

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Parks and Recreation

BOARD AGENDA # \*B-6

Urgent

Routine

AGENDA DATE September 13, 2011

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Approval for On Your Mark Events Management to Have Exclusive Use of Woodward Reservoir Regional Park for Areas Designated as Racing Routes, Bay View Boat Ramp, and Group Picnic on September 24, 2011, for the Fourth Annual Central Valley Triathlon

STAFF RECOMMENDATIONS:

1. Approve the request from On Your Mark Events Management to have exclusive use of Woodward Reservoir Regional Park for areas designated as racing routes, Bay View Boat Ramp, and Group Picnic on Saturday, September 24, 2011, beginning at 4:00 a.m. and ending no later than 3:00 p.m.
2. Direct On Your Mark Events Management to adhere to the requirements set forth by the Department of Parks and Recreation.

FISCAL IMPACT:

If approved, \$250 will be assessed for staffing costs, exclusive use, reservation, and Group Picnic Area rental fees. Additionally, revenue will be collected from On Your Mark Events Management at a guaranteed minimum of \$1,200 or 12 percent of the gross revenues; whichever is greater through the following: sponsorships, concession revenues, catered barbecue luncheon, and participant entrance fees. Revenue may also be collected for the use of additional portable restrooms, the amount of which cannot be determined at this time.

BOARD ACTION AS FOLLOWS:

No. 2011-522

On motion of Supervisor Chiesa, Seconded by Supervisor Withrow

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Withrow, DeMartini, and Chairman Monteith

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval for On Your Mark Events Management to Have Exclusive Use of Woodward Reservoir Regional Park for Areas Designated as Racing Routes, Bay View Boat Ramp, and Group Picnic on September 24, 2011, for the Fourth Annual Central Valley Triathlon

## **DISCUSSION:**

A request has been received from On Your Mark Events Management to have exclusive use of Woodward Reservoir Regional Park (Attachment A & B) for areas designated as racing routes to be determined on race day, Bay View Boat Ramp (Attachment C), and Group Picnic Area (Attachment D) for the Fourth Annual Central Valley Triathlon on Saturday, September 24, 2011, beginning at 4:00 a.m. and ending no later than 3:00 p.m.

Woodward Reservoir Regional Park is located at 14582 26 Mile Road (Attachment A) a few miles north of the City of Oakdale off Highway 120. This regional park offers over 3,500 acres of land, and 2,500 acres of reservoir for recreation and camping for outdoor recreation activities. The facility can accommodate tent, trailer, and recreational vehicle camping including full hook-up, developed and undeveloped campsites. Daily recreational opportunities include swimming, fishing, boating, kayaking, canoeing, picnicking, water and jet skiing, waterfowl hunting, use of a go-kart track, and radio controlled airplane flying.

On Your Mark Events Management has been in business since 1987 and have produced and managed over 150 triathlons. With an outstanding record and strong recommendations from other parks and recreation departments throughout the State, they enter their fourth year of requesting the use of the Reservoir for their annual Central Valley Triathlon. A triathlon is a multi-sport endurance event consisting of swimming, cycling, and running in immediate succession over various distances. The Central Valley Triathlon includes Super Sprint, Sprint, and International distance triathlons. The Super Sprint consists of a 200-yard swim, a 5-mile bike ride, and a one-mile run. The Sprint consists of a 500-yard swim, a 17-mile bike ride, and a 5-kilometer run. The International consists of a 1.5-kilometer swim, a 40-kilometer bike ride, and a 10-kilometer run.

The Department of Parks and Recreation supports this requests for exclusive use provided that On Your Mark Events Management adhere to the following requirements:

- On Your Mark Events Management shall work with all other necessary groups, organizations, or other governmental personnel as determined by applicable codes, laws, and regulations to ensure a safe event including, but not limited to Public Works, California Highway Patrol, Sheriff's Department, and the Department of Environmental Resources.
- A copy of the approved Outdoor Entertainment Activities License as provided by the Sheriff's Department is due to the Department of Parks and Recreation no later than 5:00 p.m. on Wednesday, September 21, 2011.
- A copy of the approved Encroachment Permit as provided by Public Works is due to the Department of Parks and Recreation no later than 5:00 p.m. on Wednesday, September 21, 2011.

Approval for On Your Mark Events Management to Have Exclusive Use of Woodward Reservoir Regional Park for Areas Designated as Racing Routes, Bay View Boat Ramp, and Group Picnic on September 24, 2011, for the Fourth Annual Central Valley Triathlon

- On Your Mark Events Management, shall provide the Department of Parks and Recreation a Certificate of Insurance which includes the event date, with minimum liability limits of \$1 million for each occurrence, \$1 million for auto liability, \$1 million for personal liability, \$2 million for general aggregate liability, and shall provide accompanying endorsements naming Stanislaus County as an additional insured. The Certificate of Insurance and accompanying endorsement shall be provided no later than 5:00 p.m. on Wednesday, September 21, 2011.
- An Organizational Hold Harmless is required. The original must be completed and returned no later than 5:00 p.m. on Wednesday, September 21, 2011.
- Individual Hold Harmless Agreements for each participant shall be completed prior to their participation. If a minor, the agreement must be completed by a parent or legal guardian. All original agreements are to be returned to the Department of Parks and Recreation no later than 5:00 p.m. on Monday, October 3, 2011.
- Individual Hold Harmless Agreements for each volunteer shall be completed prior to their participation and shall coincide with the pass list provided to the County. If a minor, the agreement must be completed by a parent or legal guardian. All original agreements are to be returned to the Department of Parks and Recreation no later than 5:00 p.m. on Monday, October 3, 2011.
- A pass list will need to be provided for On Your Mark Events Management volunteers. The fee includes up to twenty vehicles serving as volunteers. The pass list shall be emailed to the Department of Parks and Recreation no later than 5:00 p.m. on Thursday, September 22, 2011.
- Should any additional portable restroom need to be positioned for the event, a fee of \$50 per portable restroom will be applied. If portable restrooms are needed, the portable restroom fee will be included as part of the final payment of fees.
- A total of \$250 is being assessed for staffing costs, exclusive use, reservation, and Group Picnic Area rental fees.
- All County fees entering Woodward Reservoir Regional Park will still apply to all participants.
- Guaranteed minimum fees and/or percentages shall be paid to Stanislaus County in the amount of 12 percent of the gross revenues, including all concession revenues or a minimum of \$1,200, whichever is greater. Payment in full shall be received no later than 5:00 p.m. on Monday, October 3, 2011. On Your Mark Events Management will be assessed a \$200 late fee if not paid by 5:00 p.m. on Monday, October 3, 2011. After 15 calendar days, an additional 5 percent late fee will be assessed on any total remaining balance owed. If not paid in full within 15 calendar days, no future events will be scheduled until all charges are paid in full. A breakdown of income shall accompany

Approval for On Your Mark Events Management to Have Exclusive Use of Woodward Reservoir Regional Park for Areas Designated as Racing Routes, Bay View Boat Ramp, and Group Picnic on September 24, 2011, for the Fourth Annual Central Valley Triathlon

payment of the fees. On Your Mark Events Management shall remit fees and/or percentages of gross revenue to the Stanislaus County Department of Parks and Recreation, Attn: Exclusive Use, 3800 Cornucopia Way, Ste. C, Modesto, CA 95358.

- A security deposit of \$500 is payable to the Department of Parks and Recreation and must be received no later than 5:00 p.m., Wednesday, September 21, 2011. This security deposit is non-refundable should the event be cancelled by On Your Mark Events Management for any reason. This deposit may be deducted from the total amount owed at the discretion of On Your Mark Events Management.
- No alcohol shall be sold during this exclusive use event.
- All maintenance and janitorial needs shall be provided on the racing routes to be determined, within the Group Picnic Area and at Bay View Boat Ramp. All areas shall be left in a clean condition with all litter/debris in trash receptacles.

On December 14, 2010, the Board of Supervisors authorized the Director of Parks and Recreation to grant licenses for temporary exclusive use of County park facilities. The request by On Your Mark Events Management is for an organized competition. According to the Stanislaus County Code Title 18, Chapter 6.010, Organized Competitions, "Holding, sponsoring, advertising or participating in any organized competition is not permitted without having first obtained the permission of the Board of Supervisors. (Ord. CS 512 §9 (part), 1993)." Since the authority granted previously to the Director did not address these types of requests, the Department is required to obtain Board approval. The Department may return at a later date to recommend a modification to the Director's authority to encompass organized competitions.

#### **POLICY ISSUE:**

Approval of this agenda item for On Your Mark Events Management to have exclusive use, on September 24, 2011, of Woodward Reservoir Regional Park for areas designated as racing routes, Bay View Boat Ramp area, and Group Picnic for their Fourth Annual Central Valley Triathlon is consistent with the Board's priority of Effective Partnerships by promoting a healthy environment and improved quality of life in the community in partnership with commercial-based organizations that can provide special interest recreational opportunities within the Stanislaus County park system.

#### **STAFFING IMPACTS:**

There are no staffing impacts associated with this item.

#### **CONTACT PERSON:**

Sonya K. Harrigfeld, Director of Parks and Recreation

Telephone: 209-525-6770

Approval for On Your Mark Events Management to Have Exclusive Use of Woodward Reservoir Regional Park for Areas Designated as Racing Routes, Bay View Boat Ramp, and Group Picnic on September 24, 2011, for the Fourth Annual Central Valley Triathlon

**ATTACHMENTS:**

Attachment A – Woodward Reservoir Map Overview

Attachment B – Woodward Reservoir Marketing Map Overview

Attachment C – Bay View Boat Ramp Area

Attachment D – Group Picnic Area Photo

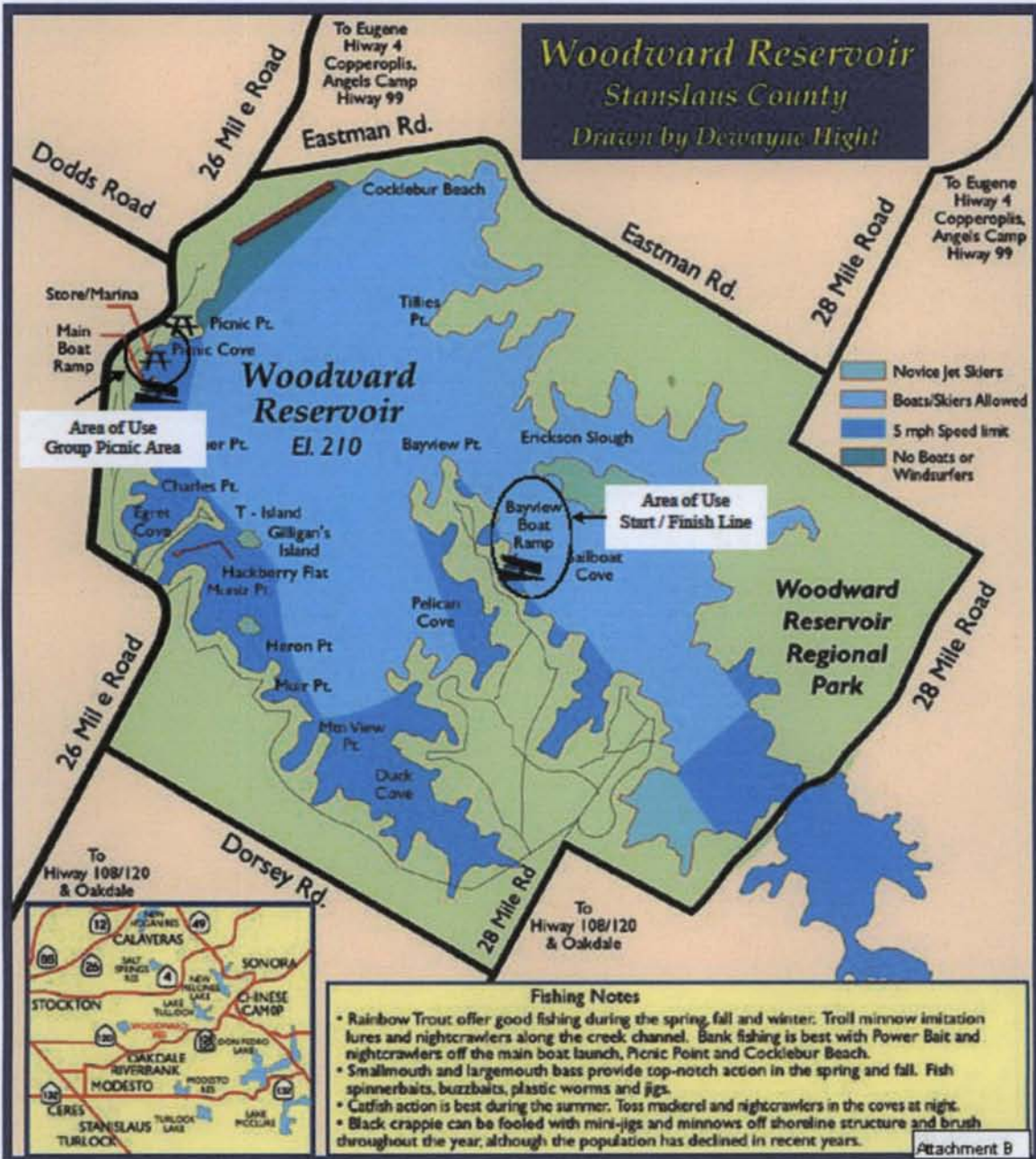


Attachment A

# Woodward Reservoir

Stanislaus County

Drawn by Dewayne Hight



To Eugene  
Hiway 4  
Copperopolis,  
Angels Camp  
Hiway 99

To Eugene  
Hiway 4  
Copperopolis,  
Angels Camp  
Hiway 99

To  
Hiway 108/120  
& Oakdale

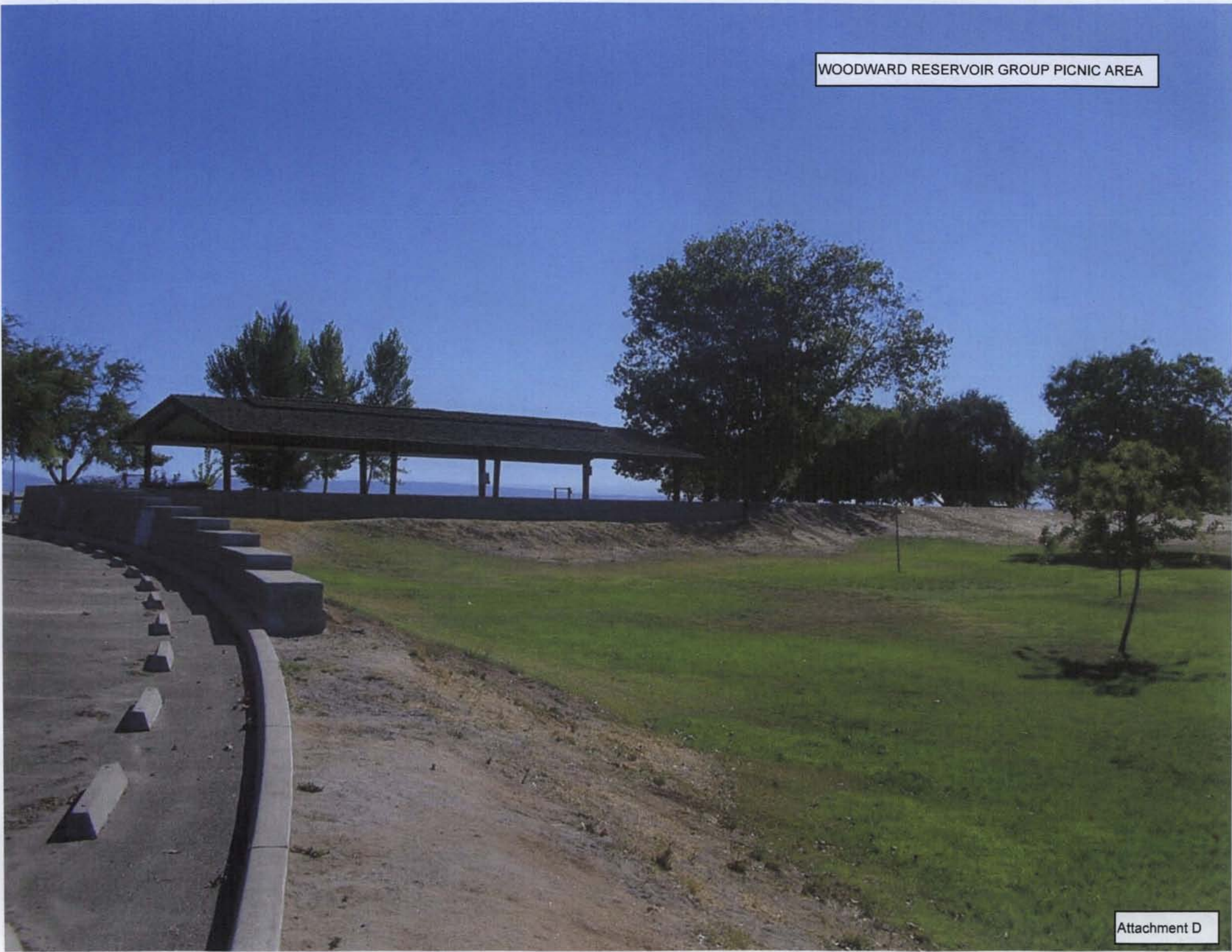
To  
Hiway 108/120  
& Oakdale







WOODWARD RESERVOIR GROUP PICNIC AREA



Attachment D