

1 RESOLUTION NO. 2017-R_____

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 CULVER CITY, CALIFORNIA, GRANTING A PERMIT FOR A
4 BEER GARDEN TO BE CONDUCTED IN VETERANS
5 MEMORIAL PARK DURING THE SEPTEMBER 16, 2017
6 CULVER CITY CENTENNIAL BIRTHDAY PARTY IN THE PARK
7 EVENT.

8 WHEREAS, the City Council has determined to issue a permit to the Culver
9 City Centennial Celebration Committee ("CCCCC") to conduct a beer garden at the
10 September 16, 2017 Culver City Centennial Birthday Party in the Park event at Veterans
11 Memorial Park.

12 NOW, THEREFORE, the City Council of the City of Culver City, California,
13 DOES HEREBY RESOLVE as follows:

14 1. A permit is hereby issued to the CCCCC ("Permittee") to conduct a beer
15 garden (the "Event") in Veterans Memorial Park on September 16, 2017 as part of the
16 CCCCC's Centennial Celebration activities, under all of the following conditions:

17 a. Permittee, CCCCC, acknowledges and certifies that it is a not-for-
18 profit 501(c) 3 Culver City organization, and that funds raised at the Event will
19 be used for local charities.

20 b. The Event shall be held on the following date during these
21 specified hours only: Saturday, September 16, 2017 from the hours of 11:00
22 a.m. to 7:00 p.m. and no drinks will be served past 6:45 p.m.

23 c. By and on behalf of Permittee in consideration of the request for
24 and the granting of this Permit, Permittee shall and does hereby indemnify, hold
25 harmless and defend City and each of its officers, employees and
26 representatives ("Indemnitees") from any and all liability claims, damages,
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1 judgments, demands, including attorney fees and court costs, whatsoever,
2 which may arise against any or all Indemnitees by reason of any real or
3 personal property damage, personal injury or death arising or resulting directly
4 or indirectly from Permittee's activities related to the issuance of this Permit.

5 d. Without limiting any other obligation set forth in this Permit,
6 Permittee shall submit to the City an occurrence based Comprehensive General
7 Liability ("CGL") policy (including liquor liability), at least as broad as ISO Form
8 CG 0001, in the minimum amount of One Million Dollars (\$1,000,000) each
9 occurrence, with not less than Two Million Dollars (\$2,000,000) in annual
10 aggregate coverage. The CGL policy shall have the following requirements:

11 (i) The policy shall provide coverage for personal injury, bodily
12 injury, death, accident and property damage and advertising injury, as those
13 terms are understood in the context of a CGL policy. The coverage shall not be
14 excess or contributing with respect to City's self-insurance or any pooled risk
15 arrangements;
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17 (ii) The policy shall provide \$1,000,000 combined single limit
18 coverage for owned, hired and non-owned automobile liability;
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20 (iii) The policy shall include coverage for liability undertaken by
21 contract covering, to the maximum extent permitted by law, Permittee's
22 obligation to indemnify the Indemnitees as required under Paragraph 1.c. of this
23 Permit;
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25 (iv) The Policy shall not exclude coverage for Completed
26 Operations Hazards or Athletic or Sports Participants; and
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1 (v) The City of Culver City, and officers, agents, and
2 employees will be named as additional insureds in an endorsement to the
3 policy, which shall be provided to the City and approved by the City Attorney.

4 The required evidence of insurance shall be submitted to the City
5 at least two weeks prior to the Event.

6 e. Permittee shall obtain the necessary State of California Alcoholic
7 Beverage Control Board alcohol sales event permit for the Event, which shall be
8 posted at all times. Permittee shall comply with any and all federal, state and
9 local laws regarding the sale of beer. Permittee shall also obtain any and all
10 required Los Angeles County health permits, which shall be made available
11 upon request.
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13 f. The size and location of the Event shall be consistent with the
14 configuration as approved by the CCCCC. The perimeters of the Event shall be
15 bound by fencing (the "Event Area").
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17 g. There shall be only one entrance and one exit for the Event Area.
18 All persons must enter the Event Area from the designated entrance point and
19 leave the Event Area from the designated exit point. Permittee shall designate
20 a responsible adult to be posted at each entrance and exit to ensure that all
21 persons in attendance at the Event, including Permittee's employees, agents
22 and volunteers, are in compliance with the conditions of this Permit.
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24 h. The Event shall be limited to the sale of beer only.

25 i. No alcohol shall be removed from or consumed outside of the
26 Event Area. A sign shall be posted at the exit stating "No Alcohol Beyond This
27 Point."
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1 j. No alcohol, other than alcohol being sold at the Event, shall be
2 permitted in the Event Area.

3 k. All alcohol shall be served in plastic cups.

4 l. There shall be a two (2) drink maximum at one time.

5 m. Permittee's employees, agents and volunteers who are working
6 the Event ("Event Staff") shall not serve any alcohol to visibly intoxicated
7 individuals in accordance with applicable laws.

8 n. Event Staff shall stop serving alcohol at the designated Event
9 closing times as set forth in Section 1.b of this Resolution.

10 o. No minors shall be permitted entrance to the Event Area. A sign
11 shall be posted at the entrance stating "No Minors."

12 p. No person shall be granted access to the Event Area without
13 presenting a valid driver's license that displays a photograph and date of birth
14 evidencing that the person is at least 21 years of age. All persons under the
15 age of 25 years shall present, in addition to a valid driver's license, a second
16 form of identification that displays the person's name and signature or name
17 and picture.

18 q. Event Staff shall issue colored wrist bands (that cannot be
19 replaced once removed) to all persons prior to entering the Event Area. No
20 person shall be admitted to the Event Area that is not wearing said wrist band.

21 r. The capacity of the Event Area shall not exceed sixty (60) persons
22 at any given time.
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1 s. Event Staff shall receive training in the laws and rules governing
2 the verification of identification, the service of alcoholic beverages, and the
3 refusal of service to intoxicated persons.

4 t. Event Staff shall not consume alcohol during the Event.

5 u. No persons, including members of the CCCCC, their contractors,
6 or volunteers, shall receive complimentary beer.

7 v. Distribution or display of any alcohol advertising or promotional
8 items shall be limited to the Event Area. With the exception of alcohol
9 advertising and promotional items relating to the products served at the Event,
10 only CCCCC materials may be distributed or displayed in the Event Area.

11 w. Event Staff shall monitor the alcohol consumption and behavior of
12 all Event participants.

13 x. Permittee shall ensure that the Event Area is cleaned of all trash
14 and debris and left in the same condition it was prior to the Event.

15 y. Permittee acknowledges and understands that the City of Culver
16 City reserves the right to shut down the Event at any time at the discretion of
17 Culver City Police Department and the facility supervisor.

18 z. Within 30 calendar days after completion of the Event, Permittee
19 shall provide the City with a full financial disclosure of the operation of the
20 Event.

21 aa. Permittee shall be responsible for coordinating, purchasing and
22 acquiring all supplies and equipment necessary to support the Event including,
23 but not limited to, beer, snacks, paper products, fencing, tables, chairs and
24 umbrellas.
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bb. Committee shall be responsible for coordinating through the appropriate City departments sufficient power sources as needed for the operation of the Event.

2. This Resolution shall take effect on the date of its adoption.

APPROVED and ADOPTED this _____ day of August 2017.

JEFFREY COOPER, MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

JEREMY GREEN, City Clerk

A17-00517

CAROL A. SCHWAB, City Attorney