

Order 42-10/11

Passage: 9/20/10 (Anton, Skolnik and Coyne absent)

NICHOLAS M. MAVODONES (MAYOR)

KEVIN J. DONOGHUE (1)

DAVID A. MARSHALL (2)

DANIEL S. SKOLNIK (3)

CHERYL A. LEEMAN (4)

CITY OF PORTLAND

IN THE CITY COUNCIL

JOHN R. COYNE (5)

JOHN M. ANTON (A/L)

JILL C. DUSON (A/L)

DORY RICHARDS WAXMAN (A/L)

ORDER DECLARING SUNDAY, OCTOBER 17, 2010 AS “MAKING STRIDES AGAINST BREAST CANCER” DAY AS A FESTIVAL

ORDERED, that the Making Strides Against Breast Cancer Day is hereby declared as a Festival on Sunday, October 17, 2010 to be held in Portland with opening and closing ceremonies in Monument Square. Music and speeches will be from a stage position on Monument Square. The walk occupies both sides of Congress Street (from Elm Street to the Eastern Prom) with a walk route of Congress Street (headed east), right to Eastern Prom roadway, then left to Cutter Street, the right of the Eastern Prom Trail, follow to Commercial St where walkers will move to the sidewalk, continue west on Commercial, right to Center Street, right to Congress St/Monument Square (for finish).

BE IT FURTHER ORDERED, that during the race, the following streets will be closed to vehicular traffic on Sunday, October 17, 2010:

- * Both Lanes of Congress Street (between Brown and Elm) from 7:00 a.m. – 2:00 p.m.
- * Both lanes of Congress Street (from Elm to Easter Prom) from 10:45 a.m. – 11:30 a.m.
- * Federal Street Extension and a section of Congress St both lanes (from Brown Street to Elm Street) from 7:00 a.m. – 2:00 p.m.

BE IT FURTHER ORDERED, that the festival area (Monument Square and adjoining sidewalks, One City Center sidewalk areas, and Monument Way sidewalk areas) will be closed to street vendors pursuant to Section 19-17 of the Portland City Code and is reserved for the use of the American Cancer Society, for the purpose of conducting the Festival, subject to the direction and control of the City Manager.

BE IT FURTHER ORDERED, that the City Manager is hereby authorized to issue a revocable permit under §§25-26 -- 25-30 of the Portland City Code to the American Cancer Society subject to the following conditions:

- * Under no circumstances may alcoholic beverages be sold on City of Portland rights-of-way in the festival area during said event;

- * The American Cancer Society shall defend and indemnify the City and hold it harmless from and against all claims arising out of activities during said event, and shall take out and maintain public liability insurance coverage in the amount of at least \$400,000 combined single limit for personal or bodily injury, death or property damage and naming the City as an additional insured thereon for said purposes;
- * Conditions for use of grounds, specified in a permit issued from the Recreation Office, shall be adhered to;
- * The American Cancer Society shall have sole authority over participating vendors at the event and may charge a fee to vendors for the opportunity to vend at the races; and
- * The American Cancer Society will be responsible for paying associated city costs (such as police assistance, Medcu assistance, public services assistance, and City Clerk's license fees, Inspection Services fees and recreation permit fees) and other city costs deemed necessary.

BE IT FURTHER ORDERED, that the City Manager is also authorized to issue such other temporary licenses, including licenses for food service establishments, as may be required by the Portland City Code, provided that all other applicable requirements of said Code have been met regarding the operation of said festival/event.