):
NOES: Councilmember(s):
ABSENT: Councilmember(s):
ABSTAIN: Councilmember(s):

Kerri M. Howell, MAYOR

ATTEST:

Christa Freemantle, CITY CLERK

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