

RESOLUTION NO. 2019-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKLIN
APPROVING THE KEY TERMS FOR AN OPERATING AGREEMENT WITH BONSAI DESIGN, LLC;
AUTHORIZING THE CITY MANAGER TO REIMBURSE BONSAI DESIGN, LLC,
FOR START-UP EXPENSES PRIOR TO CONTRACT EXECUTION;
AND APPROVING AN ADDITIONAL APPROPRIATION OF FUNDS

(Quarry Park Adventures Operating Agreement)

The City Council of the City of Rocklin does resolve as follows:

WHEREAS, the Quarry Park Adventures (the "Park") is currently without an operator, the Park is temporarily closed for the winter season, and the City desires to re-open the Park this spring; and

WHEREAS, the City Council of the City of Rocklin desires to negotiate a contract with Bonsai Design, LLC, or a related entity, for the operation of the Park's adventure elements, kids zone, maze, and paddle boats; and

WHEREAS, Bonsai Design LLC. has indicated interest in entering into an agreement with the City to operate the Park's adventure elements, kids zone, maze and paddle boats; and

WHEREAS, the City Council of the City of Rocklin has reviewed the Key Terms attached hereto as Exhibit A, and desires to authorize the City Manager to negotiate an operating agreement that incorporates the Key Terms; and

WHEREAS, Bonsai Design LLC. has agreed to engage in start-up activities prior to the execution of an operating agreement to facilitate the re-opening of the Park in the spring of 2019; and

WHEREAS, the City Council of the City of Rocklin has reviewed the proposed Start-Up Budget in an amount not to exceed \$300,000, attached to the Key Terms as Exhibit 1, and has determined that certain pre-opening tasks must be performed prior to the execution of the operating agreement with Bonsai, in order to timely re-open the Park this spring; and

WHEREAS, the City Council of the City of Rocklin desires to authorize the City Manager to reimburse Bonsai Design, LLC, or a related entity, for documented expenses within the Start-Up Budget, using General Funds for FY 2018/19, for the re-opening of the Park, which may be reimbursed prior to execution of the operating agreement between the City and Bonsai;

WHEREAS, the City Council desires to authorize an additional appropriation of funds relating to the operation of the Adventure Park.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rocklin as follows:

Section 1. The City Council of the City of Rocklin has reviewed and approves the Key Terms for an operating agreement with Bonsai Design, LLC, or a related entity, attached hereto as Exhibit A, and authorizes the City Manager to negotiate an operating agreement that incorporates the Key Terms.

The negotiated agreement will be presented to the City Council for review and approval in the future; and

Section 2. The City Council of the City of Rocklin hereby authorizes the City Manager to reimburse Bonsai Design, LLC, or a related entity for documented expenses within the Start-Up Budget, using General Funds for FY 2018/19, for the re-opening of the Park, as set forth in Exhibit 1 to the Key Terms, which amount may be reimbursed prior to contract execution; and

Section 3. The City Council authorizes the following additional appropriation of funds for the FY 2018/2019 Budget, as follows:

FUND	AMOUNT	PURPOSE	ADD/ (DELETE)
100 General Fund	\$300,000	Bonsai Start-up Costs	Add

PASSED AND ADOPTED this 12th day of February, 2019, by the following vote:

AYES: Councilmembers:
NOES: Councilmembers:
ABSENT: Councilmembers:
ABSTAIN: Councilmembers:

Joe Patterson, Mayor

ATTEST:

Mona Forster, City Clerk