

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Authorization to Allow the Sale of Alcoholic Beverages on Ojibway Island

**Manager's Recommendation:**

I recommend adoption of the attached Resolution authorizing the sale of alcoholic beverages on Ojibway Island, a public property, during the annual Cinco De Mayo Festival to be held on May 2, 2009.

**Justification:**

On May 2, 2009, Union Civica Mexicana (UCM) will host its annual Cinco De Mayo festival on Ojibway Island, a public property. The sponsor has requested that the City allow it to sell alcoholic beverages during the event. Title XIII, Chapter 132, Section 132.01(C) of the Saginaw Code of Ordinances states that City Council can authorize the sale of alcoholic beverages on public property if the vendor provides the following to the City:

- (1) The precise location where said beverages are to be sold and consumed;
- (2) The dates and times for said activities;
- (3) A proper state license for the sale and consumption of alcoholic beverages at the place and times listed in subsections (1) and (2) above;
- (4) Adequate public liability and property damage insurance for the benefit of the City with a company licensed to sell insurance in the State of Michigan;
- (5) Such other insurance as the City Council deems adequate for the benefit of the City;
- (6) Adequate personnel to control the premises where the alcoholic beverages are to be sold and consumed; and
- (7) Such other reasonable requirements as said City Council deems appropriate.

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The vendor will provide the proper documents to the proper City officials. If the vendor fails to provide the documentation by April 28, 2009, it will not be allowed to sell alcoholic beverages on Ojibway Island. The City has set the insurance requirements and all insurance certificates must be reviewed and approved by the City Attorney. Furthermore, the vendor has been advised of the insurance requirements and the deadline for submitting insurance certificates to the City.

**Council Action:**

This council communication is for explanation purposes only.