

# APPROVED

MAR 20 2019

## BOARD OF RECREATION AND PARK COMMISSIONERS

BOARD REPORT

NO. 19-051

DATE March 20, 2019

C.D. 3

### BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: WARNER CENTER - ADDITIONAL SPECIAL EVENTS TO SERVE ALCOHOLIC BEVERAGES

AP Diaz	_____	*V. Israel	
R. Barajas	_____	N. Williams	_____
H. Fujita	_____	S. Pina-Cortez	_____

  
 \_\_\_\_\_  
 General Manager

Approved   X  

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

### RECOMMENDATIONS

Authorize the Department of Recreation and Parks (RAP) General Manager or designee to approve the sale, serving and consumption of alcoholic beverages at 10 events/concerts at Warner Center Park by the Valley Cultural Center during their 2019 Summer Concerts On The Green series in accordance with the details set forth in this Report.

### SUMMARY

Warner Center Park hosts the Valley Cultural Center's (VCC) Concerts on the Green throughout the summer months of June, July and August. Concerts at the Warner Center Pavilion have been conducted since the VCC has been in existence, starting in 1975. The VCC has a 15-year contract with the Department of Recreation and Parks (RAP), which is an extension of its original contract, No. 2908, originally executed on July 30, 1999, and terminated on July 30, 2014. The current contract, with extension, will terminate on July 29, 2029. The 2019 Summer Season anticipates 11 concerts (attached), and typical Park attendance for these free concerts range in the 4,000 - 7,000 persons, per event. Since admission is always free, the concerts are largely family picnics/festival seating, with a food court and community information booths. The only source of revenue for the VCC is with a percentage of food sales, off-site parking, community donations and commercial sponsorship.

As part of VCC's Summer Series, pending the Board of Recreation and Park Commissioners (Board) approval, it is intended that a beer garden will be made available for those who wish to purchase it, for all but the July 4th event (10 of the 11 concerts). The sales and service of alcohol will be allowed in a "secured alcohol area", and will meet all State and local regulations, as well as the RAP's Alcoholic Beverage Policy. VCC will provide private security, as well as pay for LAPD supervision, at their own expense.

VCC pays 20% of gross revenues of all alcohol sales to RAP, as per RAP's Alcoholic Beverage Policy. In 2018, VCC collected a total revenue of \$8,140.00 from the sale of alcohol

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and remitted \$1,628 to RAP. Revenues for the 2019 season are anticipated to increase and VCC will be required to submit to RAP a gross sales report for each of the 10 concert events where alcohol is sold.

RAP's Alcoholic Beverage Policy states that "The General Manager may not approve the sale or serving of alcoholic beverages at more than five public open-area events per region per year, or more than one event for anyone park per year." Any additional event wishing to allow the sales, service, and consumption of alcoholic beverages requires a special waiver of provision(s) from the Board of Recreation and Park Commissioners. The Valley-Shoreline Operations anticipates the following alcohol-related events for 2019: Salute to Recreation at Northridge Park, the Celebrate Israel Festival at the Cheviot Hills Recreation Center, The Watermelon Festival at Hansen Dam, The Vegan Festival and BAI Concert at the Park, both at Woodley Park.

Councilmember Bob Blumenfield, District 3 and LAPD Captain Maureen Ryan, Commanding Officer of the LAPD Topanga Area, have both endorsed the proposal for a beer garden for the 2019 VCC concert season, based on VCC's past performance and community history. Their letters of support are attached.

### FISCAL IMPACT STATEMENT

There is no fiscal impact to RAP's General Fund as the event organizer will incur all expenses related to the events. In addition, 20% of the sales of alcoholic beverages will go to RAP.

Report prepared by Charles Singer, Superintendent, Recreation Services Branch, Valley Region.

### ATTACHMENTS:

- A. RAP's Alcoholic Beverage Policy
- B. 2019 Concert Season Schedule
- C. Copy - Letter of Support from LAPD
- D. Copy - Letter of Support from Council District 3
- E. Copy – Itemized accounting of 2019 event attendance, sales and income

DEPARTMENT OF RECREATION AND PARKS  
ALCOHOLIC BEVERAGE POLICY  
SALE, SERVING AND CONSUMPTION OF ALCOHOLIC BEVERAGES  
(BEER & WINE ONLY) REVISED APRIL 1986

The provisions set forth within this policy govern the sale, service and/or consumption of alcoholic beverages in all Department operated parks and recreation facilities with the exception of those facilities where ongoing alcoholic beverage sales have been authorized by the Board pursuant to a written concession agreement or separate board policy. The major factors to be considered in determining approval of alcoholic beverage sales on Department property are patron safety, property protection, and prevention of minors' consumption of alcoholic beverages. For the purposes of this policy the term "alcoholic beverages" refers only to beer and wine. The sale, serving and/or consumption of any other type of liquor is not permitted on Recreation and Parks Department property except at specific locations where permission is granted by contract or separate Board Policy (i.e. Friendship Auditorium).

All persons and/or agencies wishing to sell, serve or consume alcoholic beverages on Department property must either comply with the provisions listed herein or apply for and obtain a special waiver of provisions(s) from the Board of Recreation and Park Commissioners. Department staff shall notify the Los Angeles Police Chief's Office of the date of Board consideration of any request to waive this policy or any of its provisions.

1. Department Authority for Approval

The General Manager is responsible for approving or disapproving requests for alcohol consumption in Department parks and recreation facilities within the parameters of this policy, and to issue instructions to Department employees in connection with the enforcement of this policy.

The criteria to be considered in the General Manager's determination for approval includes but are not limited to, the following: applicant's past performance under similar conditions; expected community involvement in proposed event and/or community sensitivity or resistance to alcohol consumption in proposed area; capability and availability of City resources to support event; proposed utilization of revenues generated by sales; applicant's experience, resources, and ability to appropriately conduct alcoholic beverages sales or service; possible interruption of Department sponsored programs or previously scheduled events; Department experience with similar events; general interference with or disruption of the public's normal enjoyment of Department facilities; etc.

If the General Manager determines that a permit should not be issued because the conditions of this policy have not or cannot be complied with, the General Manager shall so inform the applicant by delivering a brief written statement explaining the reason(s) for denial.

The General Manager may not approve the sale or serving of alcoholic beverages at more than five public open-area events per region per year, or more than one event for any one park per year. However this limitation does not pertain to events conducted exclusively within Department buildings provided that the number of persons in attendance shall not exceed the occupancy load established by the Fire Department and the Department of Building and Safety; or to small private gatherings which are conducted during weekdays in remote areas away from the general public and are not open to the public.

Pursuant to the General Manager's approval, considerations listed herein above, the five allowable alcoholic beverage events per year shall be determined on a first-come, first-served basis, but cannot be requested or approved prior to January 1, of the year of the proposed event.

ALCOHOLIC BEVERAGE POLICY - (continued)

Permittee shall instruct security officers to maintain order within the area, prevent ingress and egress of minors unattended by adults, prevent patrons from carrying drinks out of the area, and prevent over-consumption of alcoholic beverages. If the required security officers fail to report to duty and/or are unable to remain on duty for the duration of the event, the Department shall enlist its own security officer(s) and assess the permittee for reimbursement of their salaries. Two weeks prior to the scheduled date of the event, the permittee shall present to the General Manager a signed security contract or equivalent verification of adequate proposed security for the event.

4. Licenses and Permits

The permittee must submit in writing to the General Manager a plot plan of the controlled area, the proposed number of security guards, the security contract, and the proposed method of accounting for and verification of sales; and obtain the General Manager's written approval of same. The permittee shall also obtain the necessary licenses and permits from the California State Alcoholic Beverage Control Board, City Clerk, Fire Department, Police Department and County Health Department; and shall meet all other requirements and restrictions applicable to the special use of Department Facilities. Permittee shall present copies of all permits and required documents at least two weeks in advance of the scheduled event. The approved Department permit, ABC License, and plot plan shall remain at the sales or serving site during all hours of operation and be available for inspection upon request by a Department representative or law enforcement official.

At least thirty (30) days prior to the scheduled event, Permittee must complete and submit to the LAPD Area Division Commander, a "Request for consideration of Beer or Wine Dispensing Permit" and receive written recommendation of the Division Area Commander. (See Attached Form "Request for LAPD Consideration of Beer or Wine Dispensing Permit Form No. RP 0029.")

5. Insurance

The permittee must meet the Department's regular insurance requirements for special events. Additionally, the permittee's required insurance policy of public liability and property damage which additionally insures the Department must also include liquor liability coverage. The limits of liability must be at least \$1,000,000. The permittee's paid employees must also be covered by worker's compensation and permittee must provide the Department proof of such coverage. All necessary insurance documents must be submitted to the Department Insurance Coordinator at least two weeks prior to the event.

6. Department Permit Fees

For the privilege of selling alcoholic beverages on Department owned and/or operated facilities, the permittee shall remit to the Department an agreed upon percentage of gross receipts from all alcoholic beverage sales (which percentage shall not be less than 20%).

The Department shall designate a Department employee to be on duty at the alcohol sale or serving site at all times during the event. Permittee shall reimburse the Department for the full cost of any overtime worked by the employee during the scheduled event. Scheduling of said employee shall be at the sole discretion of the General Manager.

The permittee must also remit to the Department in advance of the event, a refundable deposit of \$150 for each day alcoholic beverages are to be sold. The deposit shall be refunded to the permittee if all provisions of the policy have been complied with and no additional expenses have been incurred as a result of the permitted



January 29, 2019

Mr. Charles Singer  
Superintendent of Recreation Operations, Valley Region  
L.A. City Department of Recreation and Parks  
6335 Woodley Ave.  
Van Nuys, CA. 91406

Re: Board Item 16-042 February 3, 2016

Dear Mr. Singer,

On behalf of the Valley Cultural Center dba Valley Cultural Foundation, I would like request permission from the L.A. City Department of Recreation and Parks that VCF can continue to sell alcoholic beverages during the Summer Concerts on the Green series at Warner Center Park in accordance with approved referenced board item.

As always, we appreciate your continued support of our organization. If you need additional information please call my office at 818-704-1358

Respectfully,

A handwritten signature in black ink, appearing to read "Nora Ross".

Nora Ross  
Chief Executive Officer

#### OFFICERS

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Pinnacle Estate Properties

Chief Financial Officer  
Gwyn W. Petrick  
State Farm Insurance

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Leavenworth Endeavors

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Westfield Topanga/The Village and Promenade

Glenda Patton  
Community Leader

#### STAFF

Nora Ross  
Chief Executive Officer

Joellen Ammann  
Project Manager

Mia Gunzenhauser  
Project Manager



## 2019 Concerts on the Green Series

- |           |  |
|-----------|--|
| June 09   | Ambrosia, with special guests Peter Beckett & Bill Champlin  |
| June 16   | Beatles vs. Stones – A Musical Showdown  |
| June 23   | Hollywood U2 – The World’s Greatest U2 Tribute Band  |
| June 30   | The Young Dubliners  |
| July 4    | Councilman Bob Blumenfield’s July 4 <sup>th</sup> Fireworks Extravaganza Presented by Keyes Motors with a performance by Ryder Green |
| July 14   | Led Zepagain – A Tribute to Led Zeppelin   |
| July 21   | The McCartney Years – Paul McCartney Tribute   |
| July 28   | Queen Nation – A Tribute to the Music of Queen   |
| August 04 | Masters of Soul – A Celebration of Motown  |
| August 11 | Which One’s Pink? – Tribute to the Music of Pink Floyd   |
| August 18 | The Purple Xperience: Prince Tribute   |

Opening performance will begin at 5:30 p.m. Headlining performances start at 6:30 p.m. unless stated otherwise; concert times are subject to change should additional acts be added. For our complete schedule and updates, please visit us at [www.valleycultural.org](http://www.valleycultural.org) or on Facebook or Twitter. Hotline: 818-888-0822. Warner Ranch Park, 5800 Topanga Canyon Blvd, Woodland Hills, CA 91367.



August 31, 2018

Mr. Charles Singer  
Superintendent of Recreations Operations, Valley Region  
L.A. City Department of Recreations and Parks  
6335 Woodley Ave  
Van Nuys, CA 91406

RE: Beer Garden – Concerts on the Green 2018

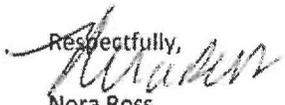
Dear Mr. Singer,

Below is the information you requested regarding the above referenced subject:

Concert Date	Est # of Concert Attendees	# of Beer Garden Attendees	Income Earned
6/10	6,500	66	\$ 950
6/17	4,000	58	\$ 700
6/24	4,000	53	\$ 900
7/8	2,500	35	\$ 630
7/15	6,500	77	\$ 900
7/22	4,000	78	\$1,000
7/29	4,000	38	\$ 480
8/5	5,000	37	\$ 640
8/12	5,000	80	\$1,040
8/19	7,500	95	\$1,100
<b>Total Income</b>			<b>\$8,140</b>

Valley Cultural Center collected \$8,140 Gross income from the Beer Garden and pursuant to our agreement owes the Department of Recreations and Park 20% or \$1, 628.00. Please find an enclosed check.

Respectfully,

  
Nora Ross

Executive Director

21550 Oxnard Street, Suite 470,  
Woodland Hills, CA 91367  
Phone: 818-704-1358 FAX: 818-704-1604  
Email: [nora.ross@valleycultural.org](mailto:nora.ross@valleycultural.org)  
Web Site: [www.valleycultural.org](http://www.valleycultural.org)

# LOS ANGELES POLICE DEPARTMENT

**MICHEL R. MOORE**  
Chief of Police



**ERIC GARCETTI**  
Mayor

P. O. Box 30158  
Los Angeles, Calif, 90030  
Telephone: (818) 756-2880  
Department TDD: (877) 275-5273  
Ref #: 7.8

January 25, 2019

Mr. Michael Shull, General Manager  
Department of Recreations & Parks  
2211 Figueroa Street, #1550  
Los Angeles, CA 90012

Re: Valley Cultural Foundation - Beer Gardens

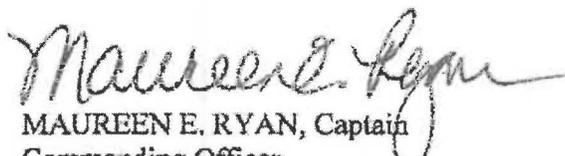
Dear Mr. Shull:

I am writing this letter to advise that we have approved the permit for the Valley Cultural Foundation to conduct beer sales at their Concerts on the Green. These permits have been approved each time that they are requested as there have been no issues with regard to the sale of beer at these concerts.

If you have any questions, please do not hesitate to contact me at (818) 756-2880.

Very truly yours,

**MICHEL R. MOORE**  
Chief of Police

  
**MAUREEN E. RYAN, Captain**  
Commanding Officer  
Topanga Community Police Station



## BOB BLUMENFIELD

Councilmember, Third District

January 16, 2019

Mr. Michael Shull, General Manager  
Department of Recreation and Parks  
2211 Figueroa St. #1550  
Los Angeles, CA 90012

Re: Valley Cultural Center – Beer Garden

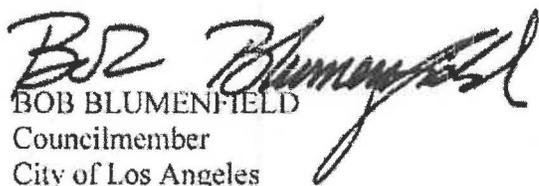
Dear Mr. Shull,

This letter is in support of Valley Cultural Center's request for permission to continue to conduct beer sales at their Concerts on the Green.

Valley Cultural Center provides many festivities and cultural opportunities for my constituents. Their request to the Department for additional beer sales helps bring in more programming. According to Topanga Division Police Department, there have been no problems associated to the sale of beer at the concerts. Additionally, there has not been any negative impact on the park or the community.

If you have any questions, please do not hesitate to contact my District Director, Michael Owens, at 818/774-4330. Thank you for your time and consideration of Valley Cultural Center's request.

Sincerely,

  
BOB BLUMENFIELD  
Councilmember  
City of Los Angeles