

City of Philadelphia



(Bill No. 170464)

AN ORDINANCE

Authorizing the Parks and Recreation Commissioner and the Procurement Commissioner, on behalf of the City, to execute a Concession Agreement with Treetop Quest, Inc., or its wholly-owned subsidiary, for an aerial adventure park in West Fairmount Park, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. The Parks and Recreation Commissioner and the Procurement Commissioner, on behalf of the City, are authorized to execute a Concession Agreement with Treetop Quest, Inc., or its wholly-owned subsidiary, for an aerial adventure park in West Fairmount Park, with an initial term of ten years and, at the City's option, up to two renewal terms of five years each.

SECTION 2. The Concession Agreement authorized by this Ordinance shall substantially incorporate the provisions set forth in Exhibit "A" to this Ordinance.

SECTION 3. The City Solicitor is authorized by this Ordinance to review and to approve the Concession Agreement and other documents necessary to complete the transaction authorized by this Ordinance, and to impose terms and conditions on them as the City Solicitor determines are necessary and proper to protect the interests of the City of Philadelphia and to carry out the purpose of this Ordinance.

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Exhibit A

Concession Agreement

for the Design, Construction, Management and Operation of an Aerial Adventure Park in
West Fairmount Park

1. Concessionaire: Treetop Quest, Inc., of Norcross, Georgia, or its wholly-owned subsidiary.
2. Term: 10 years, with City option to renew for two additional five-year periods.
3. Location: West Fairmount Park at the intersection of Chamounix Drive and Ford Road.
4. Concessionaire's obligations:
 - A. Build and operate an aerial adventure park as a high quality, family-friendly recreational amenity.
 - B. \$500,000 capital investment for improvements, plus \$20,000 for additional site improvements.
 - C. Additional funds for site maintenance.
 - D. Restoration of the forest and invasive plant removal.
 - E. Create and maintain new public trails with environmental educational signage.
5. Special programs and offerings:
 - A. One thousand free vouchers annually for Philadelphia youths, distributed through Parks and Recreation's summer camp program.
 - B. Concessionaire's staff will participate in two West Fairmount Park volunteer days, organized by Parks and Recreation.
 - C. Focus on hiring from local community (approximately 25 positions per year).
6. Concession Fee payments:
 - A. Annual guaranteed amount of \$20,000, *plus*
 - B. Four percent of Concessionaire's annual gross revenues from recreational activities.

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7. City's financial obligations: None.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on June 22, 2017. The Bill was Signed by the Mayor on July 11, 2017.



Michael A. Decker
Chief Clerk of the City Council