

CHARTER TOWNSHIP OF WATERFORD
5200 CIVIC CENTER DRIVE
WATERFORD, MICHIGAN 48329

JUNE 10, 2021
7:30 AM

SPECIAL BOARD MEETING
-AGENDA-

NOTICE OF A SPECIAL TOWNSHIP BOARD MEETING TO BE HELD ELECTRONICALLY

Please take notice that a special meeting of the Waterford Township Board will be held on
June 10, 2021, at 7:30 a.m. by electronic remote access.

Based on the COVID-19 Local State of Emergency declared and confirmed as continuing by Resolution of the Board of Trustees on December 9, 2020, this meeting will be held by electronic remote access that provides 2-way telephone or video conferencing as permitted by the Open Meetings Act as amended by Public Act No. 254 of 2020, and the Electronic Remote Meeting Procedures approved by Resolution of the Board of Trustees on December 9, 2020.

The public may participate in each meeting through GoToMeeting by computer, tablet or smart phone using the following link: <https://global.gotomeeting.com/join/689137765>. New to GoToMeeting? Get the app now and be ready when your first meeting starts <https://global.gotomeeting.com/install/689137765>.

You may also dial in using your phone:
United States (Toll Free): 1 866-899-4679
United States: +1 (571) 317-3116
Access Code: 689-137-765

Members of the public will only be able to speak during the public comment period at the end of the meeting and such comments will be limited to three minutes per person. To provide for orderly public participation, a person wishing to speak must first state their name and request to be recognized by the Chairperson of the meeting. The Chairperson will recognize all persons wishing to speak during the public comment period. Prior to the meeting, members of the public may contact the members of the Township Board to provide input or ask questions by email or mail to the Township employee/official and at the addresses listed below. Persons with disabilities in need of accommodations to be able to participate in the meeting should provide at least 24-hour advance notice to the listed Township employee by phone, email, or mail and an attempt will be made to provide reasonable accommodations.

Kim Markee, Township Clerk
Charter Township of Waterford
5200 Civic Center Drive, Waterford, Michigan 48329
Phone (248) 674-6266 or Email: publiccomments@waterfordmi.gov

1. Approve Agenda
2. Approval of Park Alcohol Sales License Agreement
3. Public Comments Limited to Three (3) Minutes Per Speaker


Kimberly F. Markee, Township Clerk

In conformance with the Americans with disabilities Act, large-print agenda and minutes are available upon request. Barrier-free parking and access are also available at Town Hall. For the hearing impaired, there are four available headsets on a first come basis. Minutes are available upon request at the Clerk's department, and on the Township's web-site.

Posted June 9, 2021, at 9:00 a.m.

PARK ALCOHOL SALES LICENSE AGREEMENT

This License Agreement ("License"), made and entered into on the date it has been fully signed, is between the Charter Township of Waterford ("Township"), whose address is 5200 Civic Center Drive, Waterford, MI 48329, and the Waterford Area Chamber of Commerce ("Licensee"), whose address is 2309 Airport Road, Waterford, MI 48327, for the use by Licensee of the portion of the Township's Hess-Hathaway Park with an address of 825 S. Williams Lake Road, Waterford, MI 48327, as shown on the attached plan and referred to as the "Premises".

RECITALS:

A. Licensee requested Township Board approval to allow use of the Premises for the sale, service and consumption of alcohol at the Concert-in-the-Park scheduled to be held on June 10, 2021, June 17, 2021 and June 24, 2021 (the "Events"):

B. Section 12-002 of the Township Code of Ordinances provides an exception from the prohibition on possessing, dispensing and use of alcoholic beverages in Township parks, for specially approved events in conjunction with a service club or other established entity or group that will supervise the possession, dispensing and consumption of alcoholic beverages in compliance with a Michigan Liquor Control Commission ("MLCC") liquor license.

C. On June 10, 2021, the Township Board approved Licensee's request subject to this License being signed and complied with.

IT IS THEREFORE AGREED AS FOLLOWS:

1. Grant of License. For and in consideration of the benefits to the Township of the Events, the Township grants permission by this revocable license for Licensee to use the Premises for alcohol sales, service and consumption at the Events, subject to and in accordance with all of the terms and conditions of this License.

2. Alcohol Use Location, Costs and Expenses. The licensed use shall be limited to the Premises, with Licensee solely responsible for all costs and expenses incurred in the licensed use and in complying with terms and conditions of this License.

3. Use of Premises. The use rights granted in this License are subject to the Township's rights to protect the public health, safety and welfare, and may be suspended or terminated at any time by the Township Parks Superintendent, Police Department, or Fire Department for those purposes, or if the use is creating a nuisance or threatening condition. Licensee assumes all risk of damages from any such suspension or termination and waives and releases the Township from any claims for such damages.

4. Maintenance. Licensee agrees to use and maintain the Premises in a clean, safe and good condition and as required by the Township Parks Superintendent, Police Department, or Fire Department, and to promptly clean up and restore the Premises to the pre-Event conditions after the Events.

5. MLCC License. Licensee's rights to use the Premises for alcohol sales at the Events are conditioned on Licensee obtaining and providing a copy of the required MLCC license and all related MLCC documents to the Township Park Director no later than the day before the Event. The sale of alcohol by Licensee at the Premises shall be in strict compliance with the required MLCC license, with a violation of any condition or requirement of the MLCC license being grounds for the immediate revocation of this License by the Township Park Superintendent or Police Department. Licensee shall provide copies of the MLCC license, bond and other documents related to such alcohol sales to the Township Parks Superintendent.

6. Indemnification. Licensee shall defend, pay on behalf of, indemnify, and hold harmless the Township, its elected and appointed officials, employees, volunteers, and other persons working on behalf of the Township, from and against any and all claims, demands, suits, or loss, including all costs and attorneys fees connected therewith, and from any and all damages which may be asserted, claimed, or recovered for personal injury, including bodily injury or death and/or property damage, including loss of use thereof, arising out of or in any way connected or associated with this License and the use of the Premises for the Events. The Township shall provide notice to Licensee within a reasonable time of the receipt of any claim arising under this License.

7. Insurance. Licensee shall secure and maintain general liability and liquor liability insurance for the Premises in the minimum amount of \$1,000,000.00, and naming the Township and its officials and employees as an additional insured and certificate holder on those policies with proof of such insurance being provided to the Township prior to the Events.

CHARTER TOWNSHIP OF WATERFORD

Date

Gary Wall, Supervisor

Date

Kim Markee, Clerk

WATERFORD AREA CHAMBER OF COMMERCE

Date

Nikki Tippet, Assistant Director



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

6/7/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Select Underwriters 100 N. Williams Lake Road, Ste A Waterford MI 48327		CONTACT NAME: Natalie Hein PHONE (A/C, No, Ext): 248-698-7600 E-MAIL ADDRESS: Natalie@Selectunderwriters.com FAX (A/C, No): 248-698-7634	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: Secura Insurance, A Mutual Company	
		INSURER B: Accident Fund National Insurance Company	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 975774820

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.


INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	Y		CP3290210	7/16/2020	7/16/2021	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ Excluded PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			CP3290210	7/16/2020	7/16/2021	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED \$ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N	N / A	WCV8016052	7/16/2020	7/16/2021	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Waterford Township is named additional insured with regard to Summer Concerts in the Park 2021 to be held at Hess Hathaway Park, 825 S Williams Lake Road, Waterford, MI 48327; June 10, 2021, June 17, 2021, and June 24, 2021.

CERTIFICATE HOLDER

CANCELLATION

Waterford Township 5200 Civic Center Drive Waterford MI 48329	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

Department of Licensing
and Regulatory Affairs

This is to certify that a License is hereby granted to the person(s) named with the stipulation that the licensee is in compliance with Commission Rule R 436.1003, which states that a licensee shall comply with all state and local building, plumbing, zoning sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the licensee. Issuance of this license by the Michigan Liquor Control Commission does not waive this requirement. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

This License is granted in accordance with the provisions of Act 58 of the Public Acts of 1998 and shall continue in force for the period designated unless suspended, revoked, or declared null and void by the Michigan Liquor Control Commission. Failure to comply with all laws and rules may result in the revocation of this license.

Under administrative rule R 436.1433, the licensee shall ensure that all profits derived from the sale of alcoholic beverages are retained by the licensee. All alcoholic beverages purchased by the licensee for the event must be purchased from authorized sellers under administrative rule R 436.582. The Commission orders the licensee to take all necessary actions to ensure the health, safety, and welfare of all guests.

BUSINESS ID: 10661547

WATERFORD AREA CHAMBER OF COMMERCE

LICENSE SUBTYPE
Beer & Wine Only

LICENSE NUMBER
L-000440531

PERMITS

EVENT INFORMATION

HESS-HATHAWAY PARK
WILLIAMS LAKE

WATERFORD, MI 48328
OAKLAND County

CONDITIONS / PROVISOS

SALES & CONSUMPTION TO BE CONTAINED IN 77' x 62' AREA ENCLOSED BY FENCING.

THE LICENSEE MUST COMPLY WITH ALL REQUIREMENTS, INCLUDING BUT NOT LIMITED TO, REDUCED OCCUPANCY AND SOCIAL DISTANCING REQUIREMENTS UNDER ANY CURRENT EXECUTIVE ORDER, ANY LOCAL HEALTH DEPARTMENT ORDERS, AND ANY LOCAL ORDINANCES RELATED TO THE CORONAVIRUS (COVID-19) PANDEMIC.

IN WITNESS WHEREOF,
this License has been duly signed
and sealed by both the Michigan
Liquor Control Commission and the
Licensee(s).

LIQUOR CONTROL COMMISSION

Pat Agliardi
Lem Chiu
Gerald A. Kasker
Ed Clement
B. C. Johnson

LICENSEE(S) SIGNATURE(S)

Valid: Jun 10, 2021 to Jun 10, 2021 - 6:00 PM to 9:00 PM

SPECIAL LICENSE



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

Department of Licensing
and Regulatory Affairs

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BUSINESS ID: 10661547

WATERFORD AREA CHAMBER OF COMMERCE

LICENSE SUBTYPE
Beer & Wine Only

LICENSE NUMBER
L-000440532

PERMITS

EVENT INFORMATION

HESS-HATHAWAY PARK
WILLIAMS LAKE

WATERFORD, MI 48328
OAKLAND County

CONDITIONS / PROVISOS

SALES & CONSUMPTION TO BE CONTAINED IN 77' x 62' AREA ENCLOSED BY FENCING.

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and sealed by both the Michigan
Liquor Control Commission and the
Licensee(s).

LIQUOR CONTROL COMMISSION

Pat Agliardi
Devin Phelan
Geraldyn A. Kasker
Ed. Clement
B. C. Johnson

LICENSEE(S) SIGNATURE(S)

Valid: Jun 17, 2021 to Jun 17, 2021 - 6:00 PM to 9:00 PM

SPECIAL LICENSE



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

Department of Licensing
and Regulatory Affairs

This is to certify that a License is hereby granted to the person(s) named with the stipulation that the licensee is in compliance with Commission Rule R 436.1003, which states that a licensee shall comply with all state and local building, plumbing, zoning sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the licensee. Issuance of this license by the Michigan Liquor Control Commission does not waive this requirement. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

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BUSINESS ID: 10661547

WATERFORD AREA CHAMBER OF COMMERCE

LICENSE SUBTYPE
Beer & Wine Only

LICENSE NUMBER
L-000440533

PERMITS

EVENT INFORMATION

HESS-HATHAWAY PARK
WILLIAMS LAKE

WATERFORD, MI 48328
OAKLAND County

CONDITIONS / PROVISOS

SALES & CONSUMPTION TO BE CONTAINED IN 77' x 62' AREA ENCLOSED BY FENCING.

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IN WITNESS WHEREOF,
this License has been duly signed
and sealed by both the Michigan
Liquor Control Commission and the
Licensee(s).

LIQUOR CONTROL COMMISSION

Pat Agliardi
Demetrius
Geraldyn A. Kasker
Ed. Clement
B. C. [Signature]

LICENSEE(S) SIGNATURE(S)

Valid: Jun 24, 2021 to Jun 24, 2021 - 6:00 PM to 9:00 PM

SPECIAL LICENSE