

CITY OF PALM DESERT STAFF REPORT

MEETING DATE: January 11, 2024

PREPARED BY: Deborah Glickman, Management Analyst

REQUEST: APPROVE UP TO SEVEN (7) ADDITIONAL TEMPORARY WAIVERS TO PALM DESERT MUNICIPAL CODE SECTIONS 9.58.010 AND 9.58.020 FOR THE SALE AND CONSUMPTION OF ALCOHOL AT THE HENDERSON BUILDING LOCATED AT 72559 HIGHWAY 111 FOR FISCAL YEAR 2023/2024

RECOMMENDATION:

1. Authorize the City Manager to approve up to an additional seven (7) temporary event waivers to Palm Desert Municipal Code (PDMC) Sections 9.58.010 and 9.58.020 (Consumption/Possession of Alcoholic Beverages on Public Property) at the Henderson Building (72559 Highway 111) as needed for fiscal year 2023/2024.
2. Authorize the City Manager to execute the California Department of Alcoholic Beverage Control (ABC) documents or other documents to effectuate the action herein, as required.

BACKGROUND/ANALYSIS:

On December 1, 2023, the City of Palm Desert entered into a lease agreement with the Palm Desert Area Chamber of Commerce (PDACC) for the Henderson Building located at 72559 Highway 111 (APN 640-370-015). The PDACC uses the building as its office, a place for meetings, and a resource for businesses and the public.

As part of its programming, the PDACC periodically hosts events at which alcohol is often served. To serve alcohol at a City-owned facility, a waiver to PDMC Sections 9.58.010 and 9.58.020 (Consumption/Possession of Alcoholic Beverages on Public Property) must be approved by the City Council. In addition, to the City Council's waiver, the PDACC will need to obtain permits from the ABC. Since the City is the property owner of the facility, it must approve the PDACC's ABC applications. On June 22, 2023, the City Council approved five (5) waivers for PDACC events. To date, the PDACC has used one (1) waiver.

Since the approval of the five (5) waivers, the PDACC has entered into an agreement to take over El Paseo Cruise Night (EPCN), which will be hosted at the PDACC parking lot with receptions to be held on the patio of the Henderson Building. Therefore, the PDACC is requesting an additional seven (7) waivers for this purpose, for a total of twelve (12) waivers for fiscal year 2023/2024 (five (5) waivers for PDACC use and seven (7) waivers for EPCN).

Approval of this staff report will provide the appropriate waivers for the PDACC to serve alcohol at its City-owned facility and to secure the required permits from ABC.

Staff will work with the PDACC to ensure it has the required liquor liability insurance information on file with the City prior to any events. Each ABC application will be subject to final approval by the City Manager.

Legal Review:

This report has been reviewed by the City Attorney's office.

FINANCIAL IMPACT:

There is no fiscal impact associated with this action.