

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, RESCINDING AND REPLACING RESOLUTION NO. 2017-146 REGARDING GRANTING AUTHORITY TO THE CITY MANAGER OR HIS OR HER DESIGNEE TO ENTER INTO ROUTINE PARKING AGREEMENTS FOR BULK MONTHLY PARKING CONTRACTS FOR 50 STALLS OR MORE

WHEREAS, the City of Fresno (City) owns and operates a number of parking lots, garages, and structures (Parking Facilities) in the City of Fresno; and

WHEREAS, the City, as licensor, routinely rents parking spaces in its Parking Facilities to public and private licensees; and

WHEREAS, the City has established in its Master Fee Schedule a flat monthly fee for bulk monthly contracted parking of 50 stalls or more (Bulk Parking); and

WHEREAS, in the course of the City's business, the City Manager finds it necessary to enter into routine parking agreements for Bulk Parking at City Parking Facilities; and

WHEREAS, on June 8, 2017, the City approved Resolution 2017-146 which delegated authority to the City Manager or his or her designee to negotiate and enter into routine Bulk Parking contracts (Master Bulk Rate Parking Agreement); and

WHEREAS, since adopting the Master Bulk Rate Parking Agreement, the City has received multiple requests from potential licensees to modify the Master Parking Agreement regarding mutual termination provisions, a process for relocation and closure of garages and lots, and other minor clarifying language as reflected in the revised Master Bulk Rate Parking Agreement attached as Exhibit "A"; and

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Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: 

Resolution No.

WHEREAS, the City is agreeable to the requested changes to the Master Bulk Rate Parking Agreement attached as Exhibit "A"; and

WHEREAS, the purpose of this resolution is to rescind Resolution 2017-146 and obtain City Council approval to delegate to the City Manager or his or her designee the authority to negotiate and enter into the revised Master Bulk Rate Parking Agreement for routine parking contracts for Bulk Parking in substantially the form attached hereto as Exhibit "A" at the rates established in the City's Master Fee Schedule.

NOW, THEREFORE, BE IT RESOLVED by the council of the City of Fresno as follows:

1. The City Council of the City of Fresno rescinds Resolution 2017-146 and authorizes the City Manager or his or her designee to enter into routine parking contracts in substantially the form attached hereto as Exhibit "A" for Bulk Parking at City Parking Facilities at the rates established in the City's Master Fee Schedule.

2. All parking contracts shall be reviewed and approved by the City Attorney's Office prior to execution by the City Manager or his or her designee.

3. Any parking contract which materially deviates from the form attached hereto as Exhibit "A" shall not be subject to the delegation hereby provided.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2018.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC
City Clerk

By: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Tracy N. Parvanian Date
Senior Deputy City Attorney

Attachment: Exhibit A