

**CITY OF POLSON**

**RESOLUTION**

**No. 2019-015**

**WHEREAS**, the Polson Bay Golf Course is a City of Polson Municipal Golf Course located and operated upon lands owned by the City of Polson; and

**WHEREAS**, Cameron Miltion, Head Professional of the Polson Bay Golf Course, has developed a youth player development program operating as Mission Valley Junior Golf, Inc., a tax exempt corporation qualified under § 501 (c) (3) of the Internal Revenue Code (hereinafter referred to as MVJGA); and

**WHEREAS**, MVJGA proposes that it construct an addition to the North side of the Polson Bay Golf Clubhouse. Said addition would provide two (2) state of the art indoor golf simulators; and

**WHEREAS**, the proposed facility will allow Polson youth to use the simulators without charge, year round, as an indoor learning center; and

**WHEREAS**, the indoor simulators will also be available for use by the public at a charge, and such public use is anticipated to increase revenue to the City; and

**WHEREAS**, all costs of construction for the facility and the two simulators will be provided and paid for by a combinations of donations to MVJGA or from its operating budget at no cost to the City; and

**WHEREAS**, the facility and the simulators, upon completion of the project, shall be donated by MVJGA to the City of Polson; and

**WHEREAS**, the City Commission has determined that the project as proposed promotes the health, safety and welfare of the citizens of Polson, Polson youth and is in the best interest of the City.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The City hereby approves that MVJGA may construct the proposed facility, on City land, as an addition on the North side of the existing Polson City Golf Course Clubhouse, an indoor golf learning center facility pursuant to the plans and specifications attached hereto as Exhibit "A" and by this reference made a part hereof as though fully set forth at this place. All plans and specifications must meet approval of City Building Inspector;
2. That upon completion of the facility and installation of the two (2) indoor golf simulators ownership thereof shall be transferred and conveyed to the City of Polson, free of debt and without charge;

3. That the General Contractor for the construction project shall be Hans Lund, d/b/a Traditional Homes, LLC;
4. That MVJGA and General Contractor require all contractors and subs to carry adequate liability insurance and worker's compensation insurance for their employees on the project, naming the City of Polson on liability policies as additional named insured;
5. That MVJGA and General Contractor will not allow any liens or encumbrances, including but not limited to construction liens, to be filed upon the City property and shall indemnify and hold City harmless therefrom;
6. That to the extent possible, construction commencing in the Fall of 2019 and continue through the Winter months of 2020 with a goal of completion by Spring 2020 golf season so that construction activity does not interrupt services at the Polson Golf Course for the 2020 season; and
7. Upon completion of construction and installation of the golf simulator, the City and MVJGA will negotiate the terms of operation of the facility including management, costs and revenue sharing. Once agreement has been reached the terms will be reduced to writing.

PASSED AND APPROVED this 4th day of November, 2019.

City of Polson

ATTEST: \_\_\_\_\_

Cora E. Pritt, City Clerk

STATE OF MONTANA )

:ss.

County of Lake )

\_\_\_\_\_

Paul Briney, Mayor

On this \_\_\_ day of \_\_\_\_\_, 2019, before me, the undersigned, a Notary Public for the State of Montana personally appeared \_\_\_\_\_ and \_\_\_\_\_ personally known to me to be the Mayor and the City Clerk of the City of Polson, Montana, the Municipal Corporation that executed the within instrument, and acknowledge to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by Notarial Seal the day and year in the certificate first above written.

\_\_\_\_\_

Notary Public for the State of Montana