



Legislation Details (With Text)

File #: 21-0671 **Name:** license amendment
Type: **Status:** Agenda Ready
File created: 1/20/2021 **In control:** City Council Legislative Meeting
On agenda: 2/9/2021 **Final action:**
Title: Consideration of a License Extension, Amendment No. 3, between the City of Alexandria and the Tall Ship Providence Foundation for the Docking of the Tall Ship Providence in the City Marina.
Sponsors:
Indexes:
Code sections:
Attachments: 1. 21-0671_Attachment 1_TSPF Amendment 3, 2. 21-0671_Attachment 2_Current Agreement Tall Ship Providence Foundation

Date	Ver.	Action By	Action	Result
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City of Alexandria, Virginia

MEMORANDUM

DATE: FEBRUARY 3, 2021
TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL
FROM: MARK B. JINKS, CITY MANAGER /s/

DOCKET TITLE:
 Consideration of a License Extension, Amendment No. 3, between the City of Alexandria and the Tall Ship Providence Foundation for the Docking of the Tall Ship Providence in the City Marina.

ISSUE: Consideration of a license extension, Amendment No. 3, between the City of Alexandria and the Tall Ship Providence Foundation.

RECOMMENDATION: That City Council:

- Schedule the proposed License Extension, Amendment No. 3 (Attachment 1), for public hearing on February 20, 2021; and
- After the public hearing approve this proposed License Extension, and authorize the City Manager to execute the attached ten (10) month License Extension, Amendment No. 3, with the Tall Ship Providence Foundation,

BACKGROUND: The Tall Ship Providence Foundation is a 501(c)(3) organization formed to purchase and preserve the historic Tall Ship Providence. The docking of a historic tall ship is consistent with the City Council approved Waterfront Small Area Plan. The Foundation plans to operate the Tall Ship Providence solely and exclusively as a living history museum and tourist attraction open to the public and may schedule public cruises and private charters. All business operations will occur from the G/H pier allowing for

unimpeded access through the Alexandria City Marina.

DISCUSSION: The Tall Ship Providence Foundation and the City of Alexandria wish to amend the current License Agreement (Attachment 2) to provide a ten (10) month extension. The City in 2019 initiated a franchise award process and the Tall Ship Providence Foundation was the sole responsive bidder. At the October 2, 2019 City Council meeting, staff was directed to negotiate a franchise agreement with the Tall Ship Providence Foundation, however these negotiations have been delayed and impacted by COVID-19.

The Tall Ship Providence Foundation received approval to implement the construction of a docking facility at the Waterfront Park bulkhead, located at 1A Prince Street, consistent with SUP 2019-00113 approved in March 2020. In response to impacts resulting from COVID-19, the Licensee will not build a docking facility consistent with SUP 2019-00113 and will seek approval of an amended docking facility consistent with SUP 2021-0001 anticipated in March 2021. The City will resume negotiations and completion of a long-term franchise agreement following the approval of SUP 2021-0001.

FISCAL IMPACT: A \$1,288 monthly license fee is proposed. The license fee is consistent with the City Council approved April 15, 2019 license agreement between the City of Alexandria and the Tall Ship Providence Foundation.

ATTACHMENTS:

1. Amendment 3 to Current License Agreement
2. Current License Agreement City of Alexandria and Tall Ship Providence Foundation

STAFF:

Debra Collins, Deputy City Manager
James Spengler, Director, Recreation, Parks & Cultural Activities
Jack Browand, Division Chief, Recreation, Parks & Cultural Activities
Karen Snow, Senior Assistant City Attorney