

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Library *W*

BOARD AGENDA # *B-3

Urgent

Routine

Info

AGENDA DATE September 9, 2008

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Approval of the Closure of the Riverbank Library on October 11, 2008, during the 32nd Annual Riverbank Cheese and Wine Exposition

STAFF RECOMMENDATIONS:

Approve the closure of the Riverbank Library on Saturday, October 11, 2008, during the 32nd Annual Riverbank Cheese and Wine Exposition.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2008-637

On motion of Supervisor Monteith, Seconded by Supervisor DeMartini

and approved by the following vote,

Ayes: Supervisors: O'Brien, Grover, Monteith, DeMartini and Chairman Mayfield

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

DISCUSSION:

The Riverbank Library, located at 3442 Santa Fe Avenue, is open to the public 38 hours per week: Tuesday, and Thursday 10:00 a.m.-6:00 p.m., Wednesday 10:00 a.m.-8:00 p.m., Friday 10:00 a.m.-5:00 p.m., and Saturday 12:00 p.m.-5:00 p.m.

For many years, the Riverbank Chamber of Commerce has used the area around the Library during their Cheese and Wine Exposition. This year, the Command Center is again planned to be located directly in front of the Riverbank Library. This Command Center will be comprised of the Lost and Found, the First Aid Station, the Security Station, and the Lost Children Station.

This event has historically had quite an impact on the Riverbank Library. In the past, there have been constant lines of people waiting to use the restrooms. Very little library business has actually been conducted during this weekend. The amount of supplies used by the public exceeded that which is normally provided by the custodial service. Additionally, it is almost impossible for Library staff to close the building at 5:00 p.m., due to the number of people in line waiting to use the restrooms.

The Library is scheduled to be open Saturday, October 11, 2008, from 12:00 p.m.-5:00 p.m., and this year 60,000 are expected to attend the Exposition. Like last year, the Exposition will be conducted by the Riverbank Rotary Club. The Riverbank Rotary has recommended that the Library be closed Saturday, October 11, 2007. A signed Application and License for Temporary Use of Property is attached.

The Riverbank Library has been closed for each of the past twelve years during the Riverbank Cheese and Wine Exposition. Library staff will again be present at a booth outside the Library to promote instant library card sign-ups, library programs and services.

POLICY ISSUES:

The Board of Supervisors must approve the closure of a County facility outside of a legal holiday. The Board should determine whether closure of the Riverbank Library during the Riverbank Wine and Cheese Exposition is consistent with its priority of striving for effective partnerships.

STAFFING IMPACT:

Library staff will be scheduled to work their regular Saturday shifts at the library card sign-up and information table.



Riverbank Cheese & Wine Exposition

Downtown Riverbank CA

October 11–12, 2008

10:00 am – 5:00 pm

August 1, 2008

Vanessa Czopek, Librarian
Stanislaus County Library
1500 I Street
Modesto, CA 95354-1166

Dear Ms. Czopek:

The Riverbank Rotary Club is once again planning the annual Riverbank Cheese & Wine Exposition. The event is scheduled for October 11 & 12, 2008.

As in past years, we would like permission to use the lawn of the Riverbank Branch Library during the Expo. Because the library is centrally located in the event and the lawn area is shaded, we place the American Red Cross first aid station there.

Thank you in advance for allowing us to again use the area. Also, the first aid workers would greatly appreciate it if you could have the lawn maintenance personnel turn off any sprinklers for the weekend.

Any questions or comments may be directed to me:

Suzi De Silva
(209)955-1310

The permission may be sent to my office listed below.

Sincerely,

Suzi De Silva
Event Coordinator

Suzi De Silva Marketing – 3429 Harper's Ferry Drive, Stockton, CA 95219
Tel: (209)955-1310 Fax: (209)955-1028 Email: events@suzidesilva.com



CHIEF EXECUTIVE OFFICE

Richard W. Robinson
Chief Executive Officer

1010 10th Street, Suite 6800, Modesto, CA 95354
Post Office Box 3404, Modesto, CA 95353-3404

Phone: 209.525.6333 Fax 209.544.6886

APPLICATION AND LICENSE FOR TEMPORARY USE OF PROPERTY
(Government Code, §25537 (b))

The undersigned applicant ("Licensee") requests and applies for a temporary license to use a portion of the property owned or controlled by the County of Stanislaus ("County") on the terms and conditions set forth herein, and any additional terms agreed to by the Licensee and the County and attached to this Application and License.

Name:	Suzy De Silva, Event Coordinator, Riverbank Rotary Club
Address:	P.O. Box 1420, Riverbank, CA 95367
Phone:	209.863.9600
Property:	Riverbank Library (Outdoor Premises) – 3442 Santa Fe Avenue, Riverbank, CA 95367
When:	Saturday, October 11, 2008 and Sunday, October 12, 2008
Purpose:	Riverbank Cheese and Wine Exposition – Command Center

Terms and Conditions

1. Licenser grants to Licensee and its employees, agents or contractors, a limited right of access to enter upon the Property for the purpose set forth above.
2. This License is for a limited period on the dates set forth above. The term of this License is not renewable, although the County, in its sole discretion, may grant additional, new licenses. This Agreement may be terminated by the County upon reasonable notice to the Licensee.
3. Licensee shall pay to the County as rent, a non-refundable fee in the amount of \$ 0.00 for of use of the Property during the license term.
4. Licensee shall not modify or alter the Property without prior written consent of the County. Licensee shall return the Property to its condition prior to such entry, except for reasonable wear and tear to the Property caused by the permitted use. Licensee shall keep the property free of liens and encumbrances, including mechanic's liens, arising out of the activities and conduct of the Licensee and Licensee's agents, employees and contractors.
5. Any entry upon the Property by Licensee, or Licensee's employees, agents or contractors, shall be at Licensee's sole risk and expense. The Licensees agree to assume responsibility for damages resulting from negligence or improper actions by Licensees occurring on the Property and arising out of Licensee's use of the Property.
6. Licensee shall indemnify and hold the County harmless from any and all claims, damages, losses, judgments, liabilities, expenses and other costs, including litigation costs and attorneys' fees, arising out of, resulting from, or in connection with the Licensee's occupation and use of the premises. The County shall assume liability for negligent acts and omissions committed by its employees, agents or contractors during the term of the License.

Agreed To By Applicant


Suzy De Silva
Riverbank Rotary Club

Date: 9-3-08

Permitted by County of Stanislaus


Patricia Hill Thomas
Chief Operations Officer/Assistant Executive Officer

Date: 9/9/08