

MEMORANDUM

February 23, 2022

TO: Mayor John P. Kahl and Members of the City Council

FROM: Jeffery Becker, Director of Finance/Treasurer
Scott A. Brunton, City Attorney

SUBJECT: Resolution Approving Eastport Marina Management Agreement

DISCUSSION:

The City needs to enter into a new Eastport Marina Management Agreement for conducting marina operations for the 2022 boating season. City Officials have negotiated a new Eastport Marina Management Agreement with Omega 9 LLC for the 2022 boating season. In addition to negotiation this new Management Agreement, City Officials have also determined that it is in the best interests of the City and the Eastport Marina that an Operations Committee be established to oversee and coordinate operations at Eastport Marina. This Operations Committee shall initially consist of a representative from Omega 9 LLC, the Eastport Operations Manager, and a City representative to be designated by the Mayor. At this time, the City's Director of Finance will be appointed as the City representative on this Operations Committee.

This Resolution approves the 2022 Eastport Marina Management Agreement with Omega 9 LLC and establishes the Eastport Operations Committee.

RECOMMENDATION:

Approval of this Resolution.

RESOLUTION NO. 2122-117

East Peoria, Illinois
_____, **2022**

RESOLUTION BY COMMISSIONER _____

**RESOLUTION APPROVING THE EASTPORT MARINA MANAGEMENT
AGREEMENT BETWEEN THE CITY OF EAST PEORIA
AND OMEGA 9, LLC**

WHEREAS, the City has constructed and operates a first-class quality marina known as Eastport Marina (the "Marina"); and

WHEREAS, City Officials have negotiated the terms of an agreement with Omega 9, LLC to manage the Marina for a one-year term beginning March 1, 2022, which is attached hereto as "Exhibit A" (the Marina Management Agreement); and

WHEREAS, the City hereby finds that it is in the best interests of the City to enter into the Marina Management Agreement with Omega 9, LLC to operate and manage the Marina under the terms specified in the attached Agreement; and

WHEREAS, the City further finds that it is in the best interests of the City to establish an Eastport Operations Committee to oversee and coordinate the Eastport Marina operations; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT:

Section 1. The Eastport Marina Management Agreement with Omega 9, LLC in the form attached hereto labeled as "Exhibit A," is hereby approved.

Section 2. The Mayor and City Clerk are hereby authorized to execute the Marina Management Agreement on behalf of the City, together with such changes therein as the Mayor in his discretion may deem appropriate; provided, however, that such Agreement shall not be binding upon the City until an executed original thereof has been delivered to Omega 9, LLC.

Section 3. The City hereby creates the Eastport Operations Committee for the oversight and coordination of the Eastport Marina operations with the following persons appointed to this Committee at this time: (1) one representative from Omega 9, LLC; (2) the Eastport Marina Operations Manager; and (3) one City representative designated by the Mayor.

APPROVED:

ATTEST:

Mayor

City Clerk