

OAKLAND CITY COUNCIL

59534

RESOLUTION No. _____ C.M.S.

INTRODUCED BY COUNCILMAN _____

:bm

RESOLUTION AWARDDING CONTRACT TO A. E. SCHWARTZ AND
RICHARD JANUSCH, CO-PARTNERS, DOING BUSINESS AS
J AND S ENTERPRISES, FOR THE CONCESSION PRIVILEGES
AT MONTCLAIR GOLF COURSE ACCORDING TO SPECIFICATION
NO. 369-355 REVENUE

RESOLVED: That the contract for the concession privileges at Montclair Golf Course, according to Specification No. 369-355 REVENUE and the General Conditions on file in the Purchasing Department is hereby awarded to J and S Enterprises, according to their proposal filed with the City Clerk on December 1, 1980:

REVENUE TO THE CITY

First Year of Contract	\$1,000.00 per month
Second Year of Contract	4% of gross receipts but not less than \$1,000.00 per month
Third Year of Contract	5% of gross receipts per month
Fourth Year of Contract	5% of gross receipts per month
Fifth through 10th Year of Contract	6% of gross receipts per month

TERM OF CONTRACT AND EXTENSION CLAUSE

The term of the contract is for a ten year period.

The City Council may elect to extend the contract for two consecutive five-year periods, one five-year period at a time, as evidenced by a Council Resolution. The City's revenue during the first five-year extension would be \$2,000.00 per month or 6% of gross receipts, whichever is greater. The City's revenue during the second five-year extension would be \$3,000.00 per month or 6% of gross receipts, whichever is greater. Any contract extension will be by mutual agreement between the City and the concessionaire.

FURTHER RESOLVED: That the contract prepared by the City Attorney, copy of which is on file in the City Clerk's Office, is hereby approved, and the City Manager is authorized to enter into said contract on behalf of the City of Oakland.

FURTHER RESOLVED: That all other proposals are hereby rejected.

FURTHER RESOLVED: That the amount of \$12,500 is hereby approved as the amount of a performance bond to be furnished to the City of Oakland by the Concessionaire.

FURTHER RESOLVED: That the City Clerk is hereby directed to post notice of the above award on the official bulletin board, City Clerk's Office, City Hall, Oakland.

MAR 3 1981
CITY CLERK

IN COUNCIL, OAKLAND, CALIF., MAR 3 1981, 19

PASSED BY THE FOLLOWING VOTE:

AYES — ENG, GIBSON, GILMORE, MOORE, OGAWA, RILES, SPEES, SUTTER
AND PRESIDENT WILSON - 9

NOES — NONE

ABSENT — NONE

ABSTENTION — NONE

ATTEST: Arrece Jameson
ARRECE JAMESON
City Clerk and Clerk of the Council
of the City of Oakland, California