

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

DEPARTMENT: City Development Department

AGENDA DATE: December 17, 2013, Consent Agenda

CONTACT PERSON NAME AND PHONE NUMBER: Shamori Whitt, (915) 541-4477, whittSR@elpasotexas.gov

DISTRICT(S) AFFECTED: 8

SUBJECT:

A Resolution that the sale and service of alcoholic beverages by Kirby Productions, LLC in the closed portions of City rights-of-way on Stanton Street between Texas Avenue and Mills Avenue from 7:00 pm Tuesday, December 31, 2013 to 2:00 am Wednesday, January 1, 2014, is a permissible activity in conjunction with The Old Downtown Ball Drop New Year's Eve Bash. (CSEV13-00041) District 8.

BACKGROUND / DISCUSSION:

Kirby Productions, LLC is seeking permission to sell and serve alcoholic beverages within the closed portions of City right-of-way during The Old Downtown Ball Drop New Year's Eve Bash from 7:00 pm Tuesday, December 31, 2013 to 2:00 am Wednesday, January 1, 2014.

A special privilege permit (CSEV13-00041) was approved by the City Development Director 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.

Please note: The Old Downtown Ball Drop New Year's Eve Bash is not a City Sponsored Event.

PRIOR COUNCIL ACTION:

This will be the second year for The Old Downtown Ball Drop New Year's Eve Bash.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

The Downtown ADHoc Committee recommended approval of the permit on December 2, 2013.

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

DEPARTMENT HEAD:

**Mathew S. McElroy, Director
City Development Department**

Information copy to appropriate Deputy City Manager

RESOLUTION

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

WHEREAS, Kirby Productions, LLC (hereinafter referred to as “Grantee”) is sponsoring The Old Downtown Ball Drop New Year’s Eve Bash (hereinafter referred to as “Event”), from Tuesday, December 31, 2013 through Wednesday, January 1, 2014; and

WHEREAS, the Grantee assumes full responsibility for the planning, coordination, management and production of 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 twenty-four (24) hours on portions of City rights-of-way on Stanton Street between Texas Avenue and Mills Avenue from 8:00 am Tuesday, December 31, 2013 to 8:00 am Wednesday, January 1, 2014, in conjunction with the proposed Event; and

WHEREAS, the Grantee desires to provide for the sale and serving of alcoholic beverages on the closed portions of City rights-of-way from 7:00pm on Tuesday, December 31, 2013 through 2:00am on Wednesday, January 1, 2014 during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages during the City Event.

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

That the sale and service of alcoholic beverages by Kirby Productions, LLC in the closed portions of City rights-of-way on Stanton Street between Texas Avenue and Mills Avenue from 7:00 pm Tuesday, December 31, 2013 to 2:00 am Wednesday, January 1, 2014, is a permissible activity in conjunction with The Old Downtown Ball Drop New Year’s Eve Bash.

ADOPTED this 17th day of December, 2013.

THE CITY OF EL PASO

ATTEST:

Oscar Leeser,
Mayor

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

Kristen Hamilton
Assistant City Attorney

APPROVED AS TO CONTENT:

Mathew S. McElroy, Director
City Development Department



CSEV13-00041: Special Privilege Permit Application

- **EVENT NAME:** The Old Downtown Ball Drop New Year's Eve Bash
- **TYPE OF EVENT:** Street Festival
- **DATE:** Tuesday, December 31, 2013 to Wednesday, January 1, 2014
- **EVENT HOURS:** 7p on 12/31/13 to 2a on 1/1/14
 - Traffic Control: 8a on 12/31/13 to 8a on 1/1/14
- **LOCATION:** Downtown, Downtown Management District (DMD)
- **PREVIOUS EVENT(S):** This is the second year for The Old Downtown Ball Drop New Year's Eve Bash

The Old Downtown Ball Drop New Year's Eve Bash
is not a City Sponsored Event.



CSEV13-00041: The Old Downtown Ball Drop New Year's Eve Bash

CITY COUNCIL ACTION NEEDED: Approval of Resolution allowing of the sale and service of alcohol in City ROW

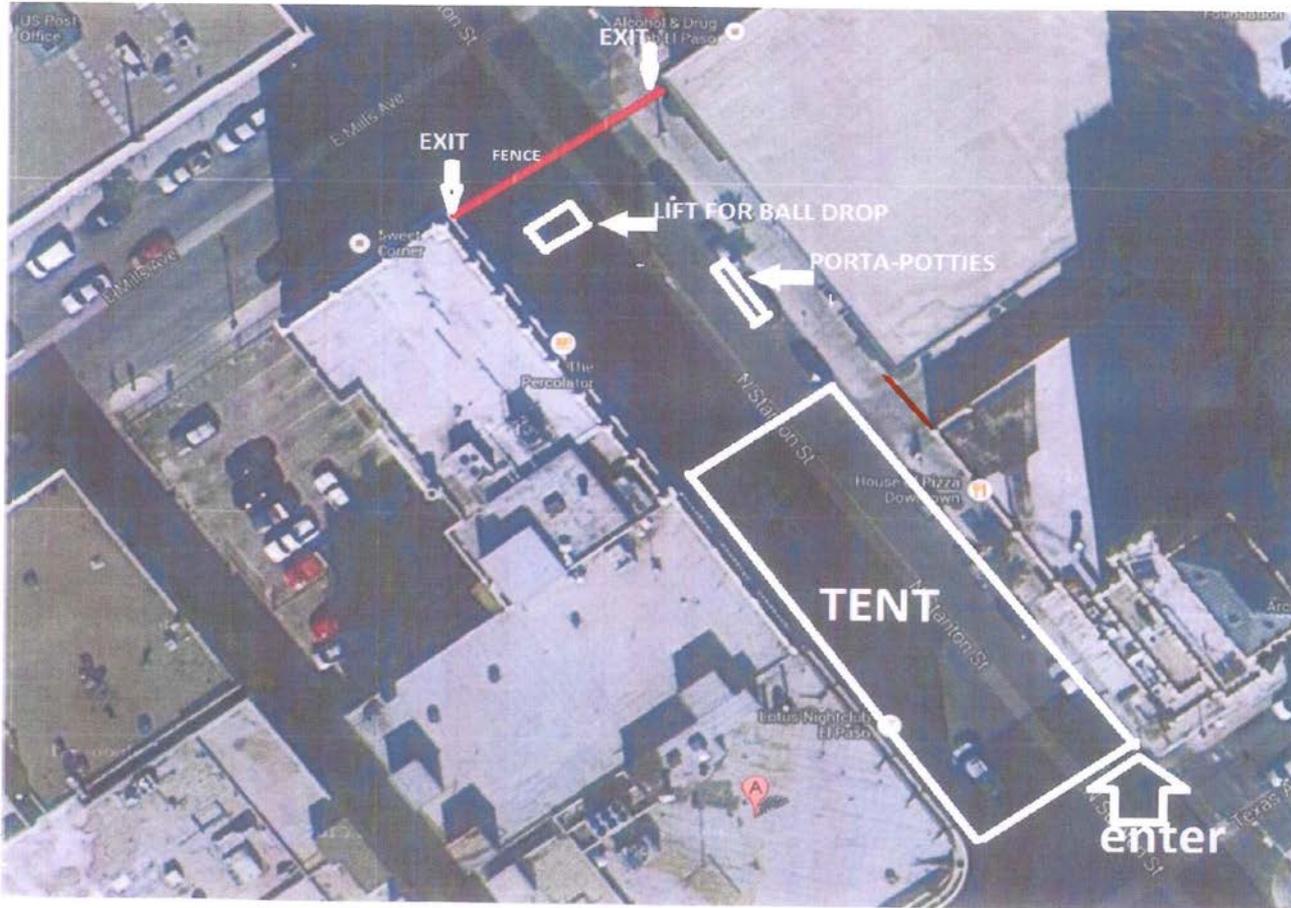
City ROW: Stanton Street- between Texas Avenue and Mills Avenue

- **TABC Licensed Distributor:** Kirby Productions, LLC

ADHOC COMMITTEE (AHC): As per Section 15.08.120.D of the El Paso Municipal Code, the event permit was approved by the AHC on December 2, 2013.



CSEV13-00041: Event Footprint





CSEV13-00041: Traffic Control Plan

