

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

DEPARTMENT: Department of Transportation & Parks and Recreation

AGENDA DATE: February 28, 2012, Consent

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

DISTRICT(S) AFFECTED: 8

SUBJECT:

Coconuts and Kelly Boren be authorized utilize Cleveland Square Park from 1:00 a.m. to 5:00 a.m. Saturday, March 17, 2012 and from 1:00 a.m. to 5:00 a.m. Sunday, March 18, 2012 and to provide for the sale and service of alcoholic beverages at The Rockin'Rolla Sports and Music Fest in Cleveland Square Park and the closed portion of E. Franklin Avenue between N. Santa Fe Street and N. Oregon Street from 12:00 p.m. Saturday, March 17, 2012 to 12:00 a.m. Sunday, March 18, 2012 (NESV12-00002) District 8.

BACKGROUND / DISCUSSION:

Coconuts and Kelly Boren are seeking permission to utilize Cleveland Square Park between the hours of 1:00 am and 5:00 am Saturday, March 17, 2012 and Sunday, March 18, 2012 and are requesting to sell and serve alcoholic beverages within Cleveland Square Park and in the closed portions of City rights-of-way during Rockin'Rolla Downtown Music and Sports Fest from 12:00 p.m. Saturday, March 17, 2012, to 12:00 a.m. Sunday, March 18, 2012.

A special privilege permit (NESV12-00002) will be considered by the Downtown Management District AdHoc Committee for the temporary street closure.

City Council approval is required for the use of Cleveland Square Park between the hours of 1:00 am and 5:00 am in accordance with Ordinance 017664 approved October 25, 2011.

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 Downtown Management District AdHoc Committee will consider the special privilege permit NESV12-00002 on March 1, 2012.

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

DEPARTMENT HEAD:

**Nanette Smejkal, Director
Parks and Recreation Department**

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, Kelly Boren (hereinafter referred to as “Grantee”) is sponsoring the Rockin’Rolla Downtown Sports and Music Fest (hereinafter referred to as “Event”), from Saturday, March 17, 2012 to Sunday, March 18, 2012; and

WHEREAS, Coconuts (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 more than twenty-four (24) hours on E. Franklin Avenue between N. Santa Fe Street and N. Oregon Street from 1:00 a.m. Saturday, March, 17, 2012 to 5:00 a.m. Sunday, March 18, 2012, 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 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 desires to utilize Cleveland Square Park between the hours of 1:00 a.m. and 5:00 a.m. Saturday, March 17, 2012 and 1:00 a.m. and 5:00 a.m. Sunday, March 18, 2012 in conjunction with the Event; and

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

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

That Coconuts and Kelly Boren be authorized utilize Cleveland Square Park from 1:00 a.m. to 5:00 a.m. Saturday, March 17, 2012 and from 1:00 a.m. to 5:00 a.m. Sunday, March 18, 2012 and to provide for the sale and service of alcoholic beverages at The Rockin’Rolla Sports and Music Fest in Cleveland Square Park and the closed portion of E. Franklin Avenue between N. Santa Fe Street and N. Oregon Street from 12:00 p.m. Saturday, March 17, 2012 to 12:00 a.m. Sunday, March 18, 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:

Elizabeth Ruhmann
Assistant City Attorney

APPROVED AS TO CONTENT:

Nanette J. Smejkal, Director
Parks and Recreation Department

Daryl W. Cole, Director
El Paso Department of Transportation