

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Development Department

AGENDA DATE: September 24, 2013 (consent)

CONTACT PERSON NAME AND PHONE NUMBER: Shamori Whitt, (915) 541-4477, whittSR@elpasotexas.gov

DISTRICT(S) AFFECTED: 8

SUBJECT:

A resolution that the sale and service of alcoholic beverages by the Three Legged Monkey, LP, in the closed portions of City rights-of-way on Durango Street between Overland Avenue to Paisano Drive, from 6:00 pm on Saturday, September 28, 2013 to 2:00 am on Sunday, September 29, 2013, is a permissible activity in conjunction with TrapFest. (NESV13-00026)

BACKGROUND / DISCUSSION:

TrapFest is an event with a Special Privilege Permit (NESV13-00026) approved by the Downtown AdHoc Committee, as per Title 15, for a street closure on Durango Street between Overland Avenue to Paisano Drive from 3:00pm on Saturday, September 28, 2013 to 3:00am Saturday, September 29, 2013- including the event setup and take-down. The actual event will occur from 6:00pm on Saturday, September 28, 2013 to 2:00am on Sunday, September 29, 2013. This resolution is required by the TABC to allow for the sale of alcohol on City right-of-way, associated with the event.

TrapFest is not a City-Sponsored event. The Grantee assumes full responsibility for the event.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

The Downtown AdHoc Committee approved TrapFest on September 16, 2013.

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Mathew S. McElroy, Director
City Development Department

Information copy to appropriate Deputy City Manager

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

WHEREAS, James Michael Armstrong (hereinafter referred to as “Grantee”) is sponsoring TrapFest from 6:00 pm Saturday, September 28, 2013 through 2:00 am Sunday, September 29, 2013 (hereinafter referred to as “Event”); and

WHEREAS, the City is not a sponsor of the Event and the Grantee assumes full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantee has authorized the Three Legged Monkey, LP (hereinafter referred as “Licensee”) to provide for the sale and service of alcoholic beverages during the Event; and

WHEREAS, the Grantee has received administrative approval for a Special Privilege Permit for the use and closure of City rights-of-way for twenty-four (24) hours on portions of City rights-of-way on Durango Street between Overland Avenue and Paisano Drive, from 3:00 pm Saturday, September 28, 2013 through 3:00 am Sunday, September 29, 2013, in conjunction with the proposed Event; and

WHEREAS, both the Grantee and Licensee desire to provide for the sale and service of alcoholic beverages on the closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages during the Event.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the sale and service of alcoholic beverages by the Three Legged Monkey, LP, in the closed portions of City rights-of-way on Durango Street between Overland Avenue to Paisano Drive, from 6:00 pm on Saturday, September 28, 2013 to 2:00 am on Sunday, September 29, 2013, is a permissible activity in conjunction with TrapFest.

ADOPTED this ____ day of _____, 2013.

THE CITY OF EL PASO

Oscar Leaser,
Mayor

(Signatures continue on following page)

ATTEST:

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

Lauren K. Ferris
Assistant City Attorney

APPROVED AS TO CONTENT:

Mathew S. McElroy, Director
City Development Department