

1 [Approval of Lease with ParkWide Activities, LLC - Master Bike Rental Concession in City
2 Parks]

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4 **Resolution authorizing the Recreation and Park Department General Manager to enter**
5 **into a lease with ParkWide Activities, LLC, for the operation of a Master Bike Rental**
6 **Concession in City Parks.**

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8 WHEREAS, The City desires to contract with ParkWide Activities, LLC, for the lease
9 and operation of a Master Bike Rental Concession in various City parks and ParkWide desires
10 to lease the premises from the City; and

11 WHEREAS, The Recreation and Park Commission ("Commission") authorized the
12 Recreation and Park Department (the "Department") on August 20, 2009 to issue a Request
13 for Proposals ("RFP") to solicit responses from qualified entities for the operation of a Master
14 Bike Rental Concession in City Parks, and on May 6, 2010, the Commission authorized staff
15 to begin negotiations with ParkWide, LLC; and

16 WHEREAS, On January 20, 2010, by Resolution No. _____, on file with the Clerk of the
17 Board of Supervisors in File No. _____, the Commission recommended that the Board of
18 Supervisors approve the Lease, on file with the Clerk of the Board of Supervisors in File No.
19 _____, between the City and ParkWide for the operation of a Master Bike Rental
20 Concession from February 1, 2011, through January 31, 2016, with one (1) potential three (3)-
21 year extension, which has an anticipated revenue of more than one million dollars; and

22 WHEREAS, Pursuant to San Francisco Charter, Article IX, Section 9.118, Subsections
23 (a) and (b), the Board of Supervisors must approve the Lease by resolution; now, therefore,
24 be it

1 RESOLVED, That the Board of Supervisors hereby approves the lease dated January
2 21, 2011, for the operation of a Master Bike Rental Concession in City Parks, commencing on
3 February 1, 2011, through January 31, 2016; and for a potential extension period of three
4 years commencing on February 1, 2016, through January 31, 2019, subject to the approval of
5 the Commission; and be it

6 FURTHER RESOLVED, That the Board of Supervisors authorizes the General
7 Manager to enter into additions, amendments, or other modifications to the Lease (including,
8 without limitation, preparation and attachment of, or charges to, any or all of the exhibits) that
9 the General Manager, in consultation with the City Attorney, determines are in the best
10 interest of the City, do not materially decrease the benefits of the Lease to the City, do not
11 materially increase the obligations or liabilities of the City, do not authorize the performance of
12 any activities without pursuing all required regulatory and environmental review and
13 approvals, and are necessary or advisable to complete the transactions which the Lease
14 contemplates and effectuate the purpose and interest of this resolution, such determination to
15 be conclusively evidenced by the executions and delivery by the General Manager of the
16 Lease and any such additions, amendments, or other modifications that that document; and
17 be it

18 FURTHER RESOLVED, That the Board of Supervisors approves, confirms, and ratifies
19 all prior actions taken by the officials, employees, and agents of the City with respect to the
20 Lease.

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