



## Legislation Details (With Text)

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**Type:** Ordinance      **Status:** Passed

**File created:** 7/2/2012      **In control:** Finance Committee

**On agenda:** 7/16/2012      **Final action:** 7/18/2012

**Title:** To authorize the Director of the Department of Finance and Management to execute, those documents necessary to enter into a license agreement by and between the City of Columbus and Robert Elmore for the retail sale of food and beverage from a concessions truck on the parking lot deck at Columbus Public Health, 240 Parsons Avenue; and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
7/18/2012	1	CITY CLERK	Attest	
7/17/2012	1	MAYOR	Signed	
7/16/2012	1	COUNCIL PRESIDENT	Signed	
7/16/2012	1	Columbus City Council	Approved	Pass

**BACKGROUND:** The Department of Finance and Management has been in discussion with several food service vendors in an effort to find a replacement vendor to provide retail sale of food and beverages to Department of Health staff and visitors at 240 Parsons Avenue. Per a lease agreement approved by City Council, a vendor began providing food service in early 2009, but due to low sales figures, terminated its lease. A second vendor began food service operation on the premises in 2010, per a lease agreement approved by City Council, but again due to low sales, terminated its lease. A third vendor, Robert Elmore, dba as Sip Flip & Dip, has now agreed to provide retail food & beverage service at the Columbus Health Department from a food concession truck to be located at a designated site on the parking deck.

This legislation authorizes the Director of Finance and Management, on behalf of the Columbus Department of Health, to enter into a short term license agreement with Robert Elmore, dba as Sip Flip & Dip, to provide retail sale of food and beverages from a concession truck located on the parking deck at 240 Parsons Avenue.

This ordinance is requested as an emergency measure to allow retail sale of food and beverages to be offered for the benefit of employees and visitors as quickly as possible.

**Fiscal Impact:** The license agreement will provide the City with rental income of approximately \$1,200.00 during the initial six month term.

**Emergency Action:** Emergency action is requested to allow for the immediate provision of food services to both the public visitors and the staff at Columbus Public Health.

To authorize the Director of the Department of Finance and Management to execute, those documents necessary to enter

into a license agreement by and between the City of Columbus and Robert Elmore for the retail sale of food and beverage from a concessions truck on the parking lot deck at Columbus Public Health, 240 Parsons Avenue; and to declare an emergency.

**WHEREAS**, a need exists for quick order food service to be available to the staff and the public at the Columbus Public Health offices located at 240 Parsons Avenue; and

**WHEREAS**, Robert Elmore, dba Sip Flip & Dip, desires to enter into a license agreement in conformance with all City's terms and conditions to provide for retail sale of food and beverages from a food concession truck located at a designated site on the parking deck at the 240 Parsons Avenue; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into a license agreement with Robert Elmore, dba Sip Flip & Dip, to provide food and beverage service from a food concession truck for both the public and staff at Columbus Public Health and for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Finance and Management is hereby authorized to enter into a license agreement with Robert Elmore, dba Sip Flip & Dip, to provide retail sale of food and beverages from a food concession truck to be located at a designated site on the parking deck for the benefit of the visitors and staff at the Columbus Public Health, 240 Parsons Avenue.

**SECTION 2.** That the terms and conditions of the license agreement shall be in a form approved by the City Attorney's office and shall include the following provisions: the license agreement shall have an initial term of six (6) months, and the parties shall have the mutual option to renew the license for three (3) consecutive additional six-month terms provided that: i) written notification of the renewal election is provided not less than 30 days in advance of the commencement of the renewal term; ii) the Lessee is not in default of any terms and conditions of the license agreement; and iii) such other terms and conditions as are required and/or approved by the City Attorney's Office.

**SECTION 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.