

DEPARTMENT: Public Works/Parks & Rec

BY: James J. Petropulos, Director
PHONE: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:

Resolution Permitting the Sale of Alcohol Beverages at an Event Sponsored by the Coulterville Community Club.

The Coulterville Community Club is sponsoring an event (1st Annual Sultry Summer Shindig) to take place on August 2nd and 3rd at the Coulterville Park. It is the request of the local Veteran's of Foreign Wars (VFW) to provide beer and wine at this event. The Alcoholic Beverage Control Board (ABC) will supply all necessary permitting.

The group has requested to purchase alcohol insurance from the County's Robert F. Driver insurance program.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has reviewed numerous requests for various community events held at the Coulterville Park. This request is the first annual and many of the participants have experience in such special events.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

No not approve. The event will take place without the sale and distribution of alcoholic beverages.

Financial Impact? (x) Yes () No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: \$		List Attachments, number pages consecutively
Additional Funding Needed: \$		1. Flyer advertising event
Source:		2. Facility Use Request Form
Internal Transfer		3. Resolution of non-profit association
Unanticipated Revenue	4/5's vote	4. Application for Public Assemblage Permit
Transfer Between Funds	4/5's vote	5. Begley letter to the Alcohol Beverage Control Bd.
Contingency	4/5's vote	
() General () Other		

CLERK'S USE ONLY:

Res. No.: 03-277 Ord. No. _____
Vote - Ayes: 5 Noes: _____
Absent: _____
Approved
() Minute Order Attached () No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: _____
Deputy

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
Comments:

CAO: *[Signature]*



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

BOB PICKARD, CHAIR
GARRY R. PARKER, VICE-CHAIR
LEE STETSON
DOUG BALMAIN
JANET BIBBY

DISTRICT V
DISTRICT IV
DISTRICT I
DISTRICT II
DISTRICT III



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JIM PETROPULOS, Public Works Director
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*
SUBJECT: APPROVAL TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES AT
"SULTRY SUMMER SHINDIG" BY THE LOCAL VETERAN'S OF
FOREIGN WARS (VFW)
Resolution No. 03-277

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on July 22, 2003

ACTION AND VOTE:

Dana Hertfelder, Assistant Public Works Director appeared on behalf of Jim Petropulos, Public Works Director;

A) Adopt a Resolution Permitting the Sale of Alcoholic Beverages by the Veteran's of Foreign Wars (VFW) at the "1st Annual Sultry Summer Shindig", Sponsored by the Coulterville Community Club, to Take Place at the Coulterville Park

BOARD ACTION: Discussion was held regarding the request and insurance coverage. Jeff Green, County Counsel advised of the requirements for Board approval, insurance coverage and proper permitting from the state for the sale of alcoholic beverages. Rich Begley, PWD – Deputy Director Parks and Recreation, advised that the insurance has been applied for and fees paid. (M)Parker, (S)Balmain, Res. 03-277 was adopted approving the request with the requirements as stated by County Counsel. Supervisor Balmain suggested that the Coulterville Community Club could come back to the Board after the event with a request for financial support. Ayes: Unanimous.

cc: Jeff Green, County Counsel
Supervisor Balmain
Rich Begley, PWD-Parks and Recreation Deputy Director
Mary Hodson, Administrative Analyst
File

MARIPOSA COUNTY PARKS AND RECREATION

RECREATION OFFICE
P.O. Box 732
Mariposa, CA 95338

FACILITY USE REQUEST FORM

4998 County Park Road
phone: (209) 966-2498

Submit request form 30 DAYS prior to requested date for processing. Approval for use and keys will be given only after all Paper work, fees, Deposits, and insurance are submitted to Recreation Office.

ALL DATES REQUESTED & TIME

FACILITY REQUESTED: Coulterville Park
 PERSON IN CHARGE: James Upperman and J.D. Banning
 PHONE NUMBER(S): 878-3421 and 878-3595
 GROUP: Coulterville Community Club
 ADDRESS: PO BOX 191, Coulterville, CA 95311
 EVENT: Festival -- SULTRY SUMMER SHIN DIG
 Number Expected: 100+
 FEE CHARGED FOR EVENT: _____
 REQUESTED FOR SPECIAL THINGS: _____

August 2&3, 2003 All Day

USE FEE: \$ _____ (Check To Parks & Recreation)
 INSURANCE: \$ 32.50 ^{PDC} Required on all NON-COUNTY EVENTS
 * ALCOHOL ON PREMISES \$65.00 ADDITIONAL WITH INSURANCE.
 CLEANING DEPOSIT: \$ _____ ^{PDC} - [SEPARATE CHECK, Please!]
 [Cleaning Deposit will be returned if cleaning is done]

NO ALCOHOL, GAMBLING OR
BINGO IN MASONIC HALL.

*Public Assemblage Permit-Required for Functions
serving 250 OR MORE!

PRINT NAME: James Upperman
 SIGNATURE: [Signature] 06-11-03
 ADDRESS: PO Box 191, Coulterville, Ca 95311

PHONE: 878-3421

complete sign & return both copies plus all monies due.

OFFICE USE ONLY: Approved-YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	Insurance \$ <u> </u> Paid <u> </u>
FEE RECEIVED \$ _____ Check <input type="checkbox"/> Cash <input type="checkbox"/> Date _____	
DEPOSIT \$ _____ CK <input type="checkbox"/> Cash <input type="checkbox"/> Returned: _____	Ini: _____ (If not - Explain)

AFTER USE OF FACILITIES, PLEASE FILL OUT A HALL USE REPORT FORM AND RETURN WITH KEY. THANKS
 OWN INSURANCE - \$500,000.00 PLUS NAME COUNTY AS ADDITIONAL INSURED. Copy to Recreation

KEY CHECK OUT AT: _____
 ** YELLOW COPY is to be SHOWN at KEY check-out place for proof o facility use APPROVAL.



RESOLUTION OF NONPROFIT ASSOCIATION OR ORGANIZATION

Authority to Open Account(s), to Deposit and Withdraw Funds,
and to Open and Have Access to Safe Deposit Box(es)

DATE:

TO: NAME / ADDRESS OF FINANCIAL INSTITUTION ("Financial Institution")

FROM: NAME / ADDRESS OF ASSOCIATION OR ORGANIZATION ("Organization")

COUNTY BANK
SONORA OFFICE
1311-A SANGUINETTI ROAD
SONORA, CA 95370
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COULTERVILLE COMMUNITY CLUB
"SULTRY SUMMER SHINDIG"
PO BOX 391

COULTERVILLE CA 95311

Words or phrases preceded by a are applicable only if the is marked.

THIS IS TO CERTIFY THAT, I am the duly elected and qualified Secretary and keeper of the records of the above-named Organization and that the following is a true copy of this Resolution duly adopted by the officers of said Organization at a meeting held on the JUNE 30, 2003 day of JUNE, at which a quorum was present, and that such Resolution is still in full force and effect and has not been amended or rescinded.

"IT IS RESOLVED THAT:

Pursuant to authority contained in the By-Laws of said Organization the said officers have duly designated the above-named Financial Institution as a depository of the funds of said Organization. By virtue of said election, said By-Laws, and the designation aforesaid each of said officers is authorized to open and maintain a depository account or accounts of this Organization with Financial Institution, subject to the terms and conditions specified in the applicable Account Agreement(s), to deposit funds with said Financial Institution for the account of this Organization and to endorse in the name of this Organization checks, drafts or orders "for deposit only," and such endorsement may be written or stamped without designation of the officer making the endorsement;

The Financial Institution is authorized to pay out any funds at any time standing to the credit of this Organization with the Financial Institution and/or against any account of this Organization with the Financial Institution. The Financial Institution is authorized to honor any checks, drafts or orders drawn on said Financial Institution and signed in the name of this Organization by the officers listed below, including any checks, drafts or orders drawn to the individual order of any officer signing the name and/or tendered for deposit to the individual account of any such officer, until further written notice is received by Financial Institution;

Each of the undersigned officers are authorized for and on behalf of this Organization to open and have access to a safe deposit box or safe deposit boxes, subject to the terms and conditions specified in the applicable Lease(s);

The Financial Institution is authorized to honor facsimile and other non-manual signatures and may honor and charge the Organization for all negotiable instruments, checks, drafts, and other orders for payment of money drawn in the name of the Organization, on its regular accounts, including an order for electronic debit, whether by electronic tape or otherwise, regardless of by whom or by what means the facsimile signature or other non-manual signature may have been affixed, or electronically communicated, if such facsimile signature resembles the specimen attached to this Resolution or filed with the Financial Institution, regardless of whether any misuse of a specimen or non-manual signature is with or without the negligence of the Organization. The Specimen Facsimile Signature Exhibit attached is incorporated into and is an integral part of this Resolution. Organization indemnifies the Financial Institution for all claims, expenses, and losses resulting from the honoring of any signature certified or refusing to honor any signature not so certified;

The Secretary and keeper of the records of this Organization shall certify to the Financial Institution the names of the persons who are at present authorized to act on behalf of this Organization under this Resolution and shall from time to time hereafter, as changes in the personnel of said officers are made, immediately certify such changes to the Financial Institution. The Financial Institution shall be fully protected in relying on such certifications of the Secretary and shall be indemnified and held harmless from any claims, demands, expenses, loss or damage resulting from, or growing out of, honoring the signature of any officer so certified, or refusing to honor any signature not so certified;

This Resolution shall remain in full force and effect until proper written notice of its amendment shall have been received by the Financial Institution, and that receipt of such notice shall not affect any action taken by the Financial Institution prior thereto;

All transactions by any of the officers, employees or agents of this Organization on its behalf, and in its name, with the Financial Institution prior to the delivery to the Financial Institution of a certified copy of the foregoing Resolution are, in all respects, hereby ratified, confirmed, approved and adopted; and

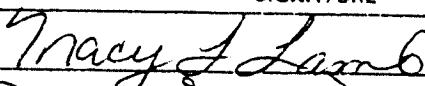


Unless specifically designated, each officer named whose signature appears below may sign without the other(s)."

NOTE: Only the officer(s) authorized to make both deposits and withdrawals are to be listed below.

THIS RESOLUTION APPLIES TO: ALL ACCOUNTS SAFE DEPOSIT BOX NUMBER:

(Check all that apply)

SPECIFIC ACCOUNT NUMBER(S): 650503201

NAME AND TITLE	SIGNATURE	NO. OF NECESSARY COUNTER SIGNATURES
TRACY LEIGH LAMB SEC/TREAS		0
JON D BANNING PRESIDENT		
JAMES MYERS UPPERMAN SR LIAISON		

SIGNATURE CERTIFICATION

The undersigned certifies that he/she is the Secretary and keeper of the above-named Organization's official records, and is duly authorized to make this certification on its behalf.

By Tracy Leigh Lamb 7-1-03
TRACY LEIGH LAMB Date
Secretary

Attest: Jon D Banning 7-1-03
JON D BANNING Date
President

See attachment for additional instructions or comments.
Attachment must be dated and properly authorized.

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APPLICATION FOR PUBLIC ASSEMBLAGE PERMIT

Pursuant to Mariposa County
Code Chapter 8.28

TO: Mariposa County Sheriff's Department

APPLICATION DATE: JUNE 13TH 2003

SCHEDULED DATE OF EVENT: AUG 24TH 2003 TIME: 8AM TO 10PM

EXACT LOCATION OF EACH ACTIVITY: COULTERVILLE CO. PARK

NUMBER OF PEOPLE ATTENDING: (Reasonable estimate): 500+

BRIEF DESCRIPTION OF PLANNED ACTIVITY: (Include number and type of performance, events, names of well-known performers or public figures which would affect crowd size.)

FOOD VENDORS, LIVE BANDS, CRAFT FAIR.

WILL FOOD, BEVERAGES, OR ALCOHOLIC BEVERAGES BE SOLD, PROVIDED, OR CONSUMED? YES

IF YES, PLEASE GIVE DETAILS. BEER ONLY, SODA, FOOD

PLEASE LIST MODE, EXTENT, AND NATURE OF ADVERTISING: RADIO, NEWS PAPER, FLYERS, POSTERS

PLEASE LIST NAMES, ADDRESSES, AND PHONE NUMBERS FOR ALL PEOPLE RESPONSIBLE OR IN CHARGE OF THE ACTIVITY, SPECIFYING PERSON TO BE CONTACTED FOR THE PURPOSE OF THE APPLICATION:

1. JAMES UPPERMAN PO 191 COULTERVILLE 878-3421
2. MARK LAMB 5425 DOG TOWN RD. 878-0139
3. J.D. BLANNING 5010 MAIN ST COULTERVILLE 878-3595
4. TRACY LAMB PO 391 COULTERVILLE CA 95311 878-0417
5. _____
6. _____

If more space is needed, please attach on separate page.

PLEASE LIST ALL ARRANGEMENTS MADE TO PROVIDE THE PUBLIC HEALTH, SAFETY AND WELFARE REQUIREMENTS AS REQUIRED UNDER MARIPOSA COUNTY CODE 8.28.034.

Fire Safety: C.D.F. + LOCAL VOLUNTEER
 Sanitation Facilities: PARK + PORTABLE TOILETS
 Police Protection: MARIPOSA SHERIFF + SCOPE
 Zoning & Land Use: COUNTY PARK
 Parking & Traffic Control: PUBLIC
 Emergency Medical Services: MERCY AMBULANCE
 Insurance/bond: COUNTY PARK + REC
 ABC License number (if applicable): _____

COPIES TO BE SENT OR TAKEN TO THE FOLLOWING AGENCIES FOR SIGNATURE AND APPROVAL OR DISAPPROVAL: (Must be returned to Sheriff's Office within 10 days.)

Agency	Signature	Approval	Conditions	Disapproval	Date Signed
County Fire	<u>[Signature]</u>	<u>X</u>			<u>6/24/03</u>
Health Dept.	<u>[Signature]</u>	<u>X</u>	<u>Food Vendor must be permitted</u>		<u>6/25/03</u>
Hospital	<u>[Signature]</u>	<u>X</u>			<u>6/23/03</u>
Planning	<u>[Signature]</u>	<u>X</u>			<u>6/13/03</u>
CHP	<u>[Signature]</u>	<u>X</u>	<u>MOST NOTIFY CHP OF ANY ROAD CLOSURES</u>		<u>6/26/03</u>
*Sheriff	<u>[Signature]</u>	<u>X</u>	<u>Provide Security</u>		<u>6/30/03</u>
Other:	_____	_____	_____	_____	_____

ANY AGENCY LISTING DISAPPROVAL, PLEASE CITE REASONS FOR DISAPPROVAL: _____

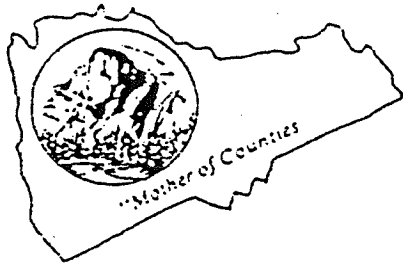
ANY AGENCY LISTING CONDITIONS, PLEASE ATTACH CONDITIONS FOR APPROVAL TO THIS APPLICATION.

*Submit to Sheriff's Office for final approval

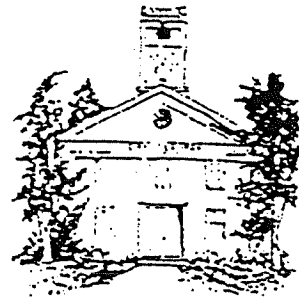
[Signature]
 APPLICANT

PO 191 COULTERVILLE CALIF 953 11
 ADDRESS

(209) 878-3421
 PHONE NUMBER



Mariposa County
Parks and Recreation



P.O. Box 732
4998 Park Road Phone 209-966-2498
MARIPOSA, CALIFORNIA 95338
mpa-parks@mariposacounty.org

June 20, 2003

ALCOHOL BEVERAGE CONTROL BOARD
State of California, District Administrator
P.O. Box 150
Stockton, Ca 95201

RE: VFW Alcohol Permit

Dear Administrator:

The VFW has permission from the Mariposa County Parks and Recreation Department to sell alcoholic beverages at their Community Club Festival on August 2, 2003 and August 3, 2003 from 8am to 8pm.

Please afford the VFW every consideration in the permit process. Please call if you have any questions regarding this event.

Sincerely,

Richard Begley, Deputy Director
Mariposa Co. Parks & Recreation
County of Mariposa