

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

Meeting Date: <u>08/06/12</u>		Item Number: <u>C-3</u>	
CITY COUNCIL AGENDA ITEM: Adoption of a Resolution Granting a Permit to the Exchange Club to Conduct a Beer and Wine Garden in Veterans' Memorial Park During the 2012 Fiesta La Ballona.			
Contact Person/Dept.: Dan Hernandez, PRCS Director		Phone Number: (310) 253-6655	
Fiscal Impact: Yes ☐ No ☒		General Fund: Yes ☐ No ☐	
Public Hearing: ☐		Action Item: ☐ Attachments: ☒	
Commission Action Required: Yes ☐ No ☒		Date: _____	
Public Notification: (Email) Meetings and Agendas – City Council (08/01/12); Fiesta La Ballona Committee (08/01/12); Culver City Exchange Club (08/01/12).			
Department Approval: Dan Hernandez (07/24/12)		City Attorney Approval: Carol Schwab (by H. Baker) (07/31/12)	
Chief Financial Officer Approval: Jeff Muir (08/01/12)		City Manager Approval: John M. Nachbar (08/01/12)	
<u>RECOMMENDATION:</u> Staff recommends the City Council adopt a Resolution granting a permit to the Culver City Exchange Club (Exchange Club) to conduct a Beer and Wine Garden in Veterans' Memorial Park during the 2012 Fiesta La Ballona (Attachment 1). <u>BACKGROUND:</u> 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. The Beer and Wine Garden (BWG) has been a part of the Fiesta La Ballona (Fiesta) for the past seven years (2005 – 2011). In past years, there have been no reported incidents directly or indirectly related to the BWG operation. The Culver City Lion's Club was the permittee for the BWG in 2005 and 2006, and the Exchange Club has been the permittee for the BWG since 2007. The Exchange Club is a prominent local non-profit organization that is dedicated to providing financial support to various community-based organizations benefiting children, seniors and those with disabilities. The Exchange Club co-sponsors and co-manages several annual events with the City of Culver City, including the Fourth of July Fireworks Show, the "Crusin' Back to Culver City" Car Show and the Carnival for Children with Disabilities.			

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DISCUSSION:

The 2012 Fiesta will be held on Friday, August 24, Saturday, August 25, and, Sunday, August 26. The Fiesta La Ballona Committee would like to offer a BWG for Fiesta 2012 and is once again recommending the Exchange Club as the BWG vendor. The Exchange Club desires to sponsor the BWG for Fiesta 2012 under similar conditions of the approval imposed by the City for Fiesta 2011. A BWG Income and Expense Statement containing projections for 2012 is provided as Attachment 2.

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. According to the terms of the Agreement, the Exchange Club must submit the required evidence of 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 and the Fiesta Committee as additional insureds.

The BWG Hours of Operation

In 2011, the City Council approved a request by the Exchange Club to extend the hours of operation of the BWG by one hour on Friday and Saturday. The Exchange Club is proposing the same schedule as last year's:

Friday	6:30 p.m. – 9:30 p.m.
Saturday	12:00 p.m. – 10:00 p.m.
Sunday	12:00 p.m. – 7:00 p.m.

All end times may be earlier, depending upon the level of participation.

Other Conditions

The Exchange Club is willing and able to comply with all of the conditions imposed during previous Fiestas. As set forth in the attached proposed Resolution, other conditions deal with issues pertaining to enforcement regarding minors and safety procedures, among others. 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.

FISCAL ANALYSIS:

The adoption of the proposed Resolution will not result in any direct fiscal impact to the City other than the \$600 Event space fee that will be charged to the Exchange

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Club for the use of the area within Veterans' Memorial Park which the BWG occupies during the Fiesta.

ATTACHMENTS:

1. Proposed Resolution
2. Beer and Wine Garden Income and Expense Statement with 2012 Projections

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 2012 Fiesta La Ballona.