

Tina Baca Del Rio Mayor
Lilia R. Leon Mayor Pro Tem
Joe Aguilar Councilmember
Ivan Altamirano Councilmember
Denise Robles Councilmember



COMMERCE CITY HALL
COUNCIL CHAMBERS
5655 Jillson Street
Commerce, CA 90040
Phone: (323) 722-4805
Fax: (323) 726-6231

AGENDA

CONCURRENT ADJOURNED REGULAR MEETINGS OF THE CITY COUNCIL OF THE CITY OF COMMERCE AND THE GOVERNING BODY OF THE SUCCESSOR AGENCY TO THE COMMERCE COMMUNITY DEVELOPMENT COMMISSION (HEREINAFTER "SUCCESSOR AGENCY")

Tuesday, June 24, 2014 – 5:00 P.M.

CALL TO ORDER

Mayor/Chairperson Baca Del Rio

ROLL CALL

City Clerk Shumway

PUBLIC COMMENT

Citizens wishing to address the City Council/Successor Agency on any matter on the agenda may do so at this time. Please complete a speaker's card and give it to the City Clerk prior to commencement of the City Council meeting. Please limit your remarks to five (5) minutes. State law (Government Code Section 54950 et seq.) prohibits the City Council/Successor Agency from taking action or engaging in discussion on a specific item unless it appears on a posted agenda. Upon request, the City Council may, in their discretion, allow citizen participation on a specific item on the agenda at the time the item is considered by the City Council.

SCHEDULED MATTERS

1. Presentation and Review of Proposed 2014/2015 Fiscal Year Budget

The City Council will receive, and provide appropriate direction as deemed necessary with respect to, the City Administrator's proposed operating budget for fiscal year 2014/2015.

2. Amendment No.1 to an Agreement with Rick Larson, DBA Wold Amusements for Carnival Services for the 4th of July Celebration

The City Council will consider for adoption a Resolution approving an Amendment No.1 to an Agreement with Rick Larson, DBA Wold Amusements for Carnival Services for the 4th of July Celebration at Rosewood Park.

ADJOURNMENT

Written materials distributed to the City Council are available for public inspection immediately following the posting of this agenda (at least 72 hours prior to a regular City Council meeting) in the **City Clerk/Secretary's Office, at Commerce City Hall, 2535 Commerce Way, Commerce, California, and the Central Library, 5655 Jillson Street, Commerce, California.**

Meeting facilities are accessible to persons with disabilities. In compliance with the Americans with Disabilities Act (ADA) if you need special assistance to participate in this meeting, notify the Office of the City Clerk at (323) 722-4805 at least 48 hours prior to the meeting.

City of Commerce Proposed Budget Outstanding Items

Fiscal Year
2014/15

1

June 24, 2014

FY 2014-15

Revised Projected Surplus

○ Projected Revenue	\$54,631,616
○ Projected Approp	<u>\$53,901,800</u>
○ Projected Surplus	\$ 729,816

FY 2014-15

Parks & Recreation

- September 16th Celebration - \$25,000
- Increase OT budget - \$20,000*
- Haunted House - \$10,000
- *City Administrator's Recommendation

FY 2014-15

Parks & Recreation

- **Community Cleanup Day - \$5,000 ***
 - **Provide snow at the Children's Holiday Faire - \$4,000***
 - **Bristow Park Restrooms (extension of hours during the summer) - \$3,000**
- ***City Administrator's Recommendation**

FY 2014-15

Parks & Recreation

- Veteran's Day (large tent rental) - \$1,500*
- Miss Commerce (provide a staff liaison for the Aguas Calientes visit) - \$1,500*
- *City Administrator's Recommendation

FY 2014-15 Library Services

- \$93,954 (FT Librarian - Adult Services) - This position was vacated in 2009 and never filled. Currently, there is one Adult Reference Librarian in the Division.

FY 2014-15 Library Services

- \$57,750 (20 hrs/week) – 3 PT Homework Helpers - Currently, there are five Homework Helpers that work at the 4 Commerce Library locations.

FY 2014-15

PWKS & Development Services

- **Holiday Decorations**
- **Proposed budget - \$100,000**
- **City received 5 proposals**
- **Two Options:**
- **5 year lease (\$590,500 - \$1,425,060)**
- **Purchase (\$596,628 - \$715,810)**
- **City Council Sub-committee prefers the flexibility of the lease option**

FY 2014-15

Projected Surplus

- If the City Council approved all of the items presented, the General Fund would begin FY 2014-15 with a projected surplus of \$8,112

FY 2014-15

Current Year Projected Surplus

- Staff is projecting a surplus of just over \$1 million for FY 2013-14. Staff is recommending that \$743,703 (or roughly 75%) be used to fund the following:

Capital Outlay Items	\$381,103*
Planning Items	\$114,000

*Refer to attachment 1 (Tier A) for detail

FY 2014-15

Current Year Projected Surplus

○ Environmental Mitigation	\$100,000
○ Staff Travel/Training	\$ 45,000
○ Human Res Items	\$ 40,000
○ Commission Training	\$ 35,000
○ Granicus	\$ 28,600

FY 2014-15

Current Year Projected Surplus

- Approval of all the items discussed would leave a projected year-end amount of approximately \$261,000. Staff recommends setting aside these funds to address any unforeseen items that may arise during FY 2014-15 (i.e. the City's 55th Birthday Celebration)

FY 2014-15

Environmental Mitigation Efforts

- **Alternatives in the mitigation of adverse environmental issues related to the community's exposure to the rail yards:**
- **Use \$100,000 of projected FY 2013-14 surplus**

FY 2014-15

Environmental Mitigation Efforts

- Allocate \$100,000 from the Sales Tax that is generated from UPRR
- Measure AA Housing Retrofit project to improve environmental quality (\$1,000,000 project)
- Caltrans request for use of easement (adjacent to the I-710) has potential to be leveraged

**Attachment 1
City of Commerce
Capital Outlay - Requested and Recommended
FY2014-2015**

Ranked as follows:

Tier A -- necessary and recommended at this time	381,103.00
Tier B -- desirable, will be considered once final year end numbers are known	<u>200,538.89</u>
	581,641.90

Department	Description	Requested	Rank
Tier A			
Cable TV	Audio Monitor Used for remote location production – Current Audio Monitor died	700.00	A
Cable TV	SDI Waveform Monitor / HD Measurement device for calibrating video signal on air Channel 3 & 32 – current waveform is unfixable and needs replacement	850.00	A
Cable TV	Editing Computer Software This is computer software to improve the look of edited programs	1,000.00	A
Cable TV	P2 Card Reader Panasonic AG-HPG10 P2 Card Reader Recorder	1,200.00	A
Cable TV	Computer Hard drives Three Apple Hard Drive 2@8 TB & 1@2 TB – G drive	1,900.00	A
Cable TV	Tripod This would support our new camera We have a failing tripod over 20 years old	4,850.00	A
Cable TV	Replacement TV's	14,000.00	A
	Total Cable TV - Tier A	24,500.00	
Community Services	New vehicle for the contracted LASD Sergeant	40,000.00	A
Community Services	Lease six new Ford Utility (Explorer) vehicles **	65,526.00	A
	Total Community Services - Tier A	105,526.00	
Finance and IT	Chairs/Furniture For City wide replacement of old chairs furniture	30,000.00	A
Finance and IT	10 Laptop Computers - For Dept. Heads and Admin staff	20,000.00	
Finance and IT	30 Computers for Public Use at Libraries	33,000.00	
Finance and IT	15 Computers for staff use	22,500.00	
	Total Finance and IT - Tier A	105,500.00	

Library	Webcams for Photo Identification in ILS	750.00	A
<p>In order to improve customer service and ensure account security, patrons would be able to opt-in to allowing us to take their picture so that if they ever forget their library card, we can confirm their identity and allow them to check out materials. This would improve customer service and improve the security of the account.</p>			
Library	Game Consoles for Teen Library	1,600.00	A
Library	Racks for Butcher Paper Rolls (Children's Services)	2,077.00	A
<p>The butcher paper rolls we have are heavy, difficult to move and cut, and are a potential safety hazard. They also take up more space without a rack.</p>			
Library	MobileCirc and -4 Additional iPads for Circulation	5,000.00	A
<p>This would allow staff to roam the library and perform checkouts, roaming reference and allow staff to improve the experience of patrons visiting the library while engaging our customers and meeting their needs.</p>			
Library	New Outdoor Dual Book Drop (Bristow)	6,000.00	A
<p>Existing Book Drop is rusted and is does not close properly. This book drop has been there for many years and needs to be replaced.</p>			
Library	Book Drop for Central Library	8,000.00	A
<p>The current book-return box has been heavily used for over 10 years. It has received damaged from operation/handling and needs to be replaced. The locking mechanism is constantly creating problems and it has been necessary to leave it unlocked in a few occasions. The weather resistance has diminished as there have been times when the water and dust have damaged some items which then patrons claim they returned in good condition. A new book-return box would provide a secure place for patrons to return their items and protect the Libraries materials.</p>			
Library	Desks for five staff members	10,000.00	A
<p>Currently, five full-time library staff members at the Central Library use big metal desks that date to the 1960's. They are big, heavy and take up unnecessary room. I am requesting that 5 desks be purchased. The newer desks are lighter, more space efficient and more relevant with work stations of today.</p>			
Total Library - Tier A		33,427.00	
Parks and Recreation	Pool sticks and Rack	350.00	A
Parks and Recreation	Ping pong table	600.00	A
Parks and Recreation	Replacement of bike rack	700.00	A
<p>broken bike holders allowing only a few bikes to be parked.</p>			
Parks and Recreation	Foosball table to replace existing unit that is non-repairab	700.00	A
Parks and Recreation	Five barbeque grills	700.00	A
<p>replace existing units that are starting show holes and wear</p>			

Parks and Recreation	Foosball table	700.00	A
Parks and Recreation	Replace existing air hockey table -Veterans Park existing air hockey table that does not draw air anymore and cannot be repaired	1,000.00	A
Parks and Recreation	Air hockey table - Teen Center	1,000.00	A
Parks and Recreation	Replacement carpets for three class rooms Carpets are worn and have permanent stains and cannot be removed without damaging the carpet.	1,400.00	A
Parks and Recreation	Replacement of two picnic benches Picnic benches in picnic area were removed due to being non-repairable.	1,500.00	A
Parks and Recreation	Exercise items needed for outdoor cross fit classes This is start up equipment needed for the classes that include kettle balls, medicine balls and	2,000.00	A
Parks and Recreation	Three new picnic tables to replace non-repairable units Replace non-repairable units	2,200.00	A
Parks and Recreation	Replace projection screen television with an LCD unit	2,400.00	A
Parks and Recreation	Four Futsal Aluminum Goals	4,000.00	A
Parks and Recreation	Replace vertical blinds in large room	4,000.00	A
Parks and Recreation	Replace 2 soccer goals - Bristow and Rosewood Park Soccer goal sets at Bristow and Rosewood Park are 11 years old and need constant welding repairs	5,000.00	A
Parks and Recreation	Six new picnic tables Tables to replace units that have been welded several times	5,500.00	A
Parks and Recreation	Replacement of 14 televisions and brackets Televisions and brackets that are over 13 years old that are all showing signs of fatigue	8,400.00	A
Parks and Recreation	Resident card printer and software Printer is at end of useful life, new printer and software will allow division to provide volunteer and	11,000.00	A
Parks and Recreation	Two F-3 auto scrubbers Larger floor space area scrubber/cleaners	18,000.00	A
Parks and Recreation	two riding mowers Replace unit that is over 20 years of age	19,000.00	A
Parks and Recreation	727 turf blazer mower Replace unit that is over 22 years of age and has constant mechanical issues	22,000.00	A
Total Parks and Recreation - Tier A		112,150.00	
TOTAL FOR ITEMS RANKED A		381,103.00	

Tier B

Cable TV	Studio Viewfinder/Zoom/Focus	1,200.00	B
Cable TV	Multi Viewer	9,000.00	B
This would be an upgrade of our Video Control. This would give us the capabilities that are in the New EOC. Many of our monitors are black and white			
Cable TV	Video Server – Ch.'s & Web Site	32,701.00	B
Video On Demand through city Website of all programs on Channel 3 & 32. This would provide the following: Increased reliability of playback of city programs on Emergency City Channel. Increased saving on DVD supplies. Increased picture quality. Increased staff productivity due to the ability of the community gaining access to programs they need and not requiring as many copies to be made as a Public Records Request through the City Clerks Office. Additional information support for the City clerk's office and all other departments. The system is an added functionality to the playback system one the city already owns.			
Total Cable TV - Tier B		42,901.00	

Library	Library Shelving (Greenwood)	37,589.41	B
----------------	-------------------------------------	-----------	---

Greenwood Library has always had the dilemma of being too small to accommodate necessary material to serve the community well and to provide ample seating space. Weeding material is a constant practice here because of limited book shelves. In addition, because of the small size of the library, it immediately becomes overcrowded. Patrons aren't able to comfortably browse through the aisles or sit to read a book because of the limited space. Updating the shelving serves a two-fold purpose. 1) It will allow for more shelf space which reduces the amount of material that is withdrawn and, 2) it will increase the floor space throughout the library. Also, the AV shelving will contain two drawers which will double the amount of space for this section. The proposed new shelving also adds 40 more shelves, one along each unit, thereby utilizing the maximum amount of the interior wall space.

The library service for this area has not kept up with the increasing population that has occurred in recent years. Within the last two years attendance has increased from 43,058 in 2012, to 56,775 in 2013. To date, the attendance for 2014 is already at 51,000. Attendance will be well over last year's numbers by the end of this fiscal year. More students are utilizing the Homework Help Center, we are receiving more reference questions related to academic subjects and our Spanish collection now circulates more than the English section. Material has to be requested from other libraries because our collection is very general. We do not have the space available to purchase more specific topics. When patrons come to the library with a specific need, they expect to be able to find what they are looking for that same day.

The new shelving will enhance the look of the library, increase the library collection, and increase the public space making it more inviting to the community for many years to come.

Library	Craft Materials Storage Containers (Children's Services)	165.11	B
----------------	---	--------	---

Library	Construction Paper Organizers (Children's Services)	298.38	B
We have a lot of 12" x 18" construction paper that was purchased years ago, but no way to store it so			

Library	Industrial Shelves	600.00	B
Shelves would go into the supply room to organize office supplies and materials used in the library			
Library	Local History Computer and Scanner	6,000.00	B
In order to scan and archive/store the many photographs in Commerce's history we need a powerful			
Total Library - Tier B		44,652.89	
Parks and Recreation	Outdoor bulletin message board free-standing	1,000.00	B
Parks and Recreation	Two carpet twin vacuum cleaners	1,172.00	B
Replace due to age of equipment; one (1) ½ inch full size drain-rotor			
Parks and Recreation	Purchase of two benches in lobby area near pre-school	1,200.00	B
Parks and Recreation	Six ladders various sizes	2,800.00	B
Replacement required due to normal wear and tear			
Parks and Recreation	utility cart	11,000.00	B
Utility cart at Bandini Park is over 15 years of age			
Parks and Recreation	bagging 72 inch mower	12,000.00	B
Existing unit is 20 years old and is having constant down time and mechanical issues			
Parks and Recreation	Six small folding tables	300.00	B
Parks and Recreation	Fifteen Erase boards for classes	600.00	B
Parks and Recreation	Batting/pitching screens	1,300.00	B
Parks and Recreation	Purchase two picnic tables to place in Bandini park	1,500.00	B
Parks and Recreation	one sauna heater for the Women's sauna	2,000.00	B
Women's sauna that is over 13 years of age and its difficult to find replacement parts			
Parks and Recreation	walk behind tiller	3,000.00	B
Unit is over 20 years of age and is non-operable			
Parks and Recreation	Two C-3 restroom cleaner	3,913.00	B
Cleaner/dispenser system used for disinfecting restrooms			
Parks and Recreation	Sewer main cable cleaner	5,000.00	B
Reduce or eliminate the extensive use of roto-rooter services			
Parks and Recreation	Replacement of 2 upright exercise bikes	7,000.00	B
Bikes are over 13 years old and have frequent repairs and few spare parts available			
Parks and Recreation	Exercise class sound systems for all four parks	7,200.00	B
All four parks need to replace units that are malfunctioning and not worth the cost to repair			
Parks and Recreation	Replacement of 2 treadmills	14,000.00	B

Treadmills are over 10 years old and have frequent repairs and few spare parts available

Parks and Recreation Multi- station cross fitness training station 18,000.00 B

Multi- station cross fitness training station for travel teams/water polo/ swimming/ teen classes usage in the Veteran Weight room .Since the Rosewood facility is dedicated to adults which has a very high patron usage, Veteran’s weight room which is currently closed will be utilized to enable the city’s travel teams to work out as a team using battle ropes, kettle balls, endless ropes, step up., dip bar, bounce back, resistant bands. Eventually it could also be used for teens that are too young (11-15) for the Rosewood fitness center to participate in cross fit classes.

Parks and Recreation sand probe 20,000.00 B
 Existing sand probe is over 20 years of age and has constant mechanical issues

Total Parks and Recreation - Tier B 112,985.00

TOTAL FOR ITEMS RANKED B 200,538.89

GRAND TOTAL 581,641.90

Items already included in proposed budget

Transportation	Rehab existing Fleet	16,000.00	A
Transportation	CNG Ford Truck F-250 for Community Development	36,000.00	A
Transportation	Ford Hybrid Fusions (2) for Public Works	<u>58,000.00</u>	A
		<u>110,000.00</u>	



CITY OF COMMERCE AGENDA REPORT

TO: Honorable City Council Item No.

FROM: City Administrator

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF COMMERCE AND RICK LARSON, DBA WOLD AMUSEMENTS FOR CARNIVAL SERVICES FOR THE 4th OF JULY CELEBRATION AT ROSEWOOD PARK

MEETING DATE: June 24, 2014

RECOMMENDATION:

Approve the Resolution and assign the number next in order. ANALYSIS/BACKGROUND:
On May 20, 2014, the City of Commerce (the "City") approved Resolution No. 2014-38, which approved an agreement with Rick Larson, dba Wold Amusements (the "Agreement") for services required for the City's July 4th Carnival. Exhibit A of the Agreement provided that the Carnival will operate from Friday, July 4, 2014 through Sunday, July 6, 2014.

Wold Amusements has requested that it be allowed to begin the Carnival operation on July 3, 2014. City staff recommends that the City Council approve Amendment No. 1 to the Agreement, which will provide for the extended period of time for the Carnival operations.

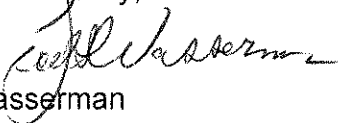
FISCAL IMPACT:

Projected revenue remains at approximately \$10,000.

RELATIONSHIP TO STRATEGIC GOALS:

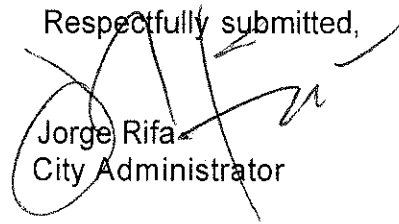
This agenda item relates to Strategic Goal #1: Develop Citywide Plan to enhance and maintain the City of Commerce environment and infrastructure to create livability and quality of life for those who life, work and play in the community.

Recommended by,



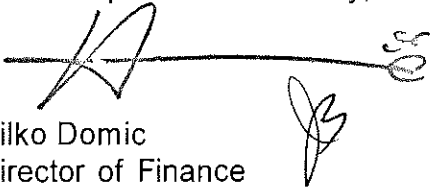
Scott Wasserman
Director of Parks & Recreation

Respectfully submitted,



Jorge Rifa
City Administrator

Fiscal Impact Reviewed by,



Vilko Domic
Director of Finance

Approved as to form,


for Eduardo Olivo
City Attorney

Attachments:
Resolution
Agreement

RESOLUTION NO. 2014-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF COMMERCE AND RICK LARSON, DBA WOLD AMUSEMENTS FOR CARNIVAL SERVICES FOR THE 4TH OF JULY CELEBRATION AT ROSEWOOD PARK

WHEREAS, on May 20, 2014, the City of Commerce (the "City") approved Resolution No. 2014-38, which approved an agreement with Rick Larson, dba Wold Amusements (the "Agreement") for services required for the City's July 4th carnival; and

WHEREAS, the Agreement provided that the Carnival would operate from Friday, July 4, 2014 through Sunday, July 6, 2014; and

WHEREAS, Wold Amusements has requested that it be allowed to begin the carnival operation on July 3, 2014; and

WHEREAS, the City would like to allow for extended operation of the carnival.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY RESOLVES AND ORDERS AS FOLLOWS:

Section 1. Amendment No. 1 to the Services Agreement between the City of Commerce and Rick Larson, dba Wold Amusements is hereby approved. The Mayor is hereby authorized to execute the Agreement for and on behalf of the City of Commerce.

PASSED, APPROVED and ADOPTED this 24th day of June, 2014.

Tina Baca Del Rio, Mayor

ATTEST:

Lena Shumway, City Clerk

FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF COMMERCE AND RICK LARSON, DBA WOLD AMUSEMENTS FOR CARNIVAL SERVICES FOR THE 4TH OF JULY CELEBRATION AT ROSEWOOD PARK

This First Amendment is made and entered into as of the 24th day of June 2014, ("Effective Date") by and between the CITY OF COMMERCE, a Municipal Corporation (the "CITY") and RICK LARSON, DBA WOLD AMUSEMENTS, ("CONTRACTOR").

WITNESSETH

This First Amendment is made with reference to the following facts:

- A. On May 20, 2014, the City of Commerce (the "City") approved Resolution No. 2014-38, which approved an agreement with Rick Larson, dba Wold Amusements (the "Agreement") for services required for the City's July 4th carnival.
- B. The Agreement provided that the Carnival would operate from Friday, July 4, 2014 through Sunday, July 6, 2014.
- C. Wold Amusements has requested that it be allowed to begin the carnival operation on July 3, 2014.
- D. CITY and CONTRACTOR need to modify the Scope of Services and Compensation set forth in the Agreement to address changed conditions.

NOW, THEREFORE, in consideration of mutual promises, conditions and covenants herein contained, the parties hereto agree that the Agreement will be amended as follows:

- 1. EXHIBIT A – The existing Exhibit A shall be replaced with the revised Exhibit A, which sets forth the new Scope of Services and Fees. The new Exhibit A is attached hereto and incorporated herein by reference.
- 2. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have each executed or caused to be executed, this Third Amendment on the dates set forth below.

CITY OF COMMERCE

Dated: _____

By: _____
Tina Baca Del Rio, Mayor

ATTEST:

APPROVED AS TO FORM:

Lena Shumway
City Clerk

Eduardo Olivo
City Attorney

RAYMOND LEEFE DBA, WOLD
AMUSEMENTS

Dated: _____

By: _____
Rick Larson
President

EXHIBIT A

ADDITIONAL TERMS

The parties hereby mutually agree as follows:

1. Dates

Contractor to present a carnival for a period of three days commencing on Friday, July 4, 2014 through Sunday, July 6, 2014

2. Hours of Operation

Hours of operation for the Carnival:

Thursday	July 3, 2014	5:00 p.m. – 11:00 p.m. *
Friday	July 4, 2014	12:00 p.m. - 11:00 p.m.*
Saturday	July 5, 2014	12:00 p.m. - 11:00 p.m.*
Sunday	July 6, 2014	12:00 p.m. – 9:00 p.m.*

* All tickets booths shall be closed thirty minutes (30) prior to the close operations.

3. Premises

City to provide a location at Rosewood Park located at 5600 Harbor Street, Commerce, California that will be available to Contractor on June 30, 2014.

4. Vacation of Premises

Contractor hereby agrees to remove all equipment and vacate premises by 5:00 p.m. on July 9, 2014. Premises shall be left clear of all debris and litter and in same condition as prior to installation of the carnival facilities.

5. Rides and Equipment

A. Contractor agrees to furnish high quality amusement rides that each have a valid current operating permit issued by the Department of Industrial Relations through the Division of Occupational Safety and Health. A minimum of thirteen (13) rides shall be furnished by the Contractor.

There shall be a minimum of twelve (12) major rides, and five (5) kiddies rides. A list of confirmed rides shall be provided to the City by June 6, 2014.

Contractor shall also provide all generators, cables, junction boxes, lights, ticket booths, power hook-up, and skilled operators for all amusement rides.

- B. Contractor shall set-up and operate skill game booths and pay the City \$50 for each booth. A list of the type of games to be offered by the Contractor shall give to the City by June 13, 2014.
- C. Contractor shall set-up and operate food booths, selling the following items: cotton candy, candy apples, soda, hot dogs, corndogs, popcorn, licorice, ice cream, lemonade, and nachos. Contractor shall pay the City a fee of \$50 for each food booth operated by the Contractor.
- D. Contractor shall have exclusive rights to sell cotton candy and candied apples with the exception of local community and approved non-profit groups, which shall have a concurrent right to sell these items on Thursday, July 4, 2014. Contractor shall not have exclusive rights to sell the following items: hot dogs, popcorn, nachos, sodas, lemonade, ice cream, and candy. Throughout the duration of the carnival, local community groups shall also be allowed to operate food and game booths for the purpose of fundraising.
- E. Coupon prices for all rides shall be one dollar (\$1.00). This price shall be designated as the regular coupon price for all rides. Sheet of forty (40) coupons shall be priced at thirty (\$30) and twenty-four (24) coupons shall be priced at twenty dollars (\$20). Coupons sold at pre-sale shall be in blocks of twenty (20) for ten dollars (\$10) each block.
- F. Wristbands for unlimited rides will be available for purchase \$18.00 presale (by City) and no more than \$25.00 (sold by Carnival) starting July 4, 2014 @ 12:00 p.m. Presale wristbands will be honored on July 4, 2014. On-site wristbands will not be sold on July 4, 2014.

6. Licenses and Permits

Contractor shall obtain all permits and licenses, which may be required by the Municipal Code to operate within the City of Commerce, as well as all required County and State permits and licenses. The City of Commerce shall waive all costs and fees associated with the procurement of City permits and licenses. All fees and permits must be obtained by June 6, 2014.

7. Box Office, Tickets and Ticket Sellers

Contractor will provide and deliver to the premises, at its own expense, two ticket booths with electrical service and lights. The Contractor shall furnish at its own expense, serially numbered coupons redeemable for each ride. Contractor shall furnish sellers at its own expense, to operate and to sell coupons for the amusements rides in the ticket booths provide. The City shall inspect and receive a list of the coupon numbers to be sold by Contractor. A daily report showing the amount of tickets sold shall be provided to the City at closing. The Contractor shall retain custody of the receipts from the sales until such time as the final settlement is made.

8. Compliance with Safety Laws

At all times the scheduled activity, the Contractor shall fully comply with all laws, order, regulations and statutes of all governmental bodies and agencies with respect to safety, accident prevention, safety equipment and practices. Contractor shall conduct inspections to determine and insure that safe conditions exist and shall accept sole responsibility for providing a safe place for the benefit of employees, patrons, on all other persons.

9. Location of Equipment

Contractor shall secure advance written approval from the Director of Parks and Recreation, or his designated representatives as to all rides and booth locations.

10. Clean-up

- A. Contractor shall restore the premises to the condition that it was found in on June 30, 2014. Contractor shall submit a one thousand dollar (\$1,000.00) refundable damage deposit to City by June 16, 2014. If damage to the premises is detected the deposit or portion of, shall be withheld to pay for repairs. Damage exceeding one thousand dollars (\$1,000.00) shall be invoiced to the Contractor. The deposit or portion to be returned shall be forwarded to the Contractor in a timely-manner following inspection of the premises.
- B. Portable toilets and dumpsters will be provided and paid for by the City of Commerce before the agreed-to start date of the event.

11. Security and Logistic

The City agrees to provide trash bins and portable toilets. The City shall provide a large trash bin and eight (8) portable toilets. The City shall arrange and provide for security during carnival hours of operation only. Security for hours of non-operation shall be the sole responsibility of the Contractor. Contractor shall schedule, provide and pay for security during all non-hours operation

12. Advertising

Placement of any advertisement shall require prior approval by the Director of Parks Recreation. The Contractor agrees to pay the total cost of 50 posters, two thousand, five hundred (2,500) thousand flyers, and newspaper ads not to exceed \$1,000.00.