

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

DEPT: Library *lc*

BOARD AGENDA # \*B-1

Urgent

Routine

CEO Concurs with Recommendation YES  NO

(Information Attached)

AGENDA DATE August 24, 2010

4/5 Vote Required YES  NO

SUBJECT:

Approval of the Closure of the Riverbank Library on October 9, 2010, during the 34<sup>th</sup> Annual Riverbank Cheese and Wine Exposition

STAFF RECOMMENDATIONS:

Approve the closure of the Riverbank Library on Saturday, October 9, 2010 during the 34<sup>th</sup> Annual Riverbank Cheese and Wine Exposition.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2010-521

On motion of Supervisor O'Brien, Seconded by Supervisor Chiesa

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, DeMartini, and Vice-Chairman Monteith

Noes: Supervisors: None

Excused or Absent: Supervisors: Chairman Grover

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:

ATTEST:



CHRISTINE FERRARO TALLMAN, Clerk

File No.

**DISCUSSION:**

The Riverbank Library, located at 3442 Santa Fe Street, is open to the public 38 hours per week: Monday 10:00 a.m.-5:00 p.m., Tuesday and Thursday 10:00 a.m.-6:00 p.m., Wednesday 10:00 a.m.-8:00 p.m., and Saturday 12:00-5:00 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 Chamber is requesting the First Aid Station be located directly in front of the Riverbank Library. This location will provide easy public access and is located near the exposition Command Center.

Historically, this event has had quite an impact on the Riverbank Library. In the past when the library was open, there were constant lines of people waiting to use the restrooms with very little library business conducted during this weekend. The amount of supplies used by the public exceeded that which is normally provided by the custodial service. Additionally, it was 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.

Currently, the Library is scheduled to be open Saturday, October 9, 2010, from 12:00 p.m.-5:00 p.m. This year 60,000 people are expected to attend the Exposition. The Riverbank Rotary Club, the event sponsor, has recommended that the Library be closed Saturday, October 9, 2010. A signed Application and License for Temporary Use of Property is attached. The Riverbank Library has been closed for the past thirteen years during this event, and staff is recommending that it be closed again this year. Library staff will be present at a booth outside the Library to promote instant library card sign-ups, library programs and services.

**POLICY ISSUES:**

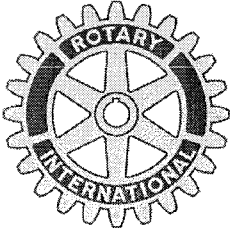
The Board should determine whether closure of the Riverbank Library during the Riverbank Wine and Cheese Exposition is consistent with its priority of Effective Partnerships.

**STAFFING IMPACT:**

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

**CONTACT PERSON:**

Vanessa Czopek, County Librarian      Phone: 209-558-7801



**RIVERBANK ROTARY**  
**Cheese & Wine Exposition**  
**2<sup>nd</sup> Weekend of October**

6618 Third Street · RIVERBANK, CA 95367  
TEL: (209) 863-9600 · FAX: (209) 863-9601

---



May 14, 2010

Vanessa Czopek  
Stanislaus Country Library  
1500 I Street  
Modesto, CA 95354

RE: Riverbank Library

Dear Ms Czopek,

For many years, we have used the library in Riverbank during our Cheese & Wine Exposition. The location is in the center of our festival boundaries, hence making it a great place for our First Aid Station, manned by the American Red Cross.

This letter is to formally request the use of the premises outside the library for our 34<sup>th</sup> Annual Riverbank Cheese & Wine Exposition, October 9 & 10, 2010. Also, it is helpful if you could have the sprinklers turned off from Friday the 8<sup>th</sup>, through the weekend.

If you have any questions or concerns, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Elswick".

Chris Elswick  
2010 Event Coordinator



CHIEF EXECUTIVE OFFICE

Richard W. Robinson  
Chief Executive Officer

1010 10<sup>th</sup> 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:	Chris Elswick, Event Coordinator, Riverbank Rotary Club
Address:	6618 Third Street, Riverbank, CA 95367
Phone:	209.863.9600
Property:	Riverbank Library (Outdoor Premises) – 3442 Santa Fe Street, Riverbank, CA 95367
When:	Saturday, October 9, 2010 and Sunday, October 10, 2010
Purpose:	Riverbank Cheese and Wine Exposition – Command Center

Terms and Conditions

1. Licensor 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

Permitted by County of Stanislaus

Chris Elswick  
Riverbank Rotary Club

Date: 8-5-10

Vanessa Czopek  
County Librarian

Date: 8/11/10