

RESOLUTION NO. 2023 - _____

RESOLUTION APPROVING THE SPECIAL EVENT PERMIT WITH THE TEMPORARY ROAD CLOSURE OF VARIOUS STREETS IN CONJUNCTION WITH THE ANNUAL POSY PARADE SUBJECT TO CONDITIONS OF APPROVAL, APPROVING THE WAIVER OF CITY FEES AND COSTS FOR THE DEVELOPMENT AND IMPLEMENTATION OF A TRAFFIC CONTROL AND SAFETY PLAN AND INCIDENT ACTION PLAN FOR THE EVENT IN THE TOTAL AMOUNT OF UP TO \$96,938.23, AND APPROPRIATING \$96,938.23 FROM THE GENERAL FUND RESERVE IN THE FISCAL YEAR 2022-23 OPERATING BUDGET

WHEREAS, the San Bruno Lions Club (Lions Club) submitted a Special Event Application for their 81st Annual Posy Parade, scheduled for on Sunday, June 4, 2023 in the City of San Bruno between the approximate hours of 11:00 a.m. and 1:00 p.m.; and

WHEREAS, the Posy Parade (Event) is a long-standing tradition held on the first Sunday in June, showcasing the youth of the San Bruno community; and

WHEREAS, the Posy Parade is planned, organized and delivered by the San Bruno Lions Club and City staff worked with members of the Lions Club to align the event with the City of San Bruno [Municipal Code Chapter 4.08](#)¹ titled Dance and Entertainment Events; and

WHEREAS, parades and other community events that make use of the public right away have been scrutinized after numerous events throughout the United States and the world where vehicles have entered closed event areas and in order to follow current safety standards for the parade route, City staff worked extensively with the Lions Club on considering an alternative parade route for youth participants to not have to cross the 8-lane State Route 82-El Camino Real (ECR) and to remain in compliance with the Manual on Uniform Traffic Control Devices (MUTCD) standards; and

WHEREAS, the Lions Club agreed to amend the parade route to begin on Linden Avenue behind San Bruno City Hall, follow Linden to Crystal Springs Road, go up Crystal Springs Road and end at San Bruno City Park; and

WHEREAS, the Lions Club requested the City of San Bruno to assist with the development of the Traffic Control and Safety Plan (Plan), and to consider the waiver of costs associated with the development and implementation of the Plan and Incident Action Plan for the Event; and

WHEREAS, the City desires to provide community outreach to notify residents about the parade and associated street closures and temporary no-parking restrictions along the parade route that will temporarily affect public street parking and vehicular access to private property; and

WHEREAS, as stipulated in Municipal Code Chapter 4.08, the Chief of Police shall impose conditions and requirements upon the issuance of the permit as deemed necessary in order to protect and preserve the safety of the persons attending the event and the peace and quiet of the neighborhood in which the event is being held; and

¹ https://library.gcode.us/lib/san_bruno_ca/pub/municipal_code/item/title_4-chapter_4_08?view=all

WHEREAS, Municipal Code Section 4.08.050 authorizes the Chief of Police to require the applicant to provide a sufficient number of off-duty police officers, security guards, or both, to be present for an event, and to deny an application if any determination is made with regard to the public safety, health, or welfare that could not be mitigated by reasonable conditions which might be imposed by the Chief of Police; and

WHEREAS, the conditions under which the event may be held will include: (i) an obligation for the applicant to indemnify, defend, and hold harmless the city, its officers, employees, and agents, from any and all claims and lawsuits involving or related to the special event, as well as the City's consideration and approve of the application, (ii) an obligation for the applicant to hold insurance for the parade, (iii) a prohibition against cooking or serving food without the permission of the San Mateo County Health Department, and requiring all food vendors to hold valid Health Department permits, and (iv) any other conditions deemed necessary or useful in the sole and absolute discretion of Chief of Police in consultation with City staff pursuant to Section 4.08.050; and

WHEREAS, the proposed waiver of all City fees and costs for the parade in an amount of up to \$96,938.23 serves a valid public purpose in promoting the health, safety and welfare of the public, including bringing the community together to celebrate a unique historical tradition and fostering community pride and wellbeing by strengthening community relationships.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of San Bruno hereby:

1. Declares that the recitals above are all true and correct and are incorporated herein by reference.
2. Approves the Special Event Permit with the temporary road closure of various streets in conjunction with the annual Posy Parade, subject to any and all conditions of approval deemed necessary or useful in the sole and absolute discretion of the Chief of Police in consultation with city staff pursuant to Section 4.08.050; and
2. Approve the waiver of City fees and costs for the for the development and implementation of a Traffic Control and Safety Plan and Incident Action Plan for the Event in the total amount of up to \$96,938.23; and
3. Appropriates \$96,938.23 from the general fund reserve in the fiscal year 2022-23 operating budget.

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I hereby certify that foregoing **Resolution No. 2023 - ____**
was introduced and adopted by the San Bruno City Council at a regular meeting on
May 9, 2023, by the following vote:

AYES:

NOES:

ABSENT:

Lupita Huerta, City Clerk