Legislation Details (With Text)

File #:	19-972	**Version:**	1		
Type:	Resolution		**Status:**		Passed
File created:	10/7/2019		**In control:**		City Council
On agenda:	10/15/2019		**Final action:**		10/15/2019

Title: Adopt the resolution authorizing the agreement between Harry's Catering and the City of Naperville to allow Harry's Catering to engage in vehicle vending at the 5th Avenue train station.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Resolution - Harrys Catering, 2. Agreement - Harrys Catering

Date	Ver.	Action By	Action	Result
10/15/2019	1	City Council	adopted	Pass

CITY COUNCIL AGENDA ITEM

ACTION REQUESTED:

Adopt the resolution authorizing the agreement between Harry's Catering and the City of Naperville to allow Harry's Catering to engage in vehicle vending at the 5th Avenue train station.

DEPARTMENT: City Clerk's Office

SUBMITTED BY: Kristen Foley, Senior Assistant City Attorney and Pam Gallahue, PhD, Director-City Clerk

BOARD/COMMISSION REVIEW:

N/A

BACKGROUND:

At its October 1, 2019 meeting, the City Council amended the Naperville Municipal Code to allow vehicle vending at the train stations. The Council also directed staff to negotiate a successor agreement with Harry's Catering to allow the vehicle vending business to continue operations at the 5th Avenue station.

DISCUSSION:

Staff has negotiated a successor agreement with Harry's Catering. The terms of the new agreement are substantially similar to the prior agreement and provide a two-year initial term with three automatic one-year renewals unless either party terminates the agreement by sending written notice 90 days prior to the renewal date. The agreement is non-transferrable. Harry's Catering has reviewed, approved and signed the agreement. Upon approval, the agreement will allow Harry's Catering to continue to vend at the 5th Avenue train station at the same location, subject to the agreement's conditions.

FISCAL IMPACT:
The City will receive $600 annually from Harry's Catering as well as payments for electricity used.