

**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 OSAPLE, Inc- El Paso Community Foundation and El Paso Sun City Pride be authorized to utilize City rights-of-way on East Franklin Avenue between North Oregon Street and North Santa Fe Street, on North El Paso Street between West Main Drive and East Franklin Avenue and Cleveland Square Park from 6:00 pm Friday, September 27, 2013 through 12:00 am Sunday, September 29, 2013. The sale and service of alcoholic beverages by OSAPLE, Inc-El Paso Community Foundation and El Paso Sun City Pride, in the closed portions of City rights-of-way on East Franklin Avenue between North Oregon Street and North Santa Fe Street, on North El Paso Street between West Main Drive and East Franklin Avenue from 12:00 pm to 7:00 pm Saturday, September 28, 2013 and the consumption of alcoholic beverages in Cleveland Square Park from 12:00 pm to 7:00 pm on Saturday, September 28, 2013 are permissible activities in conjunction with Sun City Craft Beer Fest.

BACKGROUND / DISCUSSION:

Sun City Craft Beer Fest is an event with a Special Privilege Permit (NESV13-00025) approved by the Downtown AdHoc Committee, as per Title 15, for closures of City rights-of-way on East Franklin Avenue between North Oregon Street and North Santa Fe Street, on North El Paso Street between West Main Drive and East Franklin Avenue and Cleveland Square Park from 6:00 pm Friday, September 27, 2013 through 12:00 am Sunday, September 29, 2013- including the event setup and take-down.

The actual event will occur from 12:00pm on Saturday, September 28, 2013 to 7:00pm 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.

Sun City Beer Fest 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 this event on September 16, 2013.

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

DEPARTMENT HEAD:

**Mathew S. McElroy, Director
City Development Department**

Information copy to appropriate Deputy City Manager

RESOLUTION

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

WHEREAS, OSAPLE- El Paso Community Foundation (hereinafter referred to as “Grantee”) is sponsoring Sun City Craft Beer Fest from 12:00 pm Saturday, September 28, 2013 through 7:00 pm Saturday, September 28, 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 El Paso Sun City Pride (hereinafter referred to 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 more than twenty-four (24) hours on portions of City rights-of-way on East Franklin Avenue between North Oregon Street and North Santa Fe Street and on North El Paso Street between West Main Drive and East Franklin Avenue, from 6:00 pm Friday, September 27, 2013 through 12:00 am Sunday, September 29, 2013, in conjunction with the proposed Event; and

WHEREAS, the Grantee desires to utilize Cleveland Square Park between the hours of 6:00 pm Friday, Saturday 27, 2013 through 12:00am on Sunday, September 29, 2013 in conjunction with the Event; and

WHEREAS, the Grantee has received administrative approval for a Parks and Recreation Department use permit for the use of Cleveland Square Park during regular park hours in conjunction with the 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 and the consumption of alcoholic beverages in Cleveland Square Park; 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 on City property during the Event.

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

That OSAPLE, Inc- El Paso Community Foundation and El Paso Sun City Pride be authorized to utilize City rights-of-way on East Franklin Avenue between North Oregon Street and North Santa Fe Street, on North El Paso Street between West Main Drive and East Franklin Avenue and Cleveland Square Park from 6:00 pm Friday, September 27, 2013 through 12:00 am Sunday, September 29, 2013.

The sale and service of alcoholic beverages by OSAPLE, Inc-El Paso Community Foundation and El Paso Sun City Pride, in the closed portions of City rights-of-way on East Franklin Avenue between North Oregon Street and North Santa Fe Street, on North El Paso Street between West Main Drive and East Franklin Avenue from 12:00 pm to 7:00 pm Saturday, September 28, 2013 and the consumption of alcoholic beverages in Cleveland Square Park from 12:00 pm to 7:00 pm on Saturday, September 28, 2013 are permissible activities in conjunction with Sun City Craft Beer Fest.

ADOPTED this ____ day of _____, 2013.

THE CITY OF EL PASO

Oscar Leaser,
Mayor

ATTEST:

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

Lauren K. Ferris
Assistant City Attorney

APPROVED AS TO CONTENT:

Tracy Novak, Interim Director
Parks and Recreation Department

Mathew S. McElroy, Director
City Development Department