



# City of Las Cruces®

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 9Ordinance/Resolution# 16-182For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)For Meeting of April 4, 2016  
(Adoption Date)

Please check box that applies to this item:

 QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

**TITLE:** A RESOLUTION AUTHORIZING RED DOOR BREWING CO. TO CONTINUE WITH THE PERMITTING PROCESS TO ALLOW FOR THE SALE AND CONSUMPTION OF BEER WITHIN A RESTRICTED AND SECURED AREA DURING BLAZIN' BREWFEST, AN EVENT TO BE HELD ON MAIN STREET ON SATURDAY, MAY 7, 2016 FROM 4:00 P.M. TO 10:00 P.M.

**PURPOSE(S) OF ACTION:**

To authorize continuation of a permitting process.

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

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

Blazin' Brewfest will be held on Main Street, which is City property, on Saturday, May 7, 2016. The New Mexico Brewers Guild is the sponsor of its annual Blazin Brewfest and would like to make available for consumption award winning ales and lagers from craft breweries throughout New Mexico. Consumption of the alcoholic beverages would be allowed between the hours of 4:00 p.m. and 9:00 p.m. within a restricted and secured area on Main Street. Red Door Brewing Co., New Mexico Small Brewer's License No. 67042, has submitted a Public Celebration Permit Application ("Permit Application") to serve beer during the event.

The Alcohol and Gaming Division of the New Mexico Regulation and Licensing Department (Alcohol and Gaming) allows an alcoholic beverage license holder, in this case Red Door Brewing Co., to submit a Permit Application to use its Small Brewer's license at a place other than its regular approved licensed premises. The Las Cruces City Council must grant approval for the issuance of the Permit Application before Red Door Brewing Co. sends the Permit Application to Alcohol and Gaming for review and final approval.

In addition to the Permit Application, Alcohol and Gaming requires a detailed floor plan showing the restricted and secured location of alcoholic beverages including the location of bars, security

(Continue on additional sheets as required)

and the placement of security personnel, serving areas, entrances, exits, and the type and height of the enclosure of the service area which is at least four feet or higher. Finally, Alcohol and Gaming requires a list of employees who are licensed servers for Red Door Brewing Co. who may sell and serve the beer.

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 only to areas approved by Alcohol and Gaming.

**SUPPORT INFORMATION:**

1. Resolution.
2. Exhibit "A", Public Celebration Permit Application, Red Door Brewing Co.
3. Attachment "1", Map of Brewfest area.
4. Attachment "2", List of servers for Red Door Brewing Co.

**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"/>	<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
	<input type="checkbox"/>	<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>\$25.00</u> for <u>FY16</u> .
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

N/A
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**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

(Continue on additional sheets as required)

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will approve the sale of beer for consumption by Red Door Brewing Co. within a restricted and secured area during Blazin' Brewfest on Main Street on May 7, 2016. Approval will allow Alcohol and Gaming to continue with the permitting process.
2. Vote "No"; this will mean that Red Door Brewing Co. may not serve beer during Blazin' Brewfest on May 7, 2016. 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.
4. Vote to "Table"; this could result in no beer being sold by Red Door Brewing Co. during Blazin' Brewfest.

**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.

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# 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 April 4, 2016  
 (Adoption Date)

TITLE:

A RESOLUTION AUTHORIZING RED DOOR BREWING CO. TO CONTINUE WITH THE PERMITTING PROCESS TO ALLOW FOR THE SALE AND CONSUMPTION OF BEER WITHIN A RESTRICTED AND SECURED AREA DURING BLAZIN' BREWFEST, AN EVENT TO BE HELD ON MAIN STREET ON SATURDAY, MAY 7, 2016 FROM 4:00 P.M. TO 10:00 P.M.

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

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact	<i>Monica Campbell</i>	541-2128	3/4/2016
Department Director	<i>WBF</i>	541-2128	8 MAR 2016
Other			
Assistant City Manager /CAO Management & Budget Manager	<i>David Miller</i>	541-2100 541-2107	3-9-2016 29 MAR 2016
Assistant City Manager/COO	<i>Dan De</i>	541-2271	3/11/16
City Attorney	<i>WBF</i>	541-2128	8 MAR 2016
City Clerk	<i>Tracy Davis</i>	541-2115	3-22-16

RESOLUTION NO. 16-182

**A RESOLUTION AUTHORIZING RED DOOR BREWING CO. TO CONTINUE WITH THE PERMITTING PROCESS TO ALLOW FOR THE SALE AND CONSUMPTION OF BEER WITHIN A RESTRICTED AND SECURED AREA DURING BLAZIN' BREWFEST, AN EVENT TO BE HELD ON MAIN STREET ON SATURDAY, MAY 7, 2016 FROM 4:00 P.M. TO 10:00 P.M.**

The City Council is informed that:

**WHEREAS**, the New Mexico Brewers Guild is sponsoring its annual Blazin' Brewfest, a craft beer festival to be held on Saturday, May 7, 2016; and

**WHEREAS**, Red Door 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 Red Door Brewing Co. to sell beer for consumption within a restricted and secured area during Blazin' Brewfest; 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** Red Door Brewing Co. is hereby authorized to continue with the permitting process for the Public Celebration Permit Application, attached hereto as Exhibit "A", to

allow beer to be sold for consumption within a restricted and secured area between 4:00 p.m. and 9:00 p.m. on Saturday, May 7, 2016.

(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 Gandara: \_\_\_\_\_  
Councillor Smith: \_\_\_\_\_  
Councillor Pedroza: \_\_\_\_\_  
Councillor Eakman: \_\_\_\_\_  
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) Red Door Brewing Co. Owner Name Sawmill Brewing Liquor License # 67042  
 Mailing Address 1001 Candelaria Rd. NE City, State & Zip Albuquerque, NM. 87107  
 Contact Telephone # 505-379-7626 Fax # \_\_\_\_\_ Email Address jsffc@reddoorbrewing.com  
 EVENT INFORMATION: Celebration type: State Fair County Fair  Cultural/Artistic Performance  Athletic

Circle those that apply - All Age Event  Wrist Bands and/or Stamps  Beer Garden  Indoor  Outdoor  
 Description and Name of Event BLAZIN' BARNFEST Date(s) of Event 5/2/2016 Alcohol Service Begin Time 4:00 End Time 9:00  
 Physical Address of Event & Name of Building or Business 211 MAIN ST. DOWNTOWN MALL, LAS CANCELES Number of Persons expected to Drink 1,000  
 Description of Security SECURITY CONCERTS UNIFORM GUARDS Security Contact Name MIKE GONZALEZ Contact Telephone # (505) 526-4151

SPONSOR INFORMATION

Sponsor of Event NEW MEXICO BREWERS GUILD Contact Name JOHN GOZIGIAN Contact Telephone # (505) 660-7423

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Robert L. Garza, P.E. Signature \_\_\_\_\_ Telephone # 515-541-2016 Date \_\_\_\_\_  
 Title City Manager

LICENSE HOLDER & SERVER CERTIFICATION: I, Matthew Biggs (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.

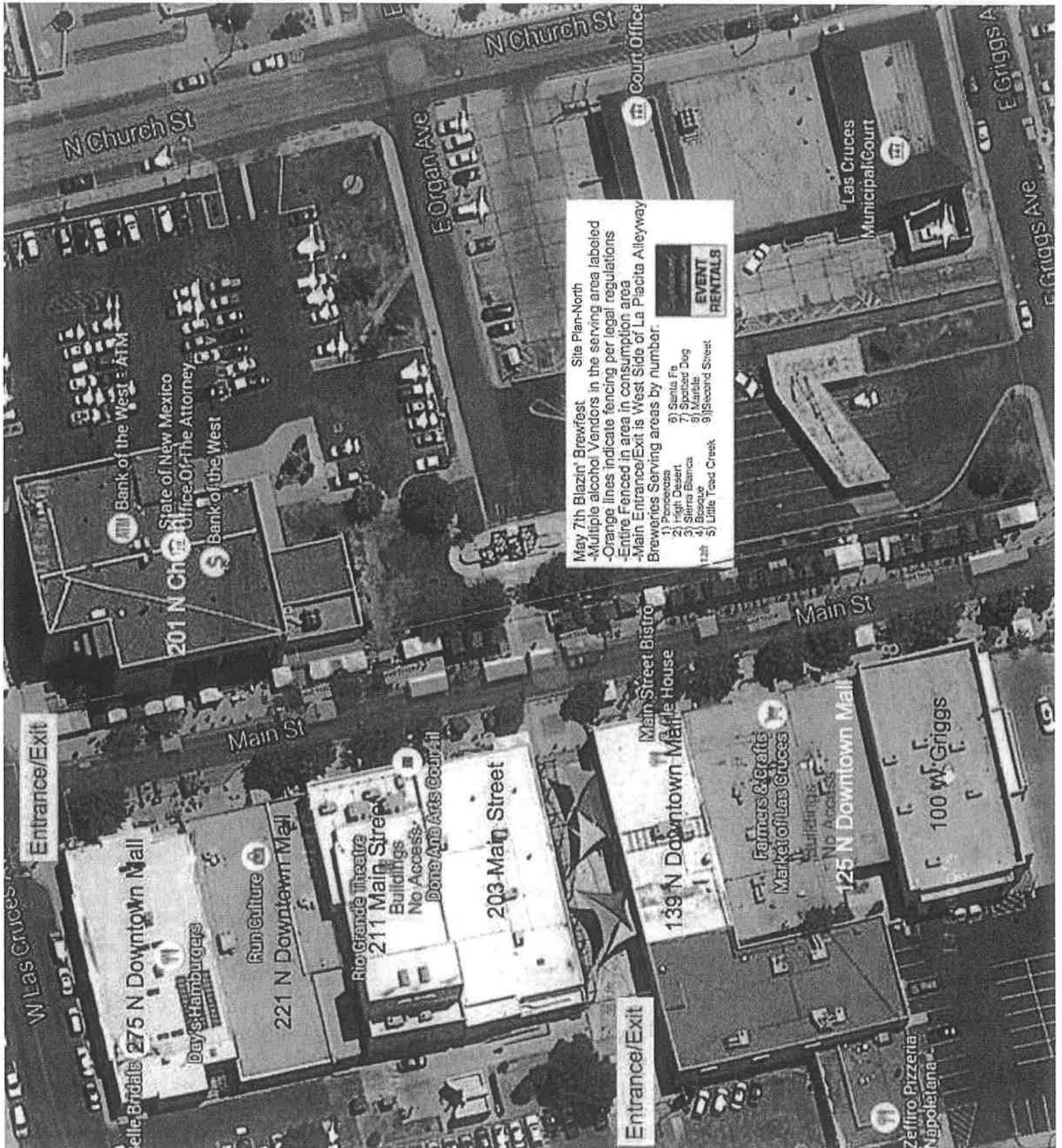
Licensee Name (print) Sawmill Brewing Company; Matthew Biggs Signature \_\_\_\_\_ Date \_\_\_\_\_  
 All profits derived from the sale of liquor will go only to the licensee. Only the owner or authorized person under this license may sign the permit.

NOTARY INFORMATION

Subscribed and Sworn before me this 14th day of February, 2016 Notary Public \_\_\_\_\_ Exp. 3-25-17  
LOCAL GOVERNING BODY APPROVAL  
 Print Name Robert L. Garza, P.E. Title City Manager Date \_\_\_\_\_ Signature \_\_\_\_\_  
 Phone 515-541-2016 Fax 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 \_\_\_\_\_



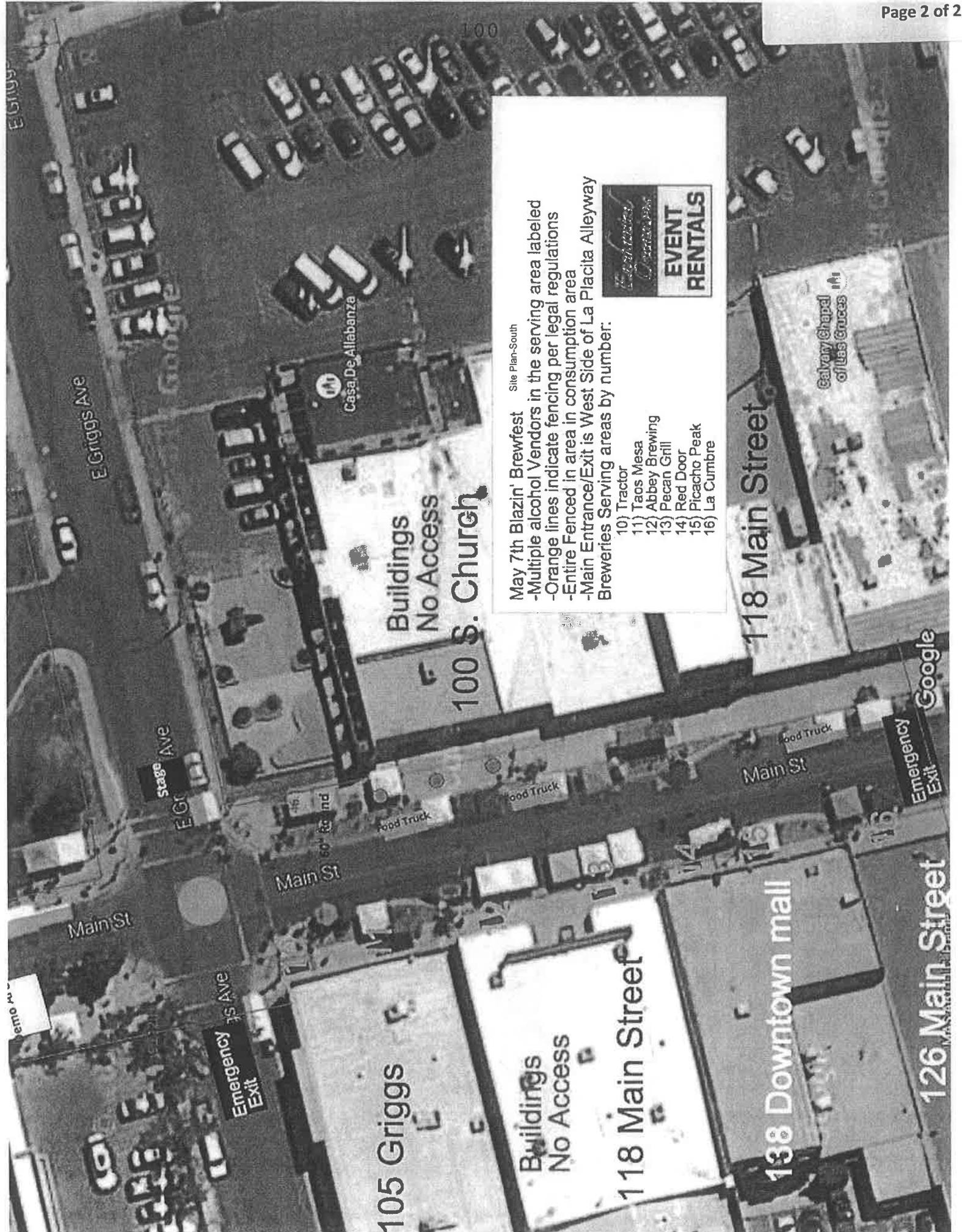
**May 7th Blazin' Brewfest** Site Plan-North

- Multiple alcohol Vendors in the serving area labeled
- Orange lines indicate fencing per legal regulations
- Entire Fenced in area in consumption area
- Main Entrance/Exit is West Side of La Placita Alleyway

Breweries Serving areas by number.

1) Poncha	6) Santa Fe
2) High Desert	7) Spotted Dog
3) Sierra Blanca	8) Morilla
4) Bosque	9) Second Street
5) Little Tied Creek	

**EVENT RENTALS**



May 7th Blazin' Brewfest Site Plan-South

- Multiple alcohol Vendors in the serving area labeled
- Orange lines indicate fencing per legal regulations
- Entire Fenced in area in consumption area
- Main Entrance/Exit is West Side of La Placita Alleyway
- Breweries Serving areas by number:

- 10) Tractor
- 11) Taos Mesa
- 12) Abbey Brewing
- 13) Pecan Grill
- 14) Red Door
- 15) Picacho Peak
- 16) La Cumbre



Buildings  
No Access  
100 S. Church

105 Griggs

Buildings  
No Access

118 Main Street

138 Downtown mall

126 Main Street

118 Main Street

Calvary Chapel  
of Las Cruces

Google

Emergency  
Exit

Food Truck

Main St

Food Truck

Food Truck

Main St

Stage Ave

Main St

Emergency  
Exit

Stage Ave

Caña De Allabanza

100

Liquor License Number 67042 and 60028

Owner Sawmill Brewing Company LLC  
DBA Red Door Brewing Company

Server Permit #	Last Name	First Name	SSN	DOB	Hire Date	Termination Date	Permit Expiration Date
298293	Biggs	Matthew	[REDACTED]	1984	N/A	N/A	2/24/2017
298293	Hart	Jeffery	[REDACTED]	1976	N/A	N/A	2/21/2017
298293	Holloway	Frank	[REDACTED]	1982	N/A	N/A	1/18/2016
298293	Martinez	Wayne	[REDACTED]	1983	N/A	N/A	8/6/2017
298293	Stroud	Robert	[REDACTED]	1983	N/A	N/A	2/24/2017
298293	Goslar	Travis	[REDACTED]	1981	9/8/2015	N/A	1/27/2016
298293	Chavez	Miguel	[REDACTED]	1985	9/8/2015	N/A	7/24/2017
298293	Benavidez	Jamie	[REDACTED]	1988	9/8/2015	N/A	4/18/2018
298293	Baker	Jessica	[REDACTED]	1991	9/8/2015	N/A	9/16/2017
298293	Brennand	William	[REDACTED]	1993	9/19/2014	N/A	8/21/2017
298293	Hardman	Whitney	[REDACTED]	1988	9/8/2015	N/A	1/25/2017
298293	Novak	Ryan	[REDACTED]	1986	9/8/2015	N/A	9/8/2017
298293	Barham	Chaya	[REDACTED]	1990	9/8/2015	N/A	7/13/2015
298293	Esquibel	Jessica	[REDACTED]	1980	4/6/2015	N/A	4/26/2018
298293	Uranga	Mario	[REDACTED]	1986	4/6/2015	N/A	9/13/1986
208948	Hall	Sarah	[REDACTED]	1988	9/8/2015	10/3/2014	5/5/2017