

RESOLUTION NO. 19 - 18

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE,
TEXAS APPROVING AN AGREEMENT FOR THE TEMPORARY CLOSURE OF
STATE RIGHT OF WAY; AND PROVIDING AN EFFECTIVE DATE.**

A regular meeting of the City Council of the City of Commerce, Texas, was held in Commerce, Texas, at City Hall on the 16th day of April 2019, at 6:00 p.m.; a majority of Council Members being present and constituting a quorum, the following resolution was adopted;

WHEREAS, the Commerce Downtown Alliance will be hosting an event on May 4, 2019 in Downtown Commerce; and

WHEREAS, Commerce Downtown Alliance and City Staff request approval of the temporary closure of the following segments of State right of way for this May 4, 2019 event:

Business 224, through downtown, along Main Street from Park Street to Washington Street and ending at Caddo Street, for the purpose of the Community Garage Sale.

WHEREAS, this agreement is valid for this May 4, 2019 event.

WHEREAS, the City Council believes that temporary closure of the aforementioned streets is in the best interest of the Citizens of Commerce.

BE IT RESOLVED, that the Mayor of the City of Commerce, Texas, be authorized and he is hereby authorized to execute on behalf of the City of Commerce said resolution, and

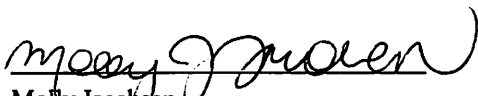
BE IT FURTHER RESOLVED, that the City Secretary be authorized and she is hereby authorized to attest to the signature of the Mayor to said resolution, and said agreement, and

BE IT FURTHER RESOLVED, that the City Manager be authorized and he is hereby authorized to execute on behalf of the City of Commerce any and all other instruments requisite to implementing said resolution, and

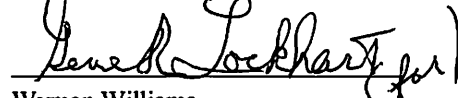
BE IT FURTHER RESOLVED, that the City Secretary be authorized and she is hereby authorized to attest to the signature of the City Manager to any and all other instruments requisite to implementing said resolution.

PASSED BY THE GOVERNING BODY of the City of Commerce, Texas, at a regular meeting of the City Council of the City of Commerce, Texas, on the 16th day of April 2019.

ATTEST:


Molly Jacobsen
City Secretary

CITY OF COMMERCE, TEXAS


Wyman Williams
Mayor

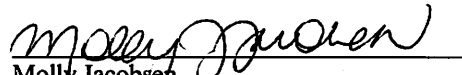
(seal)

APPROVED AS TO FORM:


Charles Anderson
City Attorney

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of a resolution, and that the same has not been repealed and is in full force and effect.

(seal)


Molly Jacobsen
City Secretary
City of Commerce, Texas



Special Events Permit Application

Event Title: Community Garage Sale Event Location: Square / side walk / parking space

Applicant Name: Becky Thompson Date of Application: 3/19/19

Street Address: 1537 Deer Trail

Phone #: 903 456 0321 Email: aggies@emburymail.com

Check all that apply: ☐ Individual ☒ Organization ☐ For-profit ☒ Non-profit

Organization: Commerce Downtown Alliance

Address: 1537 Deer Trail - Temp. address

Event Coordinator(s): Becky Thompson, Kolsey Lytle, Karen Stanks, Erin McKee

Phone #: 903 456 0321 Email: same

On Site Contact Day of the Event: Becky Thompson Phone #: 903 456 0321

Event Start Date: May 4 2019 Event End Date (cannot exceed 3 days): May 4 2019

Event Set Up Time (no earlier than 7 AM): 1 AM Event Tear Down Time (no later than 10 PM): 5 PM

Please indicate the start and stop times for each day of the event

Event Day	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Start Time							7:00 AM
Stop Time							5:00 PM

Number of People Expected to Attend: 200

Number of Vehicles in Event: ??

Number of Animals in Event: 0

Types of Animals in Event: N/A

Number of Tents / Temporary Structures: City tents

Number of Inflatable's: N/A

Will food or beverages be sold? ☐ Yes* ☒ No

Will waste water be required? ☐ Yes ☒ No

Will alcoholic beverages be sold? ☐ Yes* ☒ No

Will solid waste disposal be required? ☐ Yes ☒ No

Will amplified sound equipment be used? ☐ Yes ☒ No

Will offsite parking be utilized? ☒ Yes ☐ No

Will signage be displayed? ☒ Yes* ☐ No

Will parking spaces be utilized? ☒ Yes ☐ No

as security & Traffic control be arranged? ☐ Yes ☒ No

***REQUIRES A PERMIT, CERTIFICATE, OR
LICENSE**



CHECK ALL COMPONENTS THAT WILL BE APART OF YOUR EVENT. ADDITIONAL FEES AND OTHER PERMITS OR RESERVATIONS MAY BE REQUIRED.

- | | | | | |
|--|---|---|---|---|
| ☐ Animals | ☐ Bleachers / | ☒ Street Closures | ☒ Electricity | ☒ Merchandise |
| ☒ Barricades / | Seating | ☐ Park Property | ☐ Beverages | Sales |
| Cones | ☒ Banners / Signs | ☐ Alcohol | ☐ Liquid Propane | ☐ Street Cleaning |
| ☐ Portable | ☐ Fireworks | ☐ Food | ☐ Water Hydrant | ☐ Other: |
| Restrooms | ☒ Special Parking | ☐ Fencing | ☐ Police Security | |

EVENT & EQUIPMENT LAYOUT:

Please attach a map or sketch of the event indicating the following:

Parking Areas
Entrances & Exits
Restrooms & Dumpsters

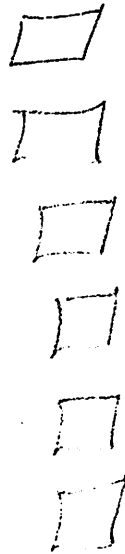
Plan of Evacuation &
Proposed Fire Lanes
First Aid Stations

Amplified Devices &
Loudspeakers
Temporary Structures & Tents

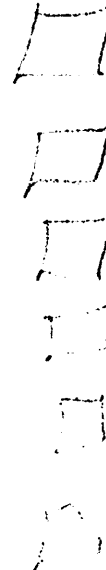
Garage Sale



Farmer's Market



Garage Sale





IDEMNITY AGREEMENT

In consideration of the City of Commerce (hereinafter "City") authorizing temporary closure of certain streets, rights of way or other City property, namely: The Square (location) for the use of Community Garage Sale (hereinafter, "Sponsor") for, _____ (event), the parties agree as follows:

For the Garage Sale (event), held on May 4 2019, Sponsor hereby agrees to indemnify or protect, and hold harmless the City of Commerce, its agents, officers, and employees from and against any and all liability or alleged liability in any form whatsoever including but not limited to all claims, demands, suits, judgments, or causes, of action of every kind of character, including the cost of defense, thereof, for any injury to, including death of persons, and any losses for damages to property caused by or alleged to be caused, arising out of, or alleged to arise out of, either directly or indirectly from any cause whatsoever in connection with or incidental to the temporary closure of certain streets, rights-of-way or other City property, as described above, unless said claims, demands, causes of actions are caused by the sole negligence of the City, its agents, officers or employees. The Sponsor specifically agrees to so indemnify, protect, and hold harmless the City from and against any and all liability that may be made or pursued by any agent, employee, officer or other person connected to Sponsor or by any person who is a participant or bystander at Sponsor's event in connection with or incidental to the temporary closure described above which is alleged to be attributed to any condition of or upon the City's property, facilities, material, or equipment. The Sponsor also agrees to waive any and all claims it may have against City resulting from or arising out of claims and suits covered by this Agreement and agrees that any insurance carrier involved shall not be entitled to subrogation under any circumstances against City, its agents, officers and employees. Sponsor further agrees to release the City its agents, officers and employees from all claims, demands, suits, causes or action or judgments which Sponsor ever had, now has, or may have in the future or any claim to have against the City, arising out of or in any way connected with the temporary closure described above, unless said claims, demands, suits, causes or action or judgments are caused by the sole negligence of the City, its employees, agents, or servants.

I have read the provisions above and agree to the terms of these provisions.

<u>Becky Thompson</u>	<u>Bry Johnson</u>	<u>3/19/19</u>
Sponsor Name	Signature	Date

City Manager, Commerce, Texas

Signature

Date



For City Office Use Only

PAYMENT INFORMATION

Applicant Number: _____ Amount Paid: _____

Type of Payment: ☐ Credit Card ☐ Cash ☐ Check # _____ Other: _____

Received By: _____ Date Received: _____

Comments: _____

ADDITIONAL EQUIPMENT & PERSONNEL

Equipment: _____

Public Safety Personnel: _____ x _____ = _____

Public Work Personnel: _____ x _____ = _____

Total Additional Charges: _____

APPLICATION REVIEWED & APPROVED

City Manager: _____ Date: _____

Development Services: _____ Date: _____

Fire: _____ Date: _____

Parks: _____ Date: _____

Police: _____ Date: _____

Public Works: _____ Date: _____