

**City of Culver City, California
City Council Agenda Item Report**

Meeting Date: <u>03/23/09</u>		Item Number: <u>C-9</u>	
AGENDA ITEM: Adoption of a Resolution Granting a Permit to the Culver City Exchange Club to Conduct a Beer and Wine Garden in Veterans Memorial Park During the City's 2009 Fiesta La Ballona Celebration.			
Contact Person/Dept.: Pam Robinson, Recreation Manager		Phone Number: (310) 253-6632	
Fiscal Impact: Yes ☐ No ☒		General Fund: Yes ☐ No ☐	
Public Hearing: ☐		Action Item: ☐ Attachments: ☒	
Public Notification: Master E-Mail Notification List (03/18/09); Fiesta La Ballona Committee (03/18/09).			
Department Approval: Bill La Pointe (by P. Mooney) (03/12/09)		City Attorney Approval: Carol Schwab (by H. Baker) (03/17/09)	
Chief Financial Officer Approval: Jeff Muir (by M. Noller) (03/18/09)		City Manager Approval: Jerry B. Fulwood (03/18/09)	

RECOMMENDATION:

Staff recommends the City Council adopt a Resolution granting a permit to the Culver City Exchange Club to conduct a Beer and Wine Garden (BWG) in Veterans Memorial Park during the City's 2009 Fiesta La Ballona Celebration (Attachment 1).

BACKGROUND:

Culver City Municipal Code (CCMG) Section 3.03.025(A) grants the City Council authority to issue a permit for a beer and wine garden at the City's Fiesta La Ballona event (Fiesta). A copy of CCMC Section 3.03.025(A) is provided as Attachment 2.

The BWG has been a part of the Fiesta for the last four (4) years (2005 – 2008). According to the Culver City Police Department, there were no reported incidents directly or indirectly related to the BWG operation.

DISCUSSION:

The Culver City Lion's Club was the permittee for the BWG in 2005 and 2006 and the Culver City Exchange Club was the permittee for the BWG in 2007 and 2008. The Fiesta Committee is recommending the Culver City Exchange Club (Exchange Club), in cooperation with the Greater West LA Chamber of Commerce (dba West LA Chamber of Commerce) to be the BWG vendor during the 2009 Fiesta.

The Exchange Club is a well know local non-profit organization that has sponsored and managed events such as the Annual 4th of July Fireworks Show, the "Crusin' Back to Culver City" Car Show, the Disability Carnival and Search for Talent events.

City of Culver City, California
City Council Agenda Item Report

In past years, the City has co-sponsored the Car Show, 4th of July Fireworks, the Disability Carnival and the Senior Christmas Dinner with the Exchange Club.

The Fiesta Committee would like to offer a BWG for Fiesta 2009. The Exchange Club desires to sponsor the BWG for Fiesta 2009 under the same conditions of the approval imposed by the City for Fiesta 2008. The attached proposed Resolution is substantively identical to the 2008 Resolution for the B&WG which was adopted by the City Council on July 14, 2008. The major considerations for providing a BWG in the past have been 1) liability insurance; 2) hours of operation; and, 3) profitability.

The Exchange Club has once again reached an agreement with the Greater West LA Chamber to co-sponsor the BWG for 2009. The co-sponsorship arrangement, particularly with regard to liability insurance, will be reviewed by the City Attorney's Office.

Liability and Insurance Requirement

The insurance requirement for the BWG is one million dollars (\$1,000,000) general liability insurance, per occurrence, including liquor liability. The Exchange Club must submit the required evidence of insurance, including a rider on the Greater West LA Chamber of Commerce's insurance, at least two weeks prior to the Fiesta event. The City Attorney's Office will review the insurance policy and verify that, in addition to coverage for general liability, the policy includes liquor liability coverage and has added the City of Culver City, the Fiesta Committee and the Exchange Club as additional insureds.

The BWG Hours of Operation

The Exchange Club is requesting the hours of operation of the BWG be the same as those approved for Fiesta 2008. This year, those hours would be: Friday, August 28, 2009 – 6:30 p.m. to 8:00 p.m., Saturday, August 29, 2009 – 12:00 p.m. to 9:00 p.m., and Sunday, August 30, 2009 – 12:00 p.m. to 6:00 p.m.

Other Conditions

The Exchange Club is willing and able to comply with all of the other conditions imposed during Fiesta 2008. The other conditions deal with issues pertaining to enforcement regarding minors and safety procedures. The Exchange Club will have its volunteers trained in applicable laws regarding liquor sales and provide the necessary supervision required to ensure laws are enforced. The location and size of the BWG is proposed to be unchanged from Fiesta 2008.

FISCAL ANALYSIS:

Adoption of the proposed Resolution would not result in any direct fiscal impact to the City's General Fund.

City of Culver City, California
City Council Agenda Item Report

ATTACHMENTS:

1. Proposed Resolution
2. Culver City Municipal code 13.03.025(A)

MOTION:

That the City Council:

Adopt a Resolution granting a permit to the Culver City Exchange Club to conduct a Beer and Wine Garden in Veterans Memorial Park during the City's 2009 Fiesta La Ballona Celebration.