

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

AGENDA DATE: June 7, 2022 (for Consent Agenda)

CONTACT PERSON(S) NAME AND PHONE NUMBER: Ben Fyffe, (915) 212-1766

DISTRICT(S) AFFECTED: 2

STRATEGIC GOAL:

Goal 3: Promote the Visual Image of El Paso

Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural & Educational Environments

SUBJECT:

Approve a Resolution that the City Manager is hereby authorized to sign a temporary Alcohol Sales in Memorial Park Reserve for the 2022 Art in the Park Event. Further, that the City Manager and/or the Managing Director of Cultural Affairs and Recreation be authorized to sign any certification reports and amendments related to this agreement, including amendments that change the certification amount if needed.

BACKGROUND / DISCUSSION:

In efforts to improve annual Art in the Park event for participating artists and the public, a number of new initiatives are being implemented including wine sales at event.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Council periodically considers alcohol service on municipal property

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES ___ NO

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

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

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

WHEREAS, Art in the Park event is hosting an event open to the public from 10:00 a.m. through 8:00 p.m. on Saturday, June 25, 2022 and Sunday, June 26, 2022 from 11:00 a.m. through 4:00 p.m. (hereinafter referred to as “Event”) and the Department has obtained a valid permit issued through the City’s Parks and Recreation Department under City Code Section 13.24.130(C) for the use of Memorial Park Reserve located on 1701 N. Cobia El Paso Texas, 79930 during normal and extended park hours in conjunction with the Event; and

WHEREAS, the Department has submitted an application for a Special Privilege Permit pursuant to Title 15.08.120(D) of the El Paso Municipal Code, for the use and closure of Memorial Park Reserve located on 1701 N. Cobia El Paso Texas, 79930 in conjunction with the Event; and

WHEREAS, the Department has indicated their intent to authorize Clasico Kitchen Bar, LLC (hereinafter referred to as “TABC Permittee”) to provide for the temporary sale and service of alcoholic beverages within the identified closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission (TABC) requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages within City rights-of-way during the Event, prior to issuance of such permit; and

WHEREAS, the Department desires to request an extension of park hours under City Code Section 13.24.040(E) for the use of Memorial Park between the hours of 10:00 p.m. and 2:00 a.m. Saturday, June 25, 2022 in conjunction with the Event; and

WHEREAS, the Department assumes full responsibility for the planning, coordination, management and production of the Event, and for the TABC Permittee, including verification that the TABC Permittee has obtained a permit for the temporary sale and service of alcoholic beverages from the TABC prior to the Event.

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

That the City Manager is hereby authorized to sign a temporary Alcohol Sales in Memorial Park Reserve for the Art in the Park Event. Further, that the City Manager and/or the Managing Director of Cultural Affairs and Recreation be authorized to sign any certification reports and amendments related to this agreement, including amendments that change the certification amount if needed.

That the temporary sale and service of alcoholic beverages by Clasico Kitchen Bar, LLC, in the closed portions of City rights-of-way on Memorial Park Reserve located on 1701 N. Copia El Paso Texas, 79930 from 10:00 a.m. through 8:00 p.m. on Saturday, June 25, 2022 and Sunday, June 26, 2022 from 11:00 a.m. through 4:00 p.m. is a permissible activity in conjunction with Art in the Park; and

That Clasico Kitchen Bar, LLC be authorized to use Memorial Park Reserve from 10:00 a.m. through 8:00 p.m. on Saturday, June 25, 2022 and Sunday, June 26, 2022 from 11:00 a.m. through 4:00 p.m. for the event, and Saturday, June 25, 2022 from 10:00 pm to 2:00 am for purposes of cleaning and restoring park to its original condition in accordance with City Code Section 13.24.040(E).

Approved this _____ day of _____ 2022.

THE CITY OF EL PASO:

Oscar Leoser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Karla Muñoz
Assistant City Attorney

APPROVED AS TO CONTENT:



Ben Fyffe
Cultural Affairs & Recreation