SUBJECT: APPROVAL FOR COMMUNITY CIVIC EVENT - CENTRAL CALIFORNIA

FAMILY CRISIS CENTER - ANNUAL CANDLELIGHT VIGIL FOR

DOMESTIC VIOLENCE - OCTOBER 16, 2014

SOURCE: Finance Department

COMMENT: The Central California Family Crisis Center is requesting approval to hold

their annual candlelight vigil at Centennial Park on Thursday, October 16, 2014, from 6:00 p.m. to 7:30 p.m. This vigil is held as a remembrance for those who have lost their lives to domestic violence. The event consists of speakers and information booths. There is no request for street closures.

This request is made under the Community Civic Events Ordinance No. 1326, as amended. The application has been routed according to the ordinance regulations and reviewed by all departments involved. The requirements are listed on the attached copy of the Application,

Agreement, Exhibit A and Exhibit B.

RECOMMENDATION: That the Council approve the attached Community Civic

Event Application and Agreement submitted by the Central California Family Crisis Center, subject to the stated requirements contained in the Application, Agreement,

Exhibit A and Exhibit B.

ATTACHMENT: Community Civic Event Application, Agreement, Exhibit A.

Exhibit B. Map, Outside Amplifier Permit and Certificate of

Liability Insurance.

DD Mb Appropriated/Funded Mb C.M Acring

291 N. Main Street, Porterville, CA 93257 559-782-7451 Fax: 784-4569 www.ci.porterville.ca.us

(Incomplete applications can delay permit process)

APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A

COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

	C EVENT OR OTHER				EKIT
DO YOU HAVE?	Event Flyer?	E-mail addre	ss?	Website	
Application date:	July 14th 2019	Eve	nt date: <u>()</u>	tober 167	h 2014
8/8/14	A	Eve	nt time: <u>(¿:(</u>	00pm - 7:	30)pm
Name of Event:	Candlelight	Vigil			
	J			**************************************	
Sponsoring organ	ization: <u>Familu</u>	Chisis Cun	ter Phon	ie#559-	781-746:
	ess: <u>770 K</u>			·	
Authorized repres	entative: <u>Krust</u>	le Contrer	as Phon	ie#559-	781-7462
Addre	ess: <u>770 N M</u>	ain st			
Event chairperson	1: <u>Kniktle</u> C	ontreres	Phon	ie#559-	<u> 781-7462</u>
	•				
Location of event_	Centennial	Park.			
		map must be attac			
Type of event:	Candle light V	ight to he	onor Victir	ns of do	mesticz
Vidlence	J	U		•	
Non-profit organiz	ation status:	501(C)(3)	BL#4	-815	
(IRS Determination)				•	
City services requ	ested (fees associ	ated with these s	services will be	billed separa	itely):
Barricades (qua	entity):	Street sw	eeping Ye	S	No <u></u>
Police protectio	on YesNo _	Refuse p	ickup Ye	:S	No <u>/</u>

			1		
Parks facility ap	oplication required:		No		Pd.
Assembly perm	it required:	Yes	_ No <u>√</u>	Attached	
STAFF COMMEN	ITS (list special require	ments or condition	ons for event):		
Appr. Deny					
	Bus. Lic. Spvr.				
	Pub. Works Dir				
-	Comm. Dev. Dir.				
	Field Svcs. Mgr.				
	Fire Chief				
	Parks Dir.				
	Police Chief		***************************************		
	Admin Syce Dir		····		

APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

What constitutes a Community Civic Event?

A <u>non-profit organization</u> wishes to sponsor an event that is <u>open to the community at large</u> and will <u>utilize public property</u>. Most of the time, Community Civic Events require street or sidewalk closures. This application must be submitted NO LESS THAN 30 DAYS PRIOR to the date of the event in order to obtain City Council approval.

<u>All City Code requirements</u> are described in ordinance 15-20 (e) 1-23 and as amended in ordinance 1613. For a full description please visit our City of Porterville website at www.ci.porterville.ca.us/govt/CityClerk/, Porterville Municipal Codes. For questions or concerns please call 559-782-7451 or 559-782-7457. Any person who violates the provisions in this code, shall be deemed guilty of either a misdemeanor or an infraction, with penalties of one hundred (\$100) for the first violation.

<u>Liability insurance</u>: The sponsoring organization/applicant agrees to provide and keep in force during the term of this permit a policy of liability and property damage insurance against liability for personal injury, including accidental death, as well as liability for property damage which may arise in any way during the term of this permit. The City of Porterville and Successor Agency to the Porterville Redevelopment Agency shall be named as additional insured. A Certificate of Liability Insurance and Additional Insured Endorsement sample forms are enclosed for your convenience. This original certificate and endorsement shall be submitted to the Finance Department prior to the City of Porterville Council's approval. The council shall condition the granting of a CCE permit upon the sponsoring entity's filing with the council a policy of public liability insurance in which the city has been named as insured or coinsured with the permittee. The policy of insurance shall insure the city, its officers, and its employees egainst all claims arising out of, or in connection with, the issuance of the CCE permit or the operation of the permittee or its agents or representatives, pursuant to the permit. The policy of insurance shall provide coverage of no less than one million dollars (\$1,000,000.00) per occurrence of bodily injury and property damage, combined single limit. (Ordinance 15-20(e) 18)

_____Authorized Representative Initials

Alcohol liability insurance: Organization/Applicant will obtain an alcohol permit if any alcoholic beverages are to be served. The insurance policy shall be endorsed to include **full liquor liability** in an amount not less than one million dollars (\$1,000,000) per occurrence. The City of Porterville shall be named as additional insured against all claims arising out of or in connection with the issuance of this permit or the operation of the permitted, his/her agents or representatives pursuant the permit. Claims-made policies are not acceptable.

Authorized Representative Initials

Health permit: Organization/Applicant will obtain or ensure that all participants obtain a 'Temporary Food Facilities' permit(s) from the Tulare County Public Health Department, if any food is to be served in connection with this Community Civic Event. To contact the Tulare County Environmental Health Department located at 5957 S. Mooney Blvd., Visalia, CA, 93277, call 559-733-6441, or fax information to 559-733-6932; or visit their website: www.tularehhsa.org.

First aid station: Organization/Applicant will establish a first aid station, with clearly posted signs, to provide basic emergency care, such as ice/hot packs, bandages, and compresses.

Agreement: The sponsoring organization/applicant agrees to comply with all provisions of the Community Civic Event Ordinance 15-20(e), as amended, and the terms and conditions set forth by City Council and stated in Exhibit 'A.' The sponsoring organization/applicant agrees, during the term of this permit, to secure and hold the City free and harmless from all loss, liability, and claims for damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with his/her performance of this permit. Said agreement to hold harmless shall include and extend to any injury to any person or persons, or property of any kind whatsoever and to whomever belonging, including, but not limited to, said organization/applicant, and shall not be liable to the City for any injury to persons or property which may result solely or primarily from the action or non-action of the City or its directors, officers, or employees.

Family Crisis Center	Katta	7-14-14
(Name of Organization)	(Signature)	(Date)

VENDOR/PARTICIPANT LIST IN CONNECTION WITH THE APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY

TO BE HELD ON PUBLIC PROPERTY

Name of event: Landle	light Vigit				
Sponsoring organization: $\underline{\mathcal{T}}$	amily Crisis	Center	-		
Location: Contennia	1 Park	Event o	date: <u>10-1</u>	le -14	Event time: <u>[{}\Dpm</u>
All vendors are required to conthat will engage in selling at or INFORMATION. Vendors with with the exceptions of non-put Events (16). This form should WEEK PRIOR TO THE EVEN	participate in the above-na n no valid City of Porterville offt organizations per *Ci be completed at the time	amed event. Ne business lice ty of Portervil	NO PERMIT ense are red lle Municipa	WILL I quired to Il Code	BE ISSUED WITHOUT THIS o pay \$1 per day to the City, o 15-20(E) Community Civic
<u>Vendor name</u>	Address/Teleph	one .	Business License required?		Type of Activity
	Alist of venc	ors will I	be prov	ided	Iweek
	before the	event.	AII	Ver	idors will
	be informati	on boot	hs on	lin	
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			15.	·	

The nonprofit sponsor shall collect said fee and remit the fee to the city within five (5) working days following the CCE. Said remittance shall be accompanied by a complete list of participants and consecutively numbered receipts written in triplicate, containing the name, address and telephone number of the licensee, and the licensee's California seller's permit number. Said receipts shall be furnished by the city. One copy of the receipt shall be furnished to the licensee, one copy filed with the finance department of the city, and one copy retained by the CCE sponsor for a period of three (3) years for audit purposes.

^{*}Municipal Code 15-20(E) Community Civic Events (16): Business License Fees: Any individual, company, firm, concessionaire, fair operator, carnival operator, etc., who engages in, conducts, organizes. or promotes business for profit shall pay a business license fee of one dollar (\$1.00) per day per amusement, entertainment, exhibit, ride or per booth, space, stall, stand or other unenclosed location used for the purpose of advertising, promoting, or sale of, or taking orders for, goods or services; except that no individual, company, firm concessionaire, fair operator, carnival operator, etc., who possesses a valid city business license shall be subject to separate licensing pursuant to this subsection E16.

REQUEST FOR STREET CLOSURES AND PUBLIC PROPERTY USAGE IN CONNECTION WITH THE APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

Name of event: <u>Candlelight</u>	Vigil	
Sponsoring organization: Family	Crisis Center	
Event date: 10-16-14	BE CLOSED OR USED:	Hours: 10:00pm - 7:30pm

Closed

Street Name	<u>From</u>		<u>To</u>		<u>Activity</u>
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			<u> </u>		•
		1			
	4 10				
<u>Sidewalks</u>	From		<u>To</u>		<u>Activity</u>
			3		
·					
	,				
Parking lots and spaces	Location				Activity

REQUIREMENTS FOR COMMUNITY CIVIC EVENT CENTRAL CALIFORNIA FAMILY CRISIS CENTER CANDLELIGHT VIGIL FOR DOMESTIC VIOLENCE OCTOBER 16, 2014

Finance Director:

M. Bemis

Public Works Director:

B. Rodriguez

Community Development Manager: No comments.

J. Phillips

Field Services Manager: No comments.

B. Styles

Fire Chief: No comment.

G. Irish

Parks and Leisure Services Director: Vehicles to remain off the grass.

D. Moore

Police Captain: Please see Exhibit B.

D. Haynes

Administrative Services Director:

P. Hildreth See Exhibit A, Page 2.

REQUIREMENTS FOR COMMUNITY CIVIC EVENT

Sponsor: Central California Family Crisis Center Event: Candlelight Vigil for Domestic Violence

Event Chairman: Krystle Contreras Location: Centennial Park Date of Event: October 16, 2014

RISK MANAGEMENT: Conditions of Approval

That the Central California Family Crisis Center provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than \$1,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville and Successor Agency to the Porterville Redevelopment Agency, its Officers, Employees, Agents and Volunteers as 'Additional Insured' against all claims arising from, or in connection with, the Permitted operation and sponsorship of the aforementioned Community Civic Event. If the event is located in the City of Porterville's Redevelopment Agency area, the same conditions apply.

- A. Said Certificate of Insurance shall be an original (fax and xerographic copies <u>not</u> acceptable), the Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than \$1,000.
- B. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less that A: VII, and the insurance company must be an 'admitted' insurer in the State of California.

CITY OF PORTERVILLE Community Civic Event Application

Proposed Event: Candlelight Vigil

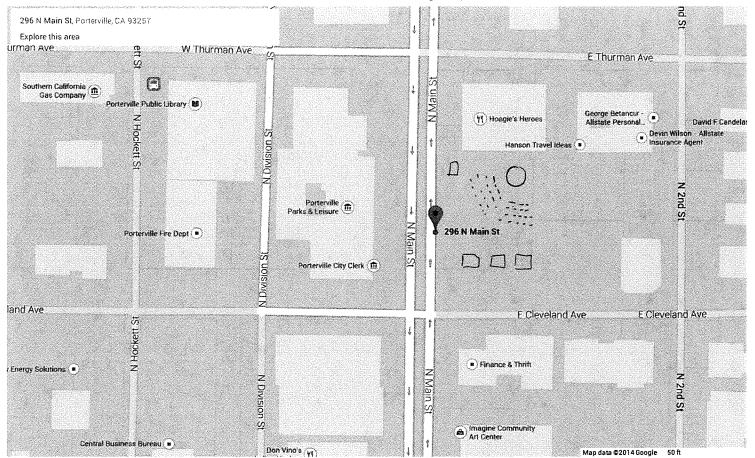
Date of Event: 10-16-14 / 1800-1930

Location of Event: Centennial Park

Recommendations/Requirements:

- > City Council approval is required for all street/sidewalk closures.
- Participants must not interfere with the normal flow of pedestrian/vehicular traffic.
- ➤ Food vendors should provide inspection certificates from the Tulare County Health Department to members of the organizing committee, to ensure food product safety.
- > An Outside Amplifier Permit has been approved and granted. However, event organizers shall not allow music to be played so loud as to unreasonably disturb the peace and good order of any residents or business establishments in the surrounding area.
- At conclusion of event, event organizers shall ensure that affected parks/streets/sidewalks are promptly cleared of any vehicles, equipment, booths or anything that could present a hazard to pedestrians or vehicles traveling in the area, as well as any other related materials such as signs, pamphlets and fliers.

Dan Haynes, Captain
Porterville Police Department



CITY OF PORTERVILLE OUTSIDE AMPLIFIER PERMIT

(City Ordinances #18-9 & 18-14)

This application must be submitted ten (10) days prior to the date of the event. A copy of this permit must be at the

operating premises of the amplifying equipment for which this registration is issued.



Name and home address of the applicant: Krystle Contreras 770 N Main St

Porterville Ch 93257

2 Address where amplification equipment is to be used: 296 N. Main St

3 Names and addresses of all persons who will use or operate the amplification equipment: Krystle Contreras

HNA Greln, Betty Luna, 770 N Main St. Poterville 93257

4 Type of event for which amplification equipment will be used: Candle Light Vigil

5 Dates and hours of operation of amplification equipment: 10-16-14 b:00pm-7:30 pm

6 A general description of the sound amplifying equipment to be used: Light mixic, speaking to audience

Section 18-9

It shall be unlawful for any person within the city to use or operate or cause to be operated or to play any radio, phonograph, Jukebox,

record player, loudspeaker, musical instrument, mechanical device, machine, apperatus, or instrument for intensification or amplification of the human voice or any sound or noise in a manner so loud as to be calculated to disturb the peace and good order of the neighborhood or sleep of ordinary persons in nearby residences or so loud as to unreasonably disturb and interfere with the peace and comfort.

The operation of any such instrument, phonograph, jukebox, machine or device in such manner as to be plainly audible at a distance of one hundred feet (100') from the building, structure, vehicle, or place in which, or on which it is situated or located shall be prima facile evidence of a violation of this section.

(Ord. Code § 6311)

Section 18-14 It shall be unlawful for any person to maintain, operate, connect, or suffer or permit to be maintained, operated, or operated, or connected any or sound amplifier in such a manner as to cause any sound to be projected outside of any building or out of doors in any part of the city, except as may be necessary to amplify sound for the proper presentation of moving picture shows, or exhibiting for the convenient hearing of patrons within the building or enclosure in which the show or or exhibition is given, without having first procured a permit from the chief of police, which permit shall be granted at the will of the chief of police upon application in writing therefore, but which permit, when granted, shall be revocable by the city council whenever any such loudspeaker or sound amplifier shall by the council be deemed objectionable, and any such permit may be so revoked with or without notice, or with or without a formal hearing, at the option of the council, and in the event of the revocation of any such permit, the same shall not be renewed, except upon application as the first instance. (Ord. Code § 6312)

Penal Code Section 415 (2) Any of the following persons shall be punished by imprisonment in the county jail for a period of not more than 90 days, a fine of not more than four hundred dollars (\$400), or both such imprisonment and fine:

(2) Any person who maliciously and willfully disturbs another person by loud and unreasonable noise.

I hereby certify that I have read and answered all statements on this registration form and that they are true and correct.

Signature of Applicant 7-1

THIS OUTSIDE AMPLIFIER PERMIT HAS BEEN APPROVED. HOWEVER, WE URGE YOU TO REMAIN CONSIDERATE OF THE GENERAL PEACE AND ORDER OF THE NEIGHBORS IN THE AREA. FAILURE TO ABIDE BY THESE REGULATIONS CAN RESULT IN REVOCATION OF THE PERMIT.

City of Porterville, Chief of Police/Designee

5-21-14 Date



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

08/05/14

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s)

certificate holder in lieu of such en	dorseme	nt(s)	•						
PRODUCER	1 CONTACT Rebecca Bejarano								
DLL Insurance Agency II 5088 N. Fruit Ave. #101 559-451-3415				PUONE					
Fresno, CA 93711	E-MAIL ADDRESS: rbejarano@dllinsurance.com								
Greg Anderson			RDING COVERAGE		NAIC#				
	COMPANY OF THE PROPERTY OF THE	ts' insurance Allia							
INSURED Central California Family	<i>'</i>			INSURER B :					
Crisis Center									
770 Main Street Porterville, CA 93257				INSURER C:					
r ortervine, OA 33237		INSURER D :							
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		The second secon				PERSONAL & ADV INJUR	RY S	1,000,000	
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as additional insured.			•						
CERTIFICATE HOLDER				CANCELLATION	<u> </u>				
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						ESCRIBED POLICIES E EREOF, NOTICE WIL			
The City of Porterville				ACCORDANCE WITH THE POLICY PROVISIONS.					

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291 N. Main Street

Porterville, CA 93257

AUTHORIZED REPRESENTATIVE



THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART.

SCHEDULE

Name of Person or Organization:

Any person or organization that you are required to add as an additional insured on this policy, under a written contract or agreement currently in effect, or becoming effective during the term of this policy, in consideration of food contributions or client referrals you receive from them.

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

WHO IS AN INSURED (Section II) is amended to include as an insured the person or organization shown in the Schedule as an insured but only with respect to liability arising out of your operations or premises owned by or rented to you.