



CITY OF WASILLA

290 E. HERNING AVE.
WASILLA, ALASKA 99654-7091
PHONE: (907) 373-9050
FAX: (907) 373-9085

COUNCIL MEMORANDUM NO. 93-29

From: Mayor Stein
Date: April 7, 1993
Subject: Beer at Ballfields

On June 8, 1992, Council considered a proposal from Ted and Marilyn Anderson (President of Mat-Su Softball Association and owners of the Mug Shot Saloon) to permit them to sell beer and wine at Bumpus Ballfields in cooperation with the softball association. A portion of the revenue was to go to the association through concession use fees with 2% (now sales tax) to go directly to the City. The Mug Shot would also sponsor tournaments. Council approved the concept without opposition.

Mr. and Mrs. Anderson didn't operate at Bumpus Ballfields in 1992. We have just received the Anderson's application for a catering beer and wine license. Staff wishes to advise Council that we expect the association and the Andersons to request use of the Bumpus concession stand for beer and wine sales this summer. These sales would occur only during adult association games.

Staff will work out a specific agreement with the Andersons and softball association to include restrictions on times of sale, storage of stock, clean up and liability insurance.

We ask that Council confirm its approval of beer and wine sales at Bumpus Ballfields and approve ~~our non-objection~~ to the Anderson beer and wine ~~catering~~ liquor license.

Site

John C. Stein, Mayor

cc: Mat-Su Softball Association
Ted and Marilyn Anderson

APPROVED

DATE: 4/12/93
BY: [Signature]

D. Ordinance Serial No. 92-17; Annexing certain land into the corporate boundaries of the City of Wasilla (New Wasilla Airport Site) (Adoption).

Motion/Second: Hjellen/Carson

To adopt Ordinance Serial No. 92-17. Motion passed.

E. CM. No. 92-56; Beer Sales at Bumpus Ballfields

Mr. Ted Anderson, stated they expect to have the concession for the entire season, the Mat-Su Softball Association will pay for a maintenance crew to clean up and haul garbage. Mr. Anderson stated that he considered getting the catering license off the Mug Shot Saloon liquor license to sell beer and wine at the fields, they pay the Association to be in the concession stand and sponsor tournaments, and he would consider giving the City a similar amount to the sales tax paid in Palmer.

Motion/Second: Erickson/Carson

That Council approve the concept of selling beer and wine at the Bumpus Ballfields with the provision that the caterer give a 2% return on sales to the City. Motion passed.

INTERMISSION: 8:10--8:20 PM

F. CM. No. 92-57; Polarconsult E & O Insurance

Mr. Deuser gave a brief background of events, stated that Polarconsult is owned by a Denmark Company, Bigum and Steenfos which is insured by a Swiss Company, Winterthur. If disputes occur they will be resolved in a Danish Court by Danish law. Mr. Deuser gave 4 alternatives as follows, but suggested Council not consider alternative 1 or 3. Mr. Deuser stated that he and Administration is looking for guidance from Council.

Alternative #1: Agree that it was a mutual mistake as to the nature of coverage requirements and start over.

Alternative #2: Resolve the questions as best as possible and accept the risk of coverage disputes and accept Polarconsult insurance.

Alternative #3: Make a determination of non-responsiveness and go to the second bidder.

Alternative #4: Renegotiate with an approved authorized carrier in Alaska with the authority to adjust the dollars up to \$_____ for Polarconsult.

Motion/Second: Hjellen/Erickson

To accept Alternative #4, to re-negotiate with an approved authorized carrier in Alaska with the authority to adjust the dollars up to \$15,000 for Polarconsult. Motion passed.

G. CM. No. 92-59; Head Start Lease

No action, Administration will bring back a new lease at a later date.



CITY OF WASILLA

290 E. HERNING AVE.

WASILLA, ALASKA 99654-7091

PHONE: (907) 373-9050

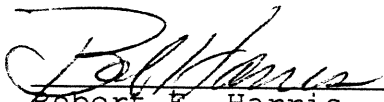
FAX: (907) 373-0788

COUNCIL MEMORANDUM NO. 92-56

From: Deputy Administrator
Date: June 1, 1992
Re: Beer Sales at Bumpus Ballfields

Council indicated they may consider revising the present policy of not permitting alcoholic beverage sales at the concession stand at the Bumpus Ballfield Complex. The policy was established, at least in part, as a result of staff concerns that the concessionaire for the Mat-Su Softball Association did not have liquor liability insurance for the site. The concessionaire, Ted Anderson, has now informed us that the insurance is available if Council will permit the sale of beer as is done at the softball complex in Palmer.

Mr. Ted Anderson wishes to obtain City permission to sell beer/wine at the Bumpus Ballfields and will be available to respond to questions.


Robert E. Harris
Deputy Administrator

APPROVED

DATE: 6/18/92

BY: [Signature]

*Concept of selling
beer & wine with
provision of a 2% return
to the City*

TO:

Mr Bob Harris
City of WAsilla
290 E Herning
Wasilla, Ak 99654

Integra Insurance Services

452 Knik Road • P.O. Box 872527
Wasilla, Alaska 99687

Office: 376-3656 Fax: 694-4162

REGARDING: Ted Anderson/Bumpus Field Concession Stand

DATE: 5-28-92

Dear Bob,

To confirm our conversation, Mr. Anderson carries liability insurance, including liquor liability for his business and the concession stand in Palmer. The Bumpus Field concession stand can be added to his current coverage upon request.

I am attaching a photocopy of his declaration page of coverage showing policy limits. Please advise if you want the additional exposure added to this coverage and any special conditions the City would require.

Thanks,



RECEIVED

MAY 29 1992

City of Wasilla

DECLARATION

It is hereby noted and agreed that wherever the words "Company" or "Underwriters", "Insured" and "Policy" appear herein, same shall be deemed to read "Insurers", "Assured" and "Certificate" respectively.

Attaching to and forming part of Certificate Number 664/2519301B

TYPE: 1) ALL RISKS OF PHYSICAL LOSS OR DAMAGE INSURANCE
 INCLUDING FLOOD AND EARTHQUAKE
 2) COMMERCIAL GENERAL LIABILITY
 INCLUDING LIQUOR LIABILITY

FORM: 1) ALS 1972 (Exclusion 2 & 3 deleted); ALS Replacement
 Cost Endorsement; MP0450 (1279); IL0280 (0489)
 MP1505(0581).
 2) L6395a (0173); GL0404 (0581); L9492 (0173); Alaska
 Policyholders Notice.

ASSURED: THEODORE W (JR) AND MARILYN D ANDERSON DBA MUG SHOT
 SALOON AND SCENICWARE ALASKA
 251 W PARKS HIGHWAY
 WASILLA
 ALASKA 99654

PERIOD OF INSURANCE: From 5th December 1991
 To 5th December 1992
 both days at 12.01 a.m. at place of location, and
 for such further period or periods as may be mutually
 agreed upon.

INTEREST: 1) a) Buildings b) Contents including Inventory
 c) Business Interruption and Extra Expense

 2) Premises operations as per form.

SUM INSURED: 1) a) US\$800,000 b) US\$148,000 c) US\$120,000 (33 1/2
 monthly)

 2) US\$1,000,000 Products & Completed Operations Aggregate
 US\$1,000,000 Personal & Advertising Injury Aggregate
 US\$1,000,000 Each Occurrence
 US\$ 50,000 Fire Damage (any one fire)
 US\$ 5,000 Medical Expense (any one person)
 US\$1,000,000 Each common cause as respects Liquor
 Liability.

This is evidence of insurance procured and developed under
the Alaska Surplus Lines Law, AS21.34. It is not covered by the
Alaska Insurance Guaranty Association Act, AS21.80.
SWETT & CRAWFORD CORP.
LIC. # 82228

SITUATION: As above.

CONDITIONS: This Certificate shall be subject to deductibles
 as follows:

1) US\$1,000 per occurrence
2) US\$1,000 per claim

BROKER FEE 500.⁰⁰
STATE TAX 290.25
STAMPING FEE 107.50
INSPECTION FEE 250.⁰⁰

Service of Suit Clause (USA) naming Brady & Tarpey P.C.
60 days Cancellation Clause except 10 days in respect
of non-payment and/or as required by State Law.
The Insured's duties in the event of an occurrence,
claim or suit shall include that the Named Insured shall
cooperate with the Underwriter, Inc. of 333 Elm

Street, P.O. Box 1063, West Springfield, Massachusetts
01090 in writing of any and all accidents, incidents,
claims or occurrences of any nature which apply to the
General Liability portion of this Insurance.

Valuation at Replacement Cost Value.

80 % Co-Insurance Clause

Seepage &/or Pollution &/or Contamination Exclusion
Clause (1999a) and A.L.S. Authorities Exclusion in
respect of Section (1)

New Short Rate Cancellation Table Endorsement (NMA 45)

Radioactive Contamination Exclusion Clause

Physical Damage - Direct

N.M.A.1191 (USA)

Nuclear Incident Exclusion Clause - Liability -

Direct (Broad) NMA1256

Absolute Pollution Exclusion in respect of Section (2)

Absolute Asbestos Exclusion in respect of Section (2)

Lead Paint Exclusion Clause in respect of (2)

In consideration of the premium charged, it is
understood and agreed that any Loss Payees and/or
Mortgagees shall be deemed to be automatically included
hereunder if advised in writing prior to loss providing
that no increase in exposure, following such addition,
is incurred.

Mortgagee:- Richard Tzou & Dan Tarny Tzou of P.O. Box
874127, Wasilla, Alaska 99687.

Warranted sprinkler system is maintained operational and
regular maintenance is carried out.

Sub-Limit: US\$1,000 separately as respects Inside/
Outside Monies and Securities.

PREMIUM:

1) US\$ 5,000

2) US\$ 5,000

Dated in *Seattle, WA*

this *10th* Day of *April* 1992



CITY OF WASILLA

290 E. HERNING AVE.

WASILLA, ALASKA 99654-7091

PHONE: (907) 373-9050

FAX: (907) 373-0788

April 1, 1992

Mat-Su Softball Association, Inc.
P. O. Box 875550
Wasilla, Alaska 99687

Attention: Pola

Dear Pola:

The purpose of this letter is to confirm to you that the City of Wasilla agrees to continue the arrangement made last year between the City and the Mat-Su Softball Association, Inc. (MSSBA). The City as owners of the ballfields located in the SE 1/4, SE 1/4, NW 1/4, S5, R1W, T17N, Seward Meridian delegates the management and maintenance responsibilities of the facility to the MSSBA from April 15, 1992 through September 30, 1992. Major items of maintenance and repair needed because of vandalism or act of nature will be performed by the City. Cleanliness and field preparation for playing will be the responsibility of your association.

The MSSBA is required to maintain the City as additional named insured as evidenced by the association's insurance certificate. The association is reminded that the City does not permit alcoholic beverages to be carried on or consumed on City property. The MSSBA will maintain a use schedule and will permit other organized groups to schedule and use the fields when the association is not using the fields.

Sincerely,

Robert E. Harris
Deputy Administrator

REH/sbh



CITY OF WASILLA

290 E. HERNING AVE.
WASILLA, ALASKA 99687
PHONE: (907) 373-9050
FAX: (907) 373-0788

May 8, 1991

Mat-Su Softball Association, Inc.
P. O. Box 875550
Wasilla, Alaska 99687

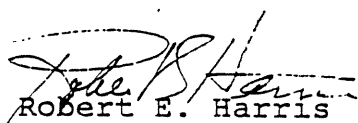
Re: Lease of Bumpus Ballfield Complex

*Gentlemen:

The Council of the City of Wasilla has granted authorization for the Mayor to enter into a lease agreement with the Mat-Su Softball Association. The property is described as the Bumpus Ballfield Complex and consists of approximately 10 acres containing four (4) softball fields, restrooms and 2 acres of parking area.

The lease agreement which was examined and acceptable to two members of your Board of Directors, will be signed and effective upon receipt of the required certificate of insurance from your insurer. The City of Wasilla must be named as additional named insured as the certificate holder.

Sincerely,


Robert E. Harris
Deputy Administrator

REH/sbh

AD. CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

F0100

05/16/91

AGENCY
BOLLINGER
 499 BLOOMFIELD AVENUE
 MONTCLAIR NJ 07042
 TELEPHONE: 1-800-526-1379
 NJ: 1-800-772-2252
 CODE 429492 SUB-CODE

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

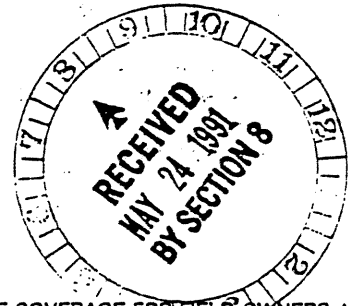
- COMPANY LETTER **A** INSURANCE CO. OF NORTH AMERICA (CIGNA)
- COMPANY LETTER **B**
- COMPANY LETTER **C**
- COMPANY LETTER **D**
- COMPANY LETTER **E**

INSURED **AMATEUR SOFTBALL ASSOCIATION OF AMERICA**
 2801 NORTHEAST 50th STREET
 OKLAHOMA CITY OK 73111

COVERAGES
 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.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	ALL LIMITS IN THOUSANDS
A	GENERAL LIABILITY	G 11599965	1/01/91	1/01/92	GENERAL AGGREGATE \$5,000,000
<input checked="" type="checkbox"/>	COMMERCIAL GENERAL LIABILITY	CERTIFICATE NUMBER 82985			PRODUCTS-COMP/OPS AGGREGATE \$5,000,000
<input type="checkbox"/>	CLAIMS MADE <input checked="" type="checkbox"/> OCCUR.				PERSONAL & ADVERTISING INJURY \$2,000,000
<input type="checkbox"/>	OWNER'S & CONTRACTOR'S PROT.				EACH OCCURRENCE \$2,000,000
<input type="checkbox"/>					FIRE DAMAGE (Any one fire) \$50,000
					MEDICAL EXPENSES (Any one person) \$ NOT COVERED

COVERAGE FOR ADDITIONAL INSURED IS EFFECTIVE 05/16/91



IMPORTANT: COVERAGE IS APPLICABLE TO FIELD OWNERS ONLY. THIS CERTIFICATE IS EVIDENCE OF COVERAGE FOR FIELD OWNERS AND CANNOT BE USED AS EVIDENCE OF COVERAGE FOR TEAMS OR LEAGUES. TEAMS AND LEAGUES MUST PURCHASE A.S.A. TEAM INSURANCE SEPARATELY. FOR INFORMATION CALL 1-800-526-1379.

COVERAGE SHALL APPLY TO THE CERTIFICATE HOLDER AS AN ADDITIONAL INSURED. COVERAGE ONLY APPLIES DURING PRACTICE AND PLAY OF SOFTBALL INVOLVING CURRENTLY REGISTERED TEAMS OF THE AMATEUR SOFTBALL ASSOCIATION OF AMERICA. COVERAGE DOES NOT APPLY TO THE LIABILITY OF ANY INDIVIDUAL TEAM OR LEAGUE. (SEE ENDORSEMENT ATTACHED).

CERTIFICATE HOLDER

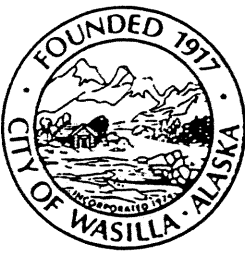
CITY OF WASILLA
 70 BUMPUS BALL FLDS
 290 HERNING AVE
 WASILLA AK 99687

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

[Signature]



CITY OF WASILLA

290 E. HERNING AVE.
WASILLA, ALASKA 99687
PHONE: (907) 373-9050
FAX: (907) 373-0788

MEMO TO FILE


From: Mayor Stein
Re: Mat-Su Softball Association
Date: June 11, 1991

On Friday, June 7, 1991, I met with Jeanie Borgford, President of the Mat-Su Softball Association.

To solve the dilemma of insurance coverage and the sale of alcohol by concessionaires under a written lease, the Mayor set out the following conditions for an informal agreement. The conditions were recommended by Deputy Administrator Bob Harris after his conversations with City of Valdez officials.

Informal Agreement - Mat-Su Softball Association

- (1) No written lease will be required.
- (2) MSSBA will maintain City as additional named insured as evidenced by certificate submitted for activities related to their use.
- (3) City will maintain liability insurance for public use of fields.
- (4) NO ALCOHOLIC BEVERAGES will be permitted in the Bumpus Ballfield Complex.
- (5) MSSBA and City will share maintenance with City providing basic turf and facility maintenance and Association performing other work.
- (6) MSSBA has priority use of the fields and will maintain a use schedule.
- (7) The public may use the fields during non-scheduled times.



John C. Stein, Mayor
City of Wasilla

CONCESSIONAIRE PERMIT

The City of Wasilla grants to:

Theodore W. (Jr.) and Marilyn D. Anderson, D/B/A Mug Shot Saloon and Scenicware Alaska
251 West Parks Highway
Wasilla, Alaska 99654, hereinafter referred to as the Permittee:

This permit to operate a concession at the Bumpus Ballfield Complex subject to the conditions set forth below.

- (a) The City of Wasilla shall be provided a certificate of insurance issued to the Permittee which includes \$1,000,000 liquor liability for the Bumpus Ballfield site and names the City of Wasilla as an additional insured party.
- (b) Alcoholic beverages (beer and wine) may be sold only from one hour prior until one hour following the actual playing of ball games sponsored by the Mat-Su Softball Association and played by teams consisting primarily of adults over the age of 21 years. No sales of alcoholic beverages are permitted during play by teams consisting primarily of persons under age 21, or played by teams not sanctioned by the Mat-Su Softball Association..
- (c) The permittee, in coordination with the Mat-Su Softball Association, shall be responsible to maintain the cleanliness of the concession booth to standards acceptable to the Department of Environmental Conservation and the City of Wasilla.
- (d) The permittee , in coordination with the Mat-Su Softball Association, agrees to pick up and dispose of trash and used containers that are left in the softball field complex.
- (e) In the event that permittee elects not to provide concession services for activities not sponsored by the Mat-Su Softball Association, the City reserves the right to permit other organizations to operate the concession area for their activities.
- (f) The permittee shall pay to the City a permit fee for each day the concession stand is operated by the permittee. The fee is an amount equal to two percent (2%) of the gross revenue of all sales made during each day in which the concession is operated and shall be delivered to the City by the 2nd working day of each month following a month in which sales were made..
- (g) This permit is effective upon presentation of the above mentioned insurance certificate, and signatures of acknowledgement by the permittee and City official. The permit expires on December 1, 1992 unless sooner revoked at the sole discretion of the City.

Theodore W. Anderson, Jr.
for: Mug Shot Saloon

John C. Stein, Mayor
City of Wasilla

Date

Date

Genie Borgford, President
Mat-Su Softball Association

Date