



Request for Council Action

TO: Mayor and City Council
THROUGH: Tim Murray, City Administrator
FROM: Paul J. Peanasky, Parks & Recreation Director
MEETING DATE: April 9, 2019
SUBJECT: Resolution 2019-061 Establish the City of Faribault Authorized Community Festivals within the City and Provide for the Terms and Conditions for Alcohol Service and Consumption at Community Festivals

Background:

In the past, the City Council has asked what events could be designated community events. This designation can aid non-profits with their temporary liquor licenses. These are events that I feel qualify based on widespread public participation; Heritage Days, Mayor's Reception, Blue Collar BBQ and Arts Festival and Main Street Car Cruise Nights. These are events that could be classified as community events should the Council so choose. Other events could be added at the City Council's option. Ultimately, it is up to the City Council to determine what events they would like to have classified as community events.

Staff can move forward in assisting all designated groups with receiving the proper permissions for their events.

Recommendation:

Adopt Resolution 2019-061 Establish the City of Faribault Authorized Community Festivals within the City and Provide for the Terms and Conditions for Alcohol Service and Consumption at Community Festivals

Attachments:

- Resolution 2019-061

CITY OF FARIBAULT

RESOLUTION #2019-061

ESTABLISH THE CITY OF FARIBAULT AUTHORIZED COMMUNITY FESTIVALS WITHIN THE CITY AND PROVIDE FOR THE TERMS AND CONDITIONS FOR ALCOHOL SERVICE AND CONSUMPTION AT COMMUNITY FESTIVALS

WHEREAS, the City of Faribault is home to various community celebrations and events; and

WHEREAS, the Faribault City Council is supportive of these events; and

WHEREAS, the Heritage Days Celebration is an annual event held in the City of Faribault and has the objective of promoting a spirit of pride, a sense of community and an atmosphere of celebration for all residents of the City of Faribault; and

WHEREAS, the Mayor's Reception is an activity included in the Heritage Days Celebration and part of such community event; and

WHEREAS, the Blue Collar BBQ Festival is an annual event held in the City of Faribault and has the objective of promoting a spirit of pride, a sense of community and an atmosphere of celebration for all residents of the City of Faribault; and

WHEREAS, the Main Street Car Cruise Nights are events held annually in the City of Faribault and has the objective of promoting a spirit of pride, a sense of community and an atmosphere of celebration for all residents of the City of Faribault; and

WHEREAS, Minnesota Statutes Chapter 340A and Faribault Ordinance Code Chapter 4, provide for liquor licensing in cooperation with the Alcohol and Gambling Enforcement Division of the Minnesota Department of Public Safety; and

WHEREAS, Minnesota Statute Section 340A.404, Subd. 4(b) provides that as to a community festival, the governing body of a municipality may authorize the holder of a retail on-sale intoxicating liquor license issued by the municipality to dispense intoxicating liquor off premises at a community festival held within the municipality; and

WHEREAS, the Faribault City Council desires to authorize and establish the following community celebrations and events as community festivals as defined in Minnesota Statute Section 340A.404, Subd. 4(b):

1. Heritage Days Celebration, and accompanying events;
2. Blue Collar BBQ Festival, and accompanying events;
3. Main Street Car Cruise Nights; and

WHEREAS, any community festival and entity serving such community festival desiring to provide intoxicating liquor service for the community festival shall endeavor to ensure that no alcohol will be sold to minors by checking identification; and

WHEREAS, any community festival and entity serving such community festival shall endeavor to ensure that intoxicating liquor dispensed and consumed by patrons at the community festival shall be only in the designated area established at the time of approval of the community festival by the City; and

WHEREAS, any community festival and entity serving such community festival shall have the required liability insurance as prescribed by Minnesota Statutes Section 340A.409 to cover the community festival and intoxicating liquor service; and

WHEREAS, any community festival and entity serving such community festival will be required to sign an agreement to indemnify and hold the City harmless in order to ensure that any community festival and entity serving such community festival will defend the City and pay for any claims against the City related to the use of any City facilities and the dispensing of the alcohol at the community festival.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Faribault that the recitals set forth in the preamble to this Resolution are incorporated into this Resolution as if fully set forth herein.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the City Council of the City of Faribault that the City of Faribault authorizes and establishes the following community celebrations and events as community festivals as defined in Minnesota Statute Section 340A.404, Subd. 4(b):

1. Heritage Days Celebration, and accompanying events;

2. Blue Collar BBQ Festival, and accompanying events;
3. Main Street Car Cruise Nights.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the City Council of the City of Faribault that such established and authorized community festivals will be permitted to have catered food and allowed to dispense intoxicating liquor, subject to the requirements and conditions of this Resolution.

NOW THEREFORE BE IF FINALLY RESOLVED, by the City Council of the City of Faribault that the Mayor, City Administrator, staff and consultants are hereby authorized and directed to take any and all additional steps and actions necessary or convenient in order to accomplish the intent of this Resolution.

Date Adopted: April 9, 2019

Faribault City Council

Kevin F. Voracek, Mayor

ATTEST:

Timothy C. Murray, City Administrator