

## RESOLUTION #2020-11

### To Conditionally Approve Peabody Newgrass Festival for July 18, 2020

Purpose and Finding: The Albion Malleable Brewery has presented a proposal to the City of Albion requesting permission to host a small music festival comprised of bluegrass and Americana bands outside their property on Saturday, July 18, 2020. They are requesting use of the public parking lot west of the buildings of the 400 block of S. Superior St. They are also requesting the closed of a portion of Ash St. for the event. The Brewery would be entirely responsible insuring the event and covering the City, providing for waste disposal and clean up, and complying with local, county, and state regulations for such an event. In order to extend their liquor license for the event to the abutting areas surrounding their building, the brewery must obtain approval of the Michigan Liquor Control Commission (MLCC). The MLCC requires a resolution of approval from the City as part of its consideration of the Malleable's temporary extended license. The brewery is requesting conditional approval from the City, contingent on the brewery's payment of a permit set by the City, providing proof of adequate liability insurance to the City, and proof of a valid MLCC, at least 30 days prior to the event. The City Attorney also recommends, since no application exists at this time, the event be contingent on execution of an indemnification agreement between the City and the brewery.

Council Member Williamson moved, supported by Council Member Smith, to approve the following resolution

RESOLVED, the City of Albion conditionally approves the Peabody Newgrass Festival for Saturday, July 18, 2020 and further, as the local governing body, approves their application to the Michigan Liquor Control Commission, and approves their serving of beer as part of the event. As part of the event, the Albion Malleable Brewery is authorized to use the Public Parking lot and Ash St. between Clinton St. and Superior St. from 12pm on July 18, 2020 to 12:00am July 19, 2020. The Albion Malleable Brewery shall be responsible for all costs associated with the event including, but not limited to sanitation and cleanup.

BE IT FURTHER RESOLVED, that this approval is contingent on the Albion Malleable Brewery paying the permit fee as set by the Albion City Council, providing proof of adequate liability insurance with the City of Albion listed as an additional insured, providing proof of a license and/or permit from the MLCC at least 30 days prior to the event, and execution of an indemnification agreement with the City.

I hereby certify that the above resolution was adopted on February 18, 2020 in a regular session of the Albion City Council, and this is a true copy of that resolution.

Ayes 6  
Nays 0  
Absent 1 (Lawler)

  
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Jill Domingo, Clerk

February 18, 2020