

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND
EXECUTE AN AGREEMENT WITH LEVY PREMIUM
FOODSERVICE LIMITED PARTNERSHIP FOR FOOD AND
BEVERAGE OPERATIONS AT THE SANTA CLARA
CONVENTION CENTER**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the City executed an agreement with Global Spectrum L.P. dba Spectra Venue Management (Spectra) to manage and operate the Santa Clara Convention Center (Convention Center) effective March 18, 2019;

WHEREAS, on May 13, 2019, the City released a Request for Proposal (RFP) for Food and Beverage Operations to select a qualified firm to provide food and beverage service at the Convention Center;

WHEREAS, following a two-phase RFP evaluation process consisting of: a written proposal, an on-site oral presentation and tasting; and a Best and Final Offer (BAFO) response, a five-member evaluation panel recommended the selection of Levy Premium Foodservice Limited Partnership (Levy) as the food and beverage operator at the Convention Center;

WHEREAS, the Levy proposal included their approach to: providing a high-quality food and beverage services; a financial model with a return to the City; inclusion of programs that engaged the local workforce, created sustainability, and enhanced customer satisfaction;

WHEREAS, terms of the Levy proposal have been documented and included by reference in the form of Agreement;

WHEREAS, the form of Agreement has included duties and obligations of Spectra as the Convention Center Operator;

WHEREAS, the form of Agreement includes a term of five years with two additional five-year options; and,

WHEREAS, over the term of the agreement additional minor modifications to the Agreement

and other implementation agreements may be necessary to effectuate the intent of the parties as documented in the Levy proposal, staff report, and form of agreement;

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. The City Manager is authorized to negotiate and execute an agreement with Levy Premium Foodservice Limited Partnership (Levy) for Food and Beverage Operations at the Santa Clara Convention Center.
2. The City Manager is authorized to take actions including ministerial actions to effectuate the agreement including but not limited to the execution of amendments to make minor modifications to the Agreement; execute up to two-five-year options to extend the agreement through June 30, 2035; and other implementation agreements may be necessary to effectuate the intent of the parties as documented in the Levy proposal, staff report, and final Food and Beverage agreement.
3. The City Manager is authorized to execute addendums or amendments to the Convention Center Management Agreement with Global Spectrum L.P. dba Spectra Venue Management to acknowledge the responsibilities of the Convention Center Operator under the Levy Food and Beverage Agreement.
4. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ____ DAY OF _____, 2019, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: _____
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Staff Report
2. Levy Proposal
3. Spectra Convention Center Management Agreement