



Council Action and Executive Summary

Item # 11 Ordinance/Resolution# 16-036

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of August 17, 2015
(Adoption Date)

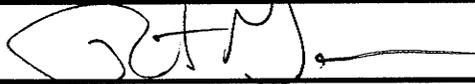
Please check box that applies to this item:

QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION AUTHORIZING BOSQUE BREWING CO. TO CONTINUE WITH THE PERMITTING PROCESS TO ALLOW FOR THE SALE AND CONSUMPTION OF BEER WITHIN A RESTRICTED AND SECURED AREA DURING THE SEVENTH ANNUAL SALSA FEST TO BE HELD ON MAIN STREET ON AUGUST 29 AND 30, 2015.

PURPOSE(S) OF ACTION:

To authorize continuation of a permitting process.

COUNCIL DISTRICT: 1		
<u>Drafter/Staff Contact:</u> Monica Campbell	<u>Department/Section:</u> Legal/City Attorney	<u>Phone:</u> 541-2128
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The Downtown Las Cruces Partnership will host the Seventh Annual Salsa Fest on Main Street, August 29 and 30, 2015. Bosque Brewing Co. is requesting approval to sell beer for consumption within a restricted and secured area during the event.

Approval by the Las Cruces City Council is required prior to the submission of the Public Celebration Permit Application to the Alcohol and Gaming Division of the Regulation and Licensing Department of the State of New Mexico ("Alcohol and Gaming"). Final approval by Alcohol and Gaming would allow Bosque Brewing Co. to sell beer within the restricted and secured area on August 29, 2015 between 5:00 p.m. and 11:00 p.m. and on August 30, 2015 between 12:00 p.m. and 5:00 p.m.

The authorization of the Public Celebration Permit Application will comply with the requirements of the Las Cruces Municipal Code, Section 5-1, which restricts alcohol consumption in public places to areas approved by Alcohol and Gaming only.

SUPPORT INFORMATION:

1. Resolution.

(Continue on additional sheets as required)

2. Exhibit "A", Special Dispenser Permit Application for August 29 and 30, 2015.
3. Attachment "1", Map of event area on Main Street.
4. Attachment "2", List of servers.

SOURCE OF FUNDING:

Is this action already budgeted? N/A	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
	<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)	
<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.		
Does this action create any revenue	Yes	<input checked="" type="checkbox"/>	Funds will be deposited into this fund: <u>1000-10180010-520002</u> in the amount of <u>\$50.00</u> for FY16.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

N/A

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will approve the sale of beer for consumption by Bosque Brewing Co., within a restricted and secured area, during the Seventh Annual Salsa Fest on Main Street, August 29 and 30, 2015. Approval will allow Alcohol and Gaming to continue with the permitting process.
2. Vote "No"; this will mean that Bosque Brewing Co. may not sell beer for consumption during the Seventh Annual Salsa Fest on August 29 and 30, 2015. The Alcohol and Gaming Director may issue the Public Celebration Permit provided that the City Council has given written approval for the permitting process to continue.
3. Vote to "Amend"; this could include changing the time that beer is sold. Any amendments must comply with city ordinance, state statute, and/or the requirements of Alcohol and Gaming.

(Continue on additional sheets as required)

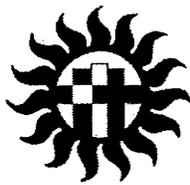
4. Vote to "Table"; this could result in no beer being sold by Bosque Brewing Co. during the Seventh Annual Salsa Fest.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A.

(Continue on additional sheets as required)



103
City of Las Cruces[®]
 PEOPLE HELPING PEOPLE

COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of _____
 (Ordinance First Reading Date)

For Meeting of August 17, 2015
 (Adoption Date)

TITLE:

A RESOLUTION AUTHORIZING BOSQUE BREWING CO. TO CONTINUE WITH THE PERMITTING PROCESS TO ALLOW FOR THE SALE AND CONSUMPTION OF BEER WITHIN A RESTRICTED AND SECURED AREA DURING THE SEVENTH ANNUAL SALSA FEST TO BE HELD ON MAIN STREET ON AUGUST 29 AND 30, 2015.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact	<i>Monica Campbell</i>	541-2128	7/30/15
Department Director	<i>WBS</i>	541-2128	30 July 2015
Other			
Assistant City Manager /CAO	<i>[Signature]</i>	541-2100	7/31/15
Management & Budget Manager	<i>[Signature]</i>	541-2100	7/30/15
Assistant City Manager/COO	<i>Daniel Aranda</i>	541-2271	8/5/15
City Attorney	<i>WBS</i>	541-2128	30 July 2015
City Clerk - Interim	<i>[Signature]</i>	541-2115	8/7/15

RESOLUTION NO. 16-036

A RESOLUTION AUTHORIZING BOSQUE BREWING CO. TO CONTINUE WITH THE PERMITTING PROCESS TO ALLOW FOR THE SALE AND CONSUMPTION OF BEER WITHIN A RESTRICTED AND SECURED AREA DURING THE SEVENTH ANNUAL SALSA FEST TO BE HELD ON MAIN STREET ON AUGUST 29 AND 30, 2015.

The City Council is informed that:

WHEREAS, the Downtown Las Cruces Partnership is sponsoring the Seventh Annual Salsa Fest on Main Street, generally between Las Cruces Avenue and Griggs Avenue, on August 29 and 30, 2015; and

WHEREAS, Bosque Brewing Co. requests approval to sell beer for consumption within a restricted and secured area during the event; and

WHEREAS, approval by the Las Cruces City Council is required prior to submission of the Public Celebration Permit Application to the Alcohol and Gaming Division of the Regulation and Licensing Department of the State of New Mexico ("Alcohol and Gaming"); and

WHEREAS, final approval by Alcohol and Gaming would allow Bosque Brewing Co. to sell beer for consumption within a restricted and secured area during the Seventh Annual Salsa Fest on August 29, 2015 between 5:00 p.m. and 11:00 p.m. and on August 30, 2015 between 12:00 p.m. and 5:00 p.m.; and

WHEREAS, approval of the Public Celebration Permit Application will comply with the requirements of the Las Cruces Municipal Code, Section 5-1, which restricts alcohol consumption in public to areas approved by Alcohol and Gaming only.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces:

(I)

THAT Bosque Brewing Co. is hereby authorized to continue with the permitting

process for the Public Celebration Permit Application, attached hereto as Exhibit "A", to allow alcoholic beverages to be sold for consumption within a restricted and secured area on August 29, 2015 between 5:00 p.m. and 11:00 p.m. and on August 30, 2015 between 12:00 p.m. and 5:00 p.m.

(II)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED on this _____ day of _____, 20__.

APPROVED:

ATTEST:

Mayor

City Clerk

(SEAL)

VOTE:

Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Smith: _____
Councillor Pedroza: _____
Councillor Small: _____
Councillor Sorg: _____
Councillor Levatino: _____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:



City Attorney

ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS
(60-64-11 / 60-64-26.1 NMSA)

FEEs ARE \$10 PER DAY -- Fees are Non-Refundable

LICENSE HOLDER INFORMATION:

Business Name (DBA) Bessew Begnum Co Owner Name Bessew Begnum Co, LLC Liquor License # 61028
Mailing Address 8900 San Mateo Blvd. NE, Ste. F City, State & Zip Albuquerque, NM 87113
Contact Telephone # 505-417-1115 Fax # _____ Email Address Garza@BessewBegnumCo.com

EVENT INFORMATION: Celebration type: State Fair _____ County Fair _____ Community Fiesta Cultural/Artistic Performance _____ Athletic _____

Circle those that apply - All Age Event / Wrist Bands and/or Stamps - Beer Garden / Indoor / Outdoor Event Begin Time 2:00 pm End Time 5:00 pm
Description and Name of Event 7th Annual Santa Fe Fest Date(s) of Event 9/29 / 10/3 Alcohol Service Begin Time 5pm / 12 pm End Time 11pm / 5pm
Physical Address of Event & Name of Building or Business Rowan Las Casitas ~~Rowan Las Casitas~~ Manuel S. Zayas Blvd Number of Persons expected to Drink 1000
Description of Security Security Concepts Number of Security 6 Security Contact Name Michael Gonzalez Contact Telephone # 575-526-4151

SPONSOR INFORMATION

Sponsor of Event Rowan Las Casitas Contact Name Ariana Paiz Contact Telephone # 575-525-1955

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Robert L. Garza, P.E. Signature _____ Telephone # 515-541-2076 Date _____
City Manager

LICENSE HOLDER & SERVER CERTIFICATION: I, Garza, Robert (Licensee) hereby certify that this event is not within 300 Ft. of a church or school unless alcoholic beverages were sold there prior to July 1, 1981 or a waiver is obtained from the local governing body. I further certify that all persons providing the service of alcoholic beverages are server certified and that they are my employees and that ALL the information in this application is true and correct.

NOTE: List of servers including name, server permit # and server expiration date must be attached to permit application. Licensee agrees that if any statements or representations herein are found to be false, the director may refuse to issue additional permits.

Licensee Name (print) Garza, Robert Signature _____ Date Official Seal
All profits derived from the sale of liquor will go only to the licensee.

NOTARY INFORMATION
Notary Name (print) Jose Marquez Signature _____ Date _____
Only the owner or authorized person under this license may sign for the licensee.

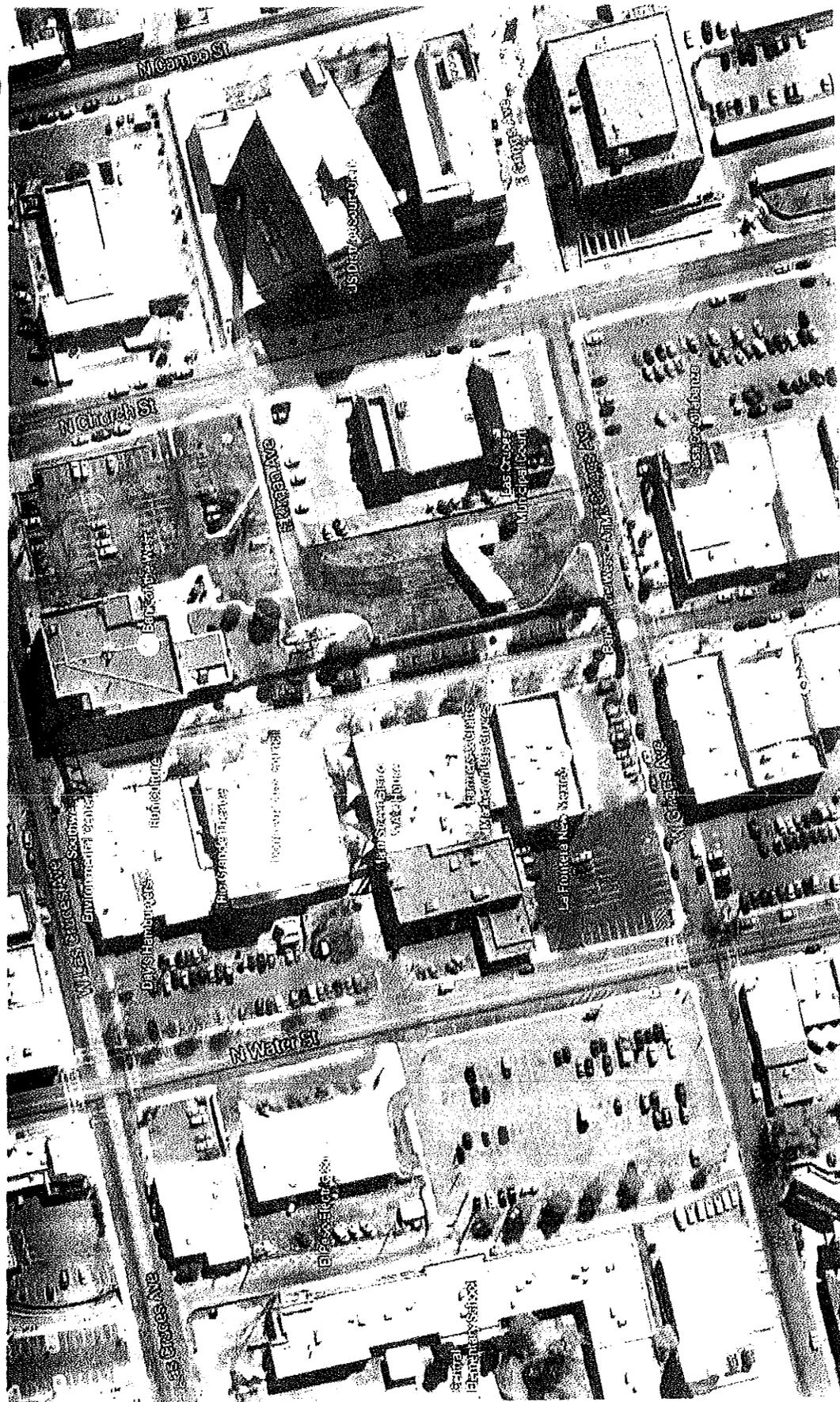
Subscribed and Sworn before me this 20th day of FEB, 20 Notary Public
My commission expires: March 23, 2017

LOCAL GOVERNING BODY APPROVAL
Print Name Robert L. Garza, P.E. Title City Manager Date _____ Signature _____
Phone 515-541-2076 Fax 515-541-2017

ALCOHOL & GAMING DIVISION USE ONLY

Approved by: _____ Date _____ Permit Number _____
Attachments: 1) Floor plan - (Pictures) _____ 2) Fees per day (listed on top of page) _____ 3) Server information list _____

- Fencing around entire event
- Entrances at La Placita and Las Cruces at Main
- 2 Guards at each entrance & 2 roaming



Imagery ©2015 Google, Map data ©2015 Google 100 ft

LIQUOR LICENSE NUMBER: 67028			OWNER NAME: Bosque Brewing Co., LLC
LICENSE #	LAST NAME	FIRST NAME	EXPIRATION
309055	Adair	Laurel	10/23/2017
279459	Anichini	Elizabeth	10/13/2017
277023	Arnold	Justin	8/15/2017
271594	Aumack	Samantha	4/13/2017
304474	Archuletta	Rhyanne	7/11/2017
232051	Barfield	Ryan	1/3/2018
205491	Carrillo	Felicia	2/20/2018
222704	Couty	Elizabeth	2/2/2017
242887	Eichorn	David	6/8/2015
302041	Erlandson	Amanda	5/20/2017
253883	Escamilla	Nestor	3/7/2016
296786	Gale	Melissa	1/16/2017
245158	Garcia	Lauren	5/28/2015
251444	Garrett	Alicia	12/27/2015
250712	Hendrickson	Heather	12/10/2015
286933	Jameson	Jenifer	5/3/2018
279384	Jameson	Kevin	10/11/2017
238112	Jones	Hayley	1/2/2018
302457	Gomez	Ezekiel	5/30/2017
72576	Jensen	Gabriel	6/27/2016
286840	Jensen	Geliane	5/12/2018
189738	Kaiser	Mindi	1/4/2017
294224	Kempkes	Timothy	10/28/2016
283183	Michnovicz	Esther	2/11/2018
279368	Michnovicz	Jared	10/11/2017
90000	Michnovicz	Jotham	9/22/2017
288123	Michnovicz	Kara	6/12/2018
Temp	Miller	Anthony	
274185	Moya	Candice	6/7/2017
196002	Myers	Jessica	8/22/2017
276415	Noe	Kevin	7/31/2017
146182	Padilla	Michael	10/15/2017
215141	Pierce	Allison	12/19/2016
213968	Portillo	Maxuel	8/21/2016
178948	Simpson	Nathan	3/19/2016
274258	Sisneros	Samuel	6/11/2017
267907	Stolberg	Mark	1/14/2017
209744	Strain-Bey	Ira	5/22/2018
291378	Vaughan	Dakotah	8/19/2016