

**City of Fayetteville Staff Review Form**

**2018-0418**

**Legistar File ID**

**8/21/2018**

City Council Meeting Date - Agenda Item Only  
N/A for Non-Agenda Item

Connie Edmonston

8/3/2018

PARKS & RECREATION (520)

**Submitted By**

**Submitted Date**

**Division / Department**

**Action Recommendation:**

Resolution approving Amendment #1 to the contract with What My Eyes Have Seen Photography to extend to December 31, 2018.

**Budget Impact:**

Account Number	Fund
Project Number	Project Title
Budgeted Item? <span style="background-color: yellow; display: inline-block; width: 50px; height: 15px;"></span>	Current Budget      \$                      -
	Funds Obligated      \$                      -
	Current Balance <span style="border: 1px solid gray; padding: 2px;">\$                      -</span>
Does item have a cost? <span style="background-color: yellow; display: inline-block; width: 50px; height: 15px;"></span>	Item Cost
Budget Adjustment Attached? <span style="background-color: yellow; display: inline-block; width: 50px; height: 15px;"></span>	Budget Adjustment
	Remaining Budget <span style="border: 1px solid gray; padding: 2px;">\$                      -</span>

V20180321

Purchase Order Number: \_\_\_\_\_

Previous Ordinance or Resolution # **184-13** \_\_\_\_\_

Change Order Number: \_\_\_\_\_

Approval Date: \_\_\_\_\_

Original Contract Number: \_\_\_\_\_

Comments:



**MEETING OF AUGUST 21, 2018**

**TO:** Mayor and City Council  
**THRU:** Don Marr, Chief of Staff  
**FROM:** Connie Edmonston, Parks and Recreation Director  
**DATE:** August 3, 2018

**SUBJECT: Resolution approving Amendment #1 to the contract with What My Eyes Have Seen Photography to extend to December 31, 2018**

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**RECOMMENDATION:**

Resolution approving Amendment #1 to the contract with What My Eyes Have Seen Photography to extend to December 31, 2018

**BACKGROUND:**

City Council approved Resolution #184-13 on February 3, 2013 for a contract with What My Eyes Have Seen Photography to take pictures of youth participating in our sport programs through September 2, 2018.

**DISCUSSION:**

Parks and Recreation Staff request to extend the current contract with What My Eyes Have Seen Photography to December 31, 2018 to cover taking team and individual pictures for this fall youth soccer season. A new RFP will be distributed this year to request vendors to submit photography proposals for our youth sport participants for 2019.

**BUDGET/STAFF IMPACT:**

The current contract requires for the Parks and Recreation Department to receive ten percent of the gross sales from the sales of youth team pictures. Revenues depend on the number of participants that purchase photos.

**Attachments:**

Contract for Extension  
Resolution 184-13 & Contract

K/General/Donations/Contract Services/Photography/2018 Ext/SM\_Photography



WHEREAS, on September 03, 2013, the City of Fayetteville, Arkansas ("City") and What My Eyes Have Seen Photography ("Photographer"), pursuant to Resolution No. 184-13, entered into a contract for photography services (the "Contract") and;

WHEREAS, the Contract is set to expire on or about September 02, 2018, and the parties desire to extend the Contract until December 31, 2018.

NOW, THEREFORE, BE IT KNOWN TO ALL:

- A. That the Contract with an effective date of September 03, 2013, is hereby extended and shall now expire on December 31, 2018.
B. That the Payment terms set forth in Section 3 of the Contract as well as all other terms and conditions of the Contract shall remain in effect through the extension period.
C. This amendment does not alter, amend or abridge any of the rights, obligations, or duties of the parties not expressly addressed herein.

WITNESS OUR HANDS THIS DAY OF , 2018.

What My Eyes Have Seen Photography

CITY OF FAYETTEVILLE, ARKANSAS

By: [Signature]
Signature

By:
LIONELD JORDAN, Mayor

Jennifer Stark - Co-owner
Printed Contractor Name & Title

[Signature]
ATTEST (Signature)

ATTEST: (Signature)

Jennifer Stark
Company Secretary (Printed Name)

Sondra E. Smith, City Clerk, Treasurer

Business Address
Piedmont Grove, AR 72153
City, State & Zip Code

Date Signed: 8/3/18

Date Signed:

**RESOLUTION NO. 184-13**

A RESOLUTION AWARDING RFP #13-12 AND AUTHORIZING A CONTRACT WITH WHAT MY EYES HAVE SEEN PHOTOGRAPHY FOR THE PROVISION OF PARKS AND RECREATION DEPARTMENT YOUTH SOCCER AND SOFTBALL TEAM AND INDIVIDUAL PHOTOGRAPHS

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:**

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby awards RFP #13-12 and authorizes a contract with What My Eyes Have Seen Photography for the provision of Parks and Recreation Department youth soccer and softball team and individual photographs.

**PASSED and APPROVED** this 3<sup>rd</sup> day of September, 2013.

APPROVED:

ATTEST:

By:   
LIONELD JORDAN, Mayor

By:   
SONDRA E. SMITH, City Clerk/Treasurer





WHAT MY EYES HAVE SEEN  
PHOTOGRAPHY  
479.846.8500  
115 E. BUCHANAN  
PRAIRIE GROVE, AR. 72753  
WWW.WHATMYEYESHAVESEEN.COM

### Financial Proposals

Proposal 1: We propose to pay the City of Fayetteville 5% of our gross sales and provide each player and their coach with a free team picture. With the economic struggles families are facing, we began providing a free team picture to every player, regardless of their ability to order individual pictures. This program has been well received by coaches, parents and players. Not only does it add value to the league program as a whole, but it encourages all players to show up for picture day. We feel it is an effective way for our company to serve the families in our community and generate revenue for the City of Fayetteville. This proposal offers a responsible alternative to excluding families from participating in picture day, who can not afford the service.

Proposal 2: We propose to pay the City of Fayetteville 10% of our gross sales. We will provide two free team pictures per team for the head and assistant coaches.

Both proposals are revenue generating plans for the City of Fayetteville. Neither will require a cost from the City of Fayetteville. We are available to shoot both fall and spring which will provide the opportunity for increased revenue for the City of Fayetteville, without incurring cost.

As the owners of What My Eyes Have Seen Photography, Brian or Jenny Stark have full authority to conduct all negotiations regarding the business contract details between What My Eyes Have Seen Photography and the City of Fayetteville.

Jenny Stark  
Owner

Brian Stark  
Owner