



Legislation Text

File #: 07261, **Version:** 2

Fiscal Note

Funds are included in the 2007 Operating Budget. The Miller Brewing Co. donation is \$10,000. No impact on the cost controls. The city is covered under its current insurance policies. Therefore, the resolution will not result in increased premiums at this time.

Title

SUBSTITUTE - Accepting sponsorship of Miller Brewing Company to help offset the cost of providing free expanded transit service on New Year's Eve and authorizing the Mayor and Clerk to sign an agreement with Miller Brewing Company, which may contain an indemnification clause.

Body

WHEREAS the City has provided free, expanded transit service on New Year's Eve for the past 32 years, beginning with grant resources from state Highway Safety funds; and

WHEREAS since the state stopped providing Highway Safety funding for this service, Metro Transit has solicited sponsors from the community; and

WHEREAS Miller Brewing Company sponsors a Miller Free Rides Program in Milwaukee and other urban areas across the country and has sponsored Metro's program the past thirteen years; and

WHEREAS Miller's proposal contains a provision which requires the City to hold harmless, indemnify and defend against liability, damage, claims or suits which arise out of the City's acts or omissions in connection with the agreement; and

WHEREAS pursuant to APM 1-1, the inclusion of such a provision requires the express approval of the Common Council; and

WHEREAS the provision of expanded service on New Year's Eve is designed to provide better service to our community and cannot be provided without this sponsorship such that the execution of the agreement is in the public interest;

NOW THEREFORE BE IT RESOLVED that the Common Council accepts the sponsorship of Miller Brewing Company and funding to help offset the cost of providing free expanded service on New Year's Eve in 2007;

BE IT FURTHER RESOLVED that the Common Council authorizes the Mayor and Clerk to sign an agreement with Miller Brewing Company and that said agreement might contain an indemnification provision negotiated by and acceptable to Metro staff, the City Attorney and the Risk Manager.