Request for City Council Action

Date: May 19, 2015

Agenda Section: Consent No. 5	Originating Department: City Clerk's Office
Item: Resolution Declaring "Fair Days" for the Carbondale Park District Sunset Concert Series No. 5.10	Approved:

Background and Summary:

Attached is a letter from Carbondale Park District Executive Director Kathy Renfro requesting the declaration of "Fair Days" for three Sunset Concerts at Lenus Turley Park. The Fair Days designation would allow public consumption of alcohol in a specified area as designated by the resolution. The use of glass containers is prohibited within the city fair days area.

The requested dates and times for the Sunset Concerts are the Thursdays of June 25, July 2, and July 23, 2015, from 6:00 p.m. to 10:00 p.m. The Park District has requested that Lenus Turley Park be the designated Fair Days area for the Sunset Concert series. Since a temporary liquor license has not been issued for the Sunset Concerts, the sale of alcohol would be prohibited.

Recommended Action:

The City Council is requested to approve the Resolution declaring Fair Days for the Carbondale Park District for the 2015 Sunset Concert Series at Lenus Turley Park.

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained

Council Action: Motion by _____ 2nd by _____ to _____

Resolution No. 2015-R-

A Resolution Establishing "Fair Days" For Carbondale Park District Sunset Concert Series

Whereas, the Carbondale Park District has presented the City Council with dates and times for the 2015 Sunset Concerts to be held at Turley Park; and

Whereas, Section 2-5-5.B of Title 2 of the Carbondale Revised Code provides for the consumption of alcoholic liquor from non-glass containers in a publicly-owned or controlled space, if such space is designated by resolution of the City Council of the City of Carbondale as the space in which the city fair is to be held; and

Whereas, after considering the plans presented by the Carbondale Park District and the best interest of the health, welfare and safety of the citizens of the City of Carbondale, Illinois, the City Council has determined to designate Lenus Turley Park as the location at which the 2015 Sunset Concerts are to be held.

Now, Therefore, be it Resolved by the City Council of the City of Carbondale, Illinois, as follows:

Section 1. That the City Council of the City of Carbondale, Illinois, pursuant to Section 2-5-5.B of the Carbondale City Code hereby designates that space commonly known as Lenus Turley Park, more specifically described in Exhibit A which is attached hereto and made a part of this Resolution, as the controlled space for those legally eligible to consume alcoholic liquor on the following specified dates at the specified times:

EVENT	DATE	TIME	LOCATION
Sunset Concert	June 25, 2015	6-10 p.m.	Turley Park
Sunset Concert	July 2, 2015	6-10 p.m.	Turley Park
Sunset Concert	July 23, 2015	6-10 p.m.	Turley Park

Section 2. That this Fair Days designation be approved with the understanding that a generous number of portable restrooms and trash containers be provided, adequate security be provided for the entrance into and throughout the Fair Days designated event area, and security fencing be erected on all sides of the Fair Days area.

Section 3. That pursuant to Section 2-5-5.B of the Carbondale Revised Code, alcoholic liquor may only be consumed from non-glass containers in the controlled spaces designated herein above, on those dates and at those times specified above.

Section 4. That the City Manager of the City of Carbondale, Illinois, be and is hereby authorized to do any and all things reasonable, necessary and proper to carry out the intent and purposes of this Resolution.

Section 5. That this Resolution be spread at length upon the minute records of the City Council of the City of Carbondale, Illinois.

This Resolution adopted at a regular meeting of the City Council of the City of Carbondale, Illinois, on the 19th day of May, 2015.

APPROVED: _____
John M. Henry, Mayor

ATTEST:

_____
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

_____
P. Michael Kimmel, City Attorney

Exhibit A

Beginning at the Southeast Corner of Lot 1 in Park Place Addition to the City of Carbondale, Illinois, as recorded in Plat Book 5 on Page 17 in the Jackson County Courthouse, Murphysboro, Illinois: said point also being on the North right-of-way line of Old West Main Street, the West right-of-way line of Iris Avenue and the Southeast Corner of Block "H" in said Park Place Addition; thence Westerly on the North right-of-way line of Old West Main Street on a bearing of North 89°18' West, a distance of 239.96 feet to the Southwest corner of Lot 9 in said Block "H" of Park Place Addition; thence Northwesterly on a bearing of North 49°26' West, a distance of 39.01 feet to the East right-of-way line of Glenview Drive; thence Northerly on the said East Right-of-way line of Glenview Drive on a bearing of north 0°50' East, a distance of 416.05 feet; thence Northeasterly on a bearing of North 83°39' East, a distance of 30.20 feet to a point on the Southerly right-of-way line of the Murdale Shopping Center Access Road; thence Southeasterly on the said Southerly right-of-way line of the Murdale Shopping Center Access Road on a bearing of South 68°39' East, a distance of 256.24 feet to the West right-of-way of Iris Avenue and the East line of Lot 1 in Block "F" of said Park Place Addition; thence Southerly on the West right-of-way line of Iris Avenue and the East line of Lot 1 in Block "F" and the east line of Lot 1 in Block "H" in said Park Place Addition on a bearing of South 0°50' West, a distance of 354.41 feet to the point of beginning, containing 2.4975 acres, more or less, all situated in Jackson County, Illinois.

EXCEPT, commencing at a brass monument located at the Southeast Corner of Lot 10 in said Block "H"; thence North 49°26' West, 22.22 feet to the point of beginning for this description; thence continue North 49°26' West, 16.79 feet to a brass monument on the East right-of-way line of Glenview Drive; thence North 0°50' East, 310 feet along said East right-of-way line; thence South 89°10' East, 38.44 feet; thence North 37°19'40" East, 103.91 feet to the Southerly right-of-way line of the Murdale Shopping Center Access Road; thence South 69°39' East, 98.82 feet along said right-of way line; thence South 37°19'40" West, 181.68 feet; thence South 35°10'20" West, 83.82 feet; thence South 16°32'30" West, 89.92 feet; thence South 1°00' West, 67.80 feet to the point of beginning, and containing 0.615 acre, more or less.

ALSO EXCEPT, commencing at the Southeast Corner of Lot 1, Block "H" in said Park Place Addition, said point also being in the North right-of-way line of Old West Main Street; thence North 89°18'00" West along said North right-of-way line a distance of 239.96 feet to the southwest corner of Lot 9 Block "H" in said Park Place Addition; thence North 49°26'00" West a distance of 39.01 feet to a point; thence North 00°50'00" East, a distance of 310.00 feet to a brass monument and the point of beginning for this description; thence South 89°10'00" East, a distance of 38.44 feet; thence North 37°19'40" East a distance of 103.86 feet to a brass monument in the Southerly right-of-way line of the Murdale Shopping Center Access Road; thence North 68°39'00" West a distance of 75.03 feet; thence South 83°39'00" West a distance of 30.20 feet; thence South 00°40'00" West a distance of 106.05 feet to the point of beginning for this description, containing 0.173 acres, more or less.

CARBONDALE PARK DISTRICT

PO BOX 1326
CARBONDALE, IL 62903-1326
PH: 618/529/4147 OR 618/549/4222
FAX: 618/457/2580

May 4, 2015

Jennifer Sorrell, City Clerk
City of Carbondale
P.O. Box 2047
Carbondale, IL 62902-2047

RE: Request for City Fair Days Designation for the 2015 Sunset Concert Series Scheduled for Lenus Turley Park

Dear Jennifer,

The Carbondale Park District Board of Commissioners at its meeting held on Monday, May 4, 2015, authorized and directed staff to submit a request to the City of Carbondale asking that the City of Carbondale grant City Fair Days designation for the 2015 Sunset Concert Series scheduled at Lenus Turley Park. The following are the dates, times, locations and events requested for City Fair Days designation.

DATE	TIME	LOCATION	EVENT
June 25, 2015	6 - 10 P.M.	Turley Park	Sunset Concert
July 2, 2015	6 - 10 P.M.	Turley Park	Sunset Concert
July 23, 2014	6 – 10 P.M.	Turley Park	Sunset Concert

We appreciate the privilege of City Fair Days designation that has been granted in the past for the Sunset Concert Series and other special events. We will continue to carefully monitor and consider the appropriate locations to accommodate the size of certain audiences and parking demands thereby created.

If there is any additional information desired, please call me at your earliest convenience.

Respectfully submitted,

Kathy Renfro, Executive Director
CARBONDALE PARK DISTRICT

Pc: Commissioners and Legal Counsel
Student Programming Office
Jeff Grubbs, Interim Chief of Police

RECEIVED
5/5/2015
By the office of the
Carbondale City Clerk