

RESOLUTION NO. 7833

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE,
CALIFORNIA, TEMPORARILY SUSPENDING THE ENFORCEMENT OF
ISSUING ADMINISTRATIVE CITATIONS TO ALLOW FOR LIMITED
ALCOHOL BEVERAGE CONSUMPTION DURING THE
COMMISSION FOR SOUTH GATE YOUTH PAGEANT OF THE TREES
FUNDRAISER EVENT AT THE SOUTH GATE MUNICIPAL AUDITORIUM ON
SATURDAY, DECEMBER 1, 2018, FROM 5:00 P.M. TO 10:00 P.M.**

WHEREAS, use, possession and sale of alcohol is prohibited by the municipal code at all municipal parks without a specific means of approving specific exception; and

WHEREAS, since 2015, the City Council granted a request to temporarily suspend for a five-hour period the ban on the consumption of alcohol beverages at the South Gate Municipal Auditorium (“Auditorium”) for the Commission for South Gate Youth (“Commission”) fundraiser event, “Pageant of the Trees” (“Pageant”); and

WHEREAS, the Commission is a City sponsored non-profit organization whose board members are appointed by the Chief of Police and ratified by the City Council, and which for the past eight years has hosted the Pageant, an annual December fundraising dinner event held at the Auditorium, generally from 5:00 p.m. to 10:00 p.m., to raise money to benefit South Gate youth programs; and

WHEREAS, the Pageant draws support from 300 – 400 business and community leaders, City employees and residents, more than 95% of whom are over 21 years of age; and

WHEREAS, the Commission requests that the City Council temporarily suspend the enforcement of issuing administrative citations on the consumption of beer and wine at the Auditorium on December 1, 2018, from 5:00 p.m. to 10:00 p.m., with the following conditions: (1) limited inventory (beer and wine) and only those persons who are at least 21 years old; (2) no sales of alcoholic beverages will be permitted at the bar; (3) no consumption shall be permitted in the Auditorium lobby or outside its premises; (4) the Commission will use a licensed bartending service having liquor and general liability insurance; and (5) the Commission will monitor the lobby area and Auditorium exterior for compliance purposes; and

WHEREAS, City staff are supportive of this approach, given the: (1) narrowly tailored site request (Auditorium); (2) proposed 5-hour suspension (5:00 p.m. to 10:00 p.m.); (3) single day usage (December 1, 2018); (4) restricted service (limited alcohol inventory at the bar and prohibiting any direct sale at the bar); and (5) use of licensed and insured bartender(s); (6) this approach leaves intact Municipal Code Section 7.49.170 (Alcoholic Beverages, Narcotics And Other Controlled Substances), of Chapter 7.49 (Park), of Title 7 (Public Safety And Morals), so that enforcement elsewhere remains unaffected; (7) outside of this time period, any consumption

of alcohol beverages at the Auditorium will be prohibited; and (8) the Commission has a strong record of compliance with previous similar requests in the last three years, without incident; and

WHEREAS, significant weight is given to this request because, in the discretion of City staff and City Council, it derives from a South Gate based non-profit organization with a past record of conducting similar events successfully without incident; whose Board members are appointed by the City Council; whose reputation and leadership is well known to the City; and who has credibly represented to City staff that it will comply fully with any and all conditions imposed by the City; and

WHEREAS, many other cities have successfully allowed such events and activities, under controlled conditions with specific restrictions without compromising the public safety or creating a significant liability for the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council hereby temporarily suspends the enforcement of issuing administrative citations to allow for alcohol beverage consumption during the Commission for South Gate Youth Pageant of the Trees fundraiser event at the South Gate Municipal Auditorium on Saturday, December 1, 2018, from 5:00 p.m. to 10:00 p.m.

SECTION 2. The City Council hereby directs the Commission for South Gate Youth to (1) a limited inventory of alcohol for the event (only beer and wine); (2) no sales are permitted at the bar; (3) no drinks are permitted in the Auditorium lobby or outside its premises; (4) a licensed bartending service is used having liquor and general liability insurance; and (5) constant monitoring of ticket sales, and in the lobby area and Auditorium exterior is provided to insure compliance with these conditions.

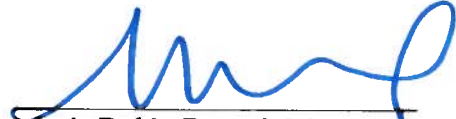
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SECTION 3. Municipal Code Section 7.49.170 will remain enforceable throughout all City parks, except at the South Gate Municipal Auditorium where administrative citations will not be issued during the hours of 5:00 p.m. to 10:00 p.m. on Saturday, December 1, 2018.

SECTION 4. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

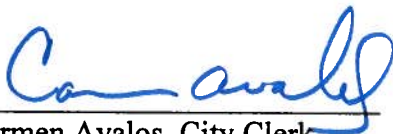
PASSED, APPROVED and ADOPTED this 13th day of November, 2018.

CITY OF SOUTH GATE:



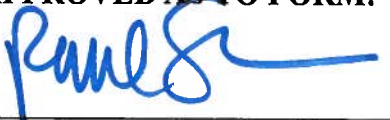
María Belén Bernal, Mayor

ATTEST:



Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney



RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES) SS

CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7833 was adopted by the City Council at their Regular Meeting held on November 13, 2018, by the following vote:

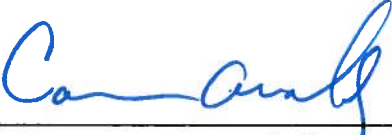
Ayes: Council Members: Bernal, Morales, Davila, Diaz and Rios

Noes: Council Members: None

Absent: Council Members:

Abstain: Council Members: None

Witness my hand and the seal of said City on November 15, 2018.



Carmen Avalos, City Clerk
City of South Gate, California

