



**City of Coral Gables
CITY COMMISSION MEETING
October 10, 2017**

ITEM TITLE:

Resolution authorizing Coral Gables Chamber of Commerce to sell alcoholic beverages at Fred B. Hartnett Ponce Circle Park on Thursday, November 2, 2017, from 5:30 p.m. to 10:00 p.m. during the *Burgerliscious* event to benefit Coral Gables Community Foundation, subject to Florida Department of Professional Regulation Requirements.

DEPARTMENT HEAD RECOMMENDATION:

Approval.

BRIEF HISTORY:

This request is for the Coral Gables Chamber of Commerce to serve alcoholic beverages during the *Burgerliscious* event and is in compliance with the laws of the State of Florida.

The event is a joint partnership between Coral Gables Chamber of Commerce, Greater Miami Convention & Visitors Bureau, and the City of Coral Gables. The event will take place from 5:30 p.m. to 10:00 p.m. and will feature live music and several restaurants serving hamburgers in stations throughout Fred. B. Hartnett Ponce Circle Park.

This request has been reviewed by the City's Special Events Committee.

ATTACHMENT(S):

1. Resolution
2. Special Event Application & Permit

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING CORAL GABLES CHAMBER OF COMMERCE TO SELL ALCOHOLIC BEVERAGES AT FRED B. HARTNETT PONCE CIRCLE PARK ON THURSDAY, NOVEMBER 2, 2017, FROM 5:30 P.M. TO 10:00 P.M. DURING THE BURGERLISCIOUS EVENT TO BENEFIT CORAL GABLES COMMUNITY FOUNDATION, SUBJECT TO FLORIDA DEPARTMENT OF PROFESSIONAL REGULATION REQUIREMENTS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

1. That Coral Gables Chamber of Commerce be permitted to sell alcoholic beverages at Fred B. Hartnett Ponce Circle Park on Thursday, November 2, 2017, from 5:30 p.m. to 10:00 p.m. during the *Burgerliscious* event to benefit Coral Gables Community Foundation, subject to Florida Department of Professional Regulation Requirements.
2. *Burgerliscious* will take place from 5:30 p.m. until 10:00 p.m. on Thursday, November 2, 2017 and will feature live music and several restaurants serving hamburgers in stations throughout Fred B. Hartnett Ponce Circle Park.
3. That this resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS TENTH DAY OF OCTOBER, A.D., 2017.

APPROVED:

RAUL VALDES-FAULI
MAYOR

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

WALTER J. FOEMAN
CITY CLERK

CRAIG E. LEEN
CITY ATTORNEY



11:10 am

Permit #: _____

CITY OF CORAL GABLES SPECIAL EVENTS APPLICATION & PERMIT

Applicant Information	Legal Name of the Permit Applicant (Company or Individual): <i>Coral Gables Chamber of Commerce</i>		Today's Date: <i>Aug. 17, 17</i>		
	Contact Person for this Permit Application: <i>Erica Simons, Director of Events</i>				
	Contact Person Phone: <i>305 446 1057</i>	Contact Person Fax: <i>305 446 9900</i>	Contact Person Email: <i>esimons@coralgableschamber.org</i>		
	Permit Applicant Address: <i>224 Catalonia Ave</i>		City: <i>Coral Gables</i>	State: <i>FL</i>	Zip: <i>33134</i>
	Permit Applicant Phone:	Permit Applicant Fax:	Permit Applicant Email:		
	Is the Contact Person an Officer of the Legal Entity? <input type="checkbox"/> YES* <input checked="" type="checkbox"/> NO**				
	*If YES, attach verification from Sunbiz.org. **If NO, go to next question				
	Is the Contact Person an Authorized Agent of Applicant? <input type="checkbox"/> YES* <input checked="" type="checkbox"/> NO				
	*If YES, Contact Person (Authorized Agent) must provide the City with a Limited Power of Attorney evidencing that they are authorized to execute legally binding contracts on behalf of the permit applicant.				
	Event Information	Name of Event: <i>2017 Burgerfests</i>		Event Date(s): <i>NOV 2, 2017</i>	
Hours of Event: <i>5:30pm - 10:00pm</i>		Set-up Time: <i>(7:00 am)</i>	Take Down Time: <i>11:00 pm</i>		
Location of Event: <i>Ponce Circle Park</i>		Is Location Reserved? <i>YES</i>			
A list of all staff, monitors, and volunteers assisting in this event and must be provided with this application including a sample of the badge or unique name tag that will be used at the event identifying your staff, monitors and volunteers from the participants and/or general public.					
Anticipated Attendance: <i>1800+</i>		Admission Fees: <i>\$50 / \$150</i>			
# of year's event has been in existence?		Previous Location(s)? <i>Ponce Circle Park</i>	Past Attendance: <i>1800</i>		
Event Description: (Provide an attachment if additional space is needed.) <i>Annual burger competition between 20-25 of Coral Gables finest restaurants for Best Burger. There will be live entertainment.</i>					

◆ THIS COVER SHEET MUST BE PROVIDED WITH ALL INSURANCE DOCUMENTS ◆

<p>Special Events Permit</p> <p>Cover Sheet</p> <p>For</p> <p>Evidencing Insurance to the City of Coral Gables</p>	<p>Legal Name of Permit Applicant (Individual or Company): _____</p> <p>Insurance is being submitted for an ongoing Special Event (circle one): YES or NO</p> <p>Insurance is being submitted for one Special Event permit (circle one): YES or NO</p> <p>Will liquor be served at the Special Event (circle one): YES or NO</p> <p>Without limiting PERMIT APPLICANT'S indemnification of the CITY, and during the term of this Agreement, PERMIT APPLICANT shall provide and maintain at its own expense the below described programs of insurance. Such programs and evidence of insurance shall be satisfactory to the CITY and shall be primary to and not contributing with any other insurance or self-insurance program maintained by the CITY. Certificates or other evidence of coverage shall be delivered via email, fax or US mail to;</p> <p align="center">Certificate Holder should read:</p> <p align="center">Email address: <u>cityofcoralgables@ebix.com</u></p> <p align="right">City of Coral Gables Insurance Compliance P.O. Box 100085 - CE Duluth, GA 30096</p> <p>Such certificates or other evidence of coverage shall be delivered prior to commencing performance under this Permit, and shall contain the express condition that the CITY is to be given written notice of at least thirty (30) days in advance of any cancellation, non-renewal or material change of any insurance policy.</p>									
<p>Insurance Requirements</p> <p>For</p> <p>Companies</p>	<p>Companies are required to evidence the following Insurance to the City;</p> <table border="0"> <thead> <tr> <th><u>Insurance Coverage Type</u></th> <th colspan="2"><u>Limit of Liability Required</u></th> </tr> </thead> <tbody> <tr> <td>Commercial General Liability</td> <td>Each Occurrence \$1,000,000</td> <td>Aggregate \$2,000,000</td> </tr> <tr> <td>Liquor Liability (required if liquor is served)</td> <td>Each Occurrence \$1,000,000</td> <td>Aggregate \$2,000,000</td> </tr> </tbody> </table> <ul style="list-style-type: none"> All insurance policies evidenced to the City shall name the City of Coral Gables as an Additional Insured on a Primary and Non-contributory basis. All insurance policies evidenced to the City shall contain A Waiver of Subrogation Endorsement in favor of the City of Coral Gables. All insurance companies providing coverage must have an A.M. Best rating of at least (A-/VI) or an equivalent rating given by a recognized rating agency. <p>Companies evidencing insurance must provide the following documents to the City;</p> <ol style="list-style-type: none"> This Cover Sheet with all of the questions above answered. A Certificate of Liability Insurance naming the City of Coral Gables as an additional insured on a primary and non-contributory basis including a Waiver of Subrogation in favor of the City. A copy of the Endorsements evidencing that Additional Insured status has been provided to the City and that this coverage has been provided on a Primary & Non-Contributory Basis. A copy of the all Waiver of Subrogation Endorsements for each line of coverage required. 	<u>Insurance Coverage Type</u>	<u>Limit of Liability Required</u>		Commercial General Liability	Each Occurrence \$1,000,000	Aggregate \$2,000,000	Liquor Liability (required if liquor is served)	Each Occurrence \$1,000,000	Aggregate \$2,000,000
<u>Insurance Coverage Type</u>	<u>Limit of Liability Required</u>									
Commercial General Liability	Each Occurrence \$1,000,000	Aggregate \$2,000,000								
Liquor Liability (required if liquor is served)	Each Occurrence \$1,000,000	Aggregate \$2,000,000								
<p>Insurance Requirements</p> <p>For</p> <p>Individuals</p>	<p>Individuals are required to evidence the following Insurance to the City;</p> <table border="0"> <thead> <tr> <th><u>Insurance Coverage Type</u></th> <th><u>Limit of Liability Required</u></th> </tr> </thead> <tbody> <tr> <td>Personal Liability Insurance (including host liquor liability coverage is if liquor is served)</td> <td>Each Occurrence \$300,000</td> </tr> </tbody> </table> <p>Individuals evidencing insurance must provide the following documents to the City;</p> <ol style="list-style-type: none"> This Cover Sheet with all of the questions above answered. A Certificate of Liability Insurance naming the City of Coral Gables as an additional insured. 	<u>Insurance Coverage Type</u>	<u>Limit of Liability Required</u>	Personal Liability Insurance (including host liquor liability coverage is if liquor is served)	Each Occurrence \$300,000					
<u>Insurance Coverage Type</u>	<u>Limit of Liability Required</u>									
Personal Liability Insurance (including host liquor liability coverage is if liquor is served)	Each Occurrence \$300,000									
<p>If Applicant Does Not Have Insurance</p>	<p>Alternatively, Companies & Individuals may obtain liability insurance through a TULIP (Tenant User Liability Insurance Program) established by the City @ www.ebi-ins.com/tulip.</p> <p>The City of Coral Gables reserves the right to require additional types of insurance coverage or higher limits of liability for any event. This determination will be made by the Risk Management Division.</p> <p align="center">City of Coral Gables Insurance Compliance Contact Information Phone: (951) 652-2883 • Fax: (770) 325-0417 • Email: cityofcoralgables@ebix.com</p>									

Closure of Streets Or City Right-of-Way	City Streets	Does this event propose closure or use of any street(s)?			
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
		If yes, please fill in information below:			
	Street Name		From/To	Date(s)	Time(s)
	City Sidewalks	Does this event propose closure or use of any sidewalks?			
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
		If yes, please fill in information below:			
	Sidewalk Location		From/To	Date(s)	Time(s)
	City Alleys	Does this event propose closure or use of any alleys?			
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
		If yes, please fill in information below:			
	Alley Location		From/To	Date(s)	Time(s)
Public Parking Lot	Does this event propose closure or use of any parking lot?				
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
	If yes, please fill in information below:				
Parking Lot Location		From/To	Date(s)	Time(s)	
City Right-Of-Way	Does this event propose closure or use of any City right-of-way?				
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
	If yes, please fill in information below:				
Right-of-way location		From/To	Date(s)	Time(s)	
Parade Route	Does this event propose closure or use of any street(s)?				
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
	If yes, please fill in information below:				
Parade Route		From/To	Date(s)	Time(s)	
<p>If you checked yes to any of the above, a site plan showing all of the above requests must be provided and a street closure permit may be needed. Please call (305)460-5607 for more information.</p>					

Indemnification:

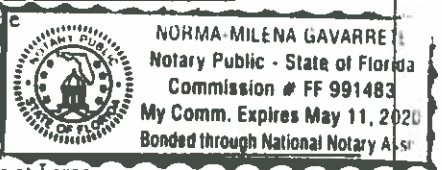
For and in consideration of the City of Coral Gables consent to allow the Applicant to hold a Special Event, Parade or Public Assembly (as defined by City Ordinance) within the limits of the City of Coral Gables, the Applicant agrees as follows:

The Permit Applicant jointly and severally, hereby hold harmless, indemnify and defend the City of Coral Gables, its representatives, officers, agents, affiliates, employees, the administration and elected and appointed officials from and against all liability, suits, actions, claims, costs, expenses or demands (including, without limitation, suits, actions, claims, costs, expenses or demands resulting from death, personal injury and property damage) or expenses of every kind and character, including reasonable attorney's fees, costs and appeals, arising or resulting in whole or in part, as a result of any tort, intentional action, negligent acts or omissions on the part of the Permit Applicant or any of the participants of the Event outlined in this application. This indemnification provision shall survive the termination of this contract and shall be in full force and effect beyond the term or termination of this contract, however, terminated. This indemnification provision includes claims made by the entitlement, if any, to immunity under section 440.11, Florida Statutes. Nothing contained herein shall be construed as a waiver of any immunity or limitation of liability the City may have under the doctrine of sovereign immunity of section §768.28, Florida Statutes.

[Signature] _____ Date Aug 17, 17

Signature of Authorized Agent or Applicant
ERICA SIMONS
Print Name Title
224 Catalina Ave Coral Gables FL 33134
Address City/State/Zip Code Phone 305 446 1057

Subscribed and sworn to before me, this 21th day of Sept 2017



Approval Signatures Required:
[Signature]
Fred Couceyro
Parks and Recreation Director
[Signature] 824 9/20/17
Brian Lawrence
Police Major
[Signature]
FOR William Ortiz
Code Enforcement Director
Code Enforcement Noddin

Application, performance bond(s), comprehensive site plans, event publications, flyers, and insurance must accompany this application and must be submitted to:
Special Projects Coordinator
Parks and Recreation Division/Special Events
405 University Drive, Coral Gables, FL 33134
Phone: (305) 460-5607 • Fax: (305) 460-5639
E-mail: ngavarrete@coralgables.com

Expanded Polystyrene or Styrofoam Clause:
Special events permittees and their subcontractors are prohibited from selling, using or providing food/drinks in, or offering the use of, expanded polystyrene articles. Upon warning, the permittee or subcontractor must discontinue use. Failure to do so within a reasonable amount of time may lead to the discontinuation of the service, sale or participation in the event. Violations may also lead to the imposition of fines, the revocation of the permit, the placement of conditions on future special events permits or the denial of future special events permits. (Sec. 62-230, City of Coral Gables Code)

CITY OF CORAL GABLES PROHIBITION ON



EXPANDED POLYSTYRENE



What is Expanded Polystyrene and Why is the City Prohibiting the Use of It?

Expanded polystyrene, most commonly known as Styrofoam, is a petroleum by-product that is neither readily recyclable nor biodegradable and takes hundreds to thousands of years to degrade in the environment. Products that are made from expanded polystyrene can include, but are not limited to, plates, bowls, cups, containers lids, trays, coolers, ice chests, food containers, etc. It can fragment into smaller pieces that can be ingested by marine life and other wildlife, thus harming and killing them and constitutes a portion of the litter in the City's streets, parks, public places, and waterways.

The City Commission of the City of Coral Gables declares that it is in the best interest of the public health, safety, and welfare of its residents and visitors to reduce litter and pollutants on the land and in the waters of the City. The goal of the ordinance is promote replacing expanded polystyrene items with reusable, recyclable, or compostable alternatives whenever possible thus helping remove it from the waste stream. To help lead by example, the City has ceased purchasing products that are made of expanded polystyrene.

Who Does the Prohibition Apply To?

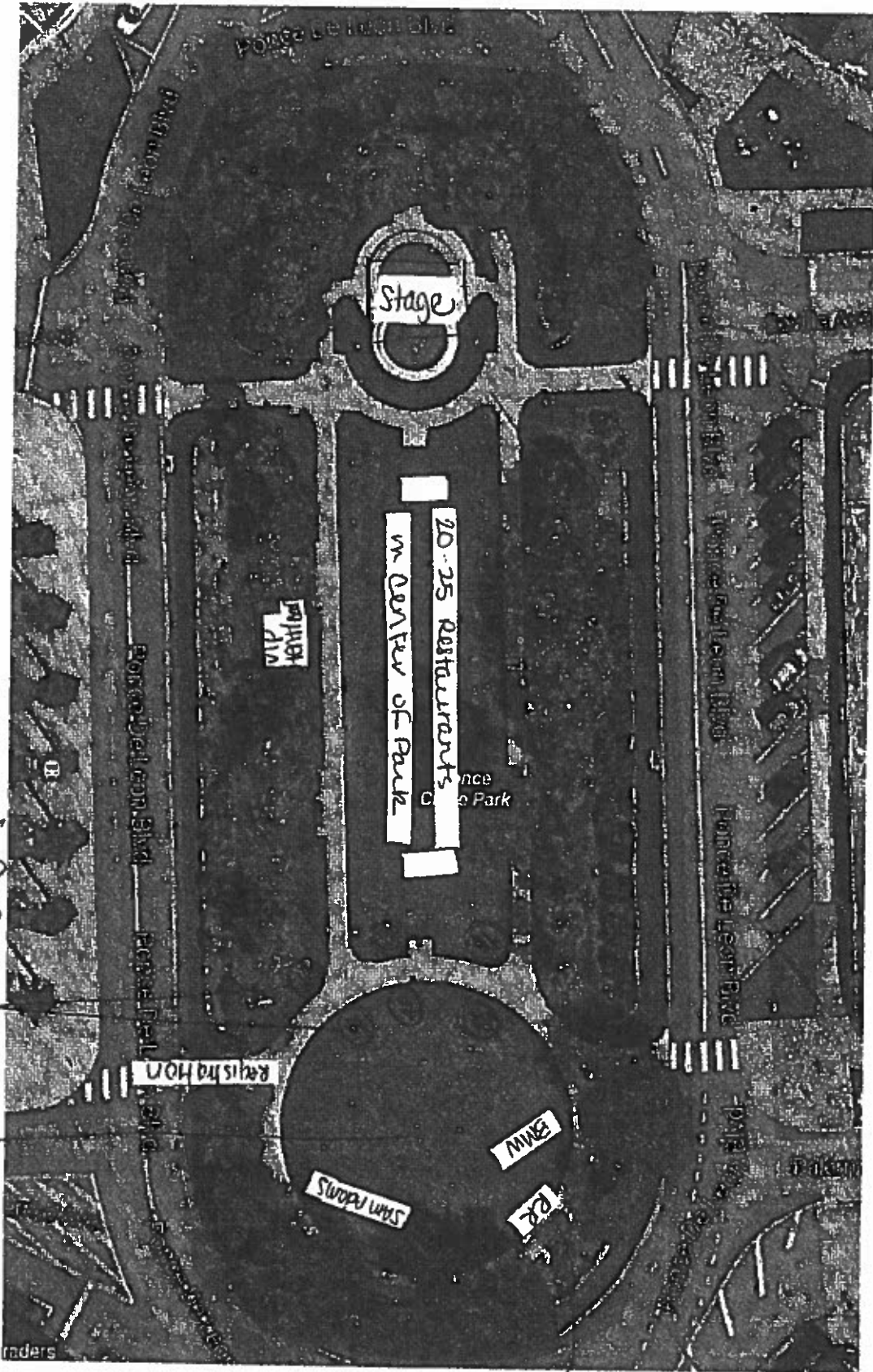
- City Vendors or Contractors in City Facilities, which include but is not limited to, any building, structure, park, or golf course owned, operated or managed by the City.
- Special Event Permittees and their subcontractors which include any person or entity issued a special events permit by the City for a special event on City property, in a City facility or in the City's right-of-way.
- Food service providers and stores located within the City which includes a person or entity that provides food directly to the consumer, regardless of whether such food is provided free of charge or sold, or whether consumption occurs on or off premises, or whether the food is provided from a pushcart, stand or vehicle. Food service providers and stores shall not sell, use, offer for sale or use, or provide food in expanded polystyrene food service articles. Food service providers shall include, but are not limited to, chain food service providers, restaurants, fast food restaurants, cafes, sidewalk cafes, delicatessens, coffee shops, grocery stores, markets, supermarkets, drug stores, pharmacies, bakeries, caterers, gas stations, vending trucks or carts and cafeterias.

Exceptions:

- Expanded polystyrene food service articles used for prepackaged food that have been filled and sealed prior to receipt by the food service provider or store;
- Expanded polystyrene food service articles used to store raw meat, pork, fish, seafood or poultry sold from a butcher case or similar refrigerated retailed display or storage case;
- Not-for-profit corporations, the school district, and county, state and federal governmental entities.

Continues on other side.

N



W

111

BMW cars on display
 Scattered trophies for guests

Friendly John Comfort station

S

Meeting Date & Time:

Sep 20

Year:

17

City of Coral Gables
Special Event Checklist of Requirements

Alcohol permit

Event Title:

Burgerlicious

Event Description:

Event Sponsor:

Contact Person:

Enca D.

Phone #:

Estimated Size of Event

Is there a rain date alternative?

- Special Event License Application form.
- Special Event Fee. Amount: _____ & Date: _____
- Performance Bond: Amount: _____ & Date: _____
- Liability Insurance Coverage Submitted: _____
- Copy of Marketing/Advertising materials utilized for event. _____
- What are setup/breakdown times? _____
- Resident Notification: Copy of Letter & Date Sent: _____ & Mailing Labels: _____
- Notification to Adjacent Property Owner(s) of Anticipated Noise _____
- Alcohol License Permit: Permit # _____ & Date Issued: _____
- Site Plan Route Map/Road Close: _____
- Map of Event area/location and set-up. _____ MOI: _____
- Are City services required? (In-kind or with fee) If so, which departments will be involved and how? Permit # _____ & Date Issued: _____ & Dept.: _____
- Parks Permit or Evidence of Permission to Use Premises: Yes: _____ No: _____
- Are portable toilets requested-if so is Waste Management involved? _____
- Water Stations and Locations: _____ Plan of action: _____
- Sanitation and Recycling Plan: _____
- Pertinent vendor licensing permit: Permit # _____ & Date Issued: _____
- Food Permit: Permit # _____ & Date Issued: _____
- Police required-how many officers needed? Permit # _____ & Date Issued: _____
- Security Plan/Medical Plan: Action Plan: _____
- Fire department to be present? Permit # _____ & Date Issued: _____
- Barricades needed? _____ Is city providing? Permit # _____ & Date Issued: _____
- Fire watch - outside cooking? Permit # _____ & Date Issued: _____
- Closing of streets needed for event? Street Name: _____
- Handicapped parking required? Yes: _____ No: _____
- Parking Permit# _____ and Transportation Plan: _____
- Summary of Event _____

EVENT DATE:

Nov. 2, 2017