

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

DEPARTMENT: Department of Transportation

AGENDA DATE: February 14, 2012, Consent

CONTACT PERSON NAME AND PHONE NUMBER: Mirian Spencer, (915) 541-4050, spencermd2@elpasotexas.gov

DISTRICT(S) AFFECTED: 1

SUBJECT:

A resolution that EP Silverspoon, LLC, doing business as Everyday Gyro, and Kenneth Velazquez be authorized to provide for the sale and service of alcoholic beverages at the Bourbon Street on Cincinnati Street 2012 Block Party in the closed portions of Baltimore Avenue and Cincinnati Avenue between Stanton Street and Mesa Street, from 12:00 pm Tuesday, February 21, 2012, to 2:00 am Wednesday, February 22, 2012 (NESV12-00007) District 1.

BACKGROUND / DISCUSSION:

Kenneth Velazquez and EP Silverspoon, LLC (doing business as Everyday Gyro) is seeking permission to sell and serve alcoholic beverages on the closed portions of City right-of-way during a Mardi Gras Block Party from 12:00 pm Tuesday, February 21, 2012 to 2:00 am Wednesday, February 22, 2012. A special privilege permit (NESV12-00007) will be considered by the Development Coordinating Committee for the temporary street closure.

As part of the approval process, the applicant has provided insurance, with the City named as co-insured. The applicants are also required to obtain all necessary permits to sell and serve food and beverages. The TABC (Texas Alcoholic Beverage Commission) requires City Council authorization in order to issue a temporary permit for the event.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

The Development Coordinating Committee APPROVED the special privilege permit NESV12-00007 on February 8, 2012.

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

DEPARTMENT HEAD:

**Daryl W. Cole, Director
Department of Transportation**

Information copy to appropriate Deputy City Manager

RESOLUTION

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

WHEREAS, Kenneth Velazquez (hereinafter referred to as “Grantee”) is sponsoring a Bourbon Street on Cincinnati Street 2012 Block Party (hereinafter referred to as “Event”), from Tuesday, February 21, 2012 to Wednesday, February 22, 2012; and

WHEREAS, EP Silverspoon, LLC, doing business as Everyday Gyro (hereinafter referred to as “Licensee”) has been approved by the Grantee 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 less than twenty-four (24) hours on Baltimore Avenue and Cincinnati Avenue between Stanton Street and Mesa Street and the alley connecting Baltimore Avenue and Cincinnati Avenue between Stanton Street and Mesa Street, from 9:00 am Tuesday, February 21, 2012, to 4:00 am Wednesday, February 22, 2012, in conjunction with the Event; and

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

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

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

That EP Silverspoon, LLC, doing business as Everyday Gyro, and Kenneth Velazquez be authorized to provide for the sale and service of alcoholic beverages at the Bourbon Street on Cincinnati Street 2012 Block Party in the closed portions of Baltimore Avenue and Cincinnati Avenue between Stanton Street and Mesa Street and the alley connecting Baltimore Avenue and Cincinnati Avenue between Stanton Street and Mesa Street, from 12:00 pm Tuesday, February 21, 2012, to 2:00 am Wednesday, February 22, 2012.

ADOPTED this _____ day of February, 2012.

THE CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Elizabeth Ruhmann
Assistant City Attorney

Daryl W. Cole, Director
El Paso Department of Transportation