

RESOLUTION NO. 2023-04

A RESOLUTION OF THE CITY OF BEE CAVE, TEXAS CITY COUNCIL DECLARING THE CREATION OF THE ANNUAL BEE CAVE ON ICE CITY EVENT.

WHEREAS, the Bee Cave City Council strives to provide the highest quality of life for the community through city events; and

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WHEREAS, in 2022 the Bee Cave City Council created and conducted an ice-skating event, titled Bee Cave on Ice, with the coordinated efforts of local businesses, including hotel participation, and property owners; and

WHEREAS, the ice rink is not a permanent building, but one which must be constructed and deconstructed and therefore is not available year-round; and

WHEREAS, the 2022 the Bee Cave on Ice event was held at an outdoor rink and more than doubled the population of the city for the term of the event; and

WHEREAS, the 2022 the Bee Cave on Ice event brought in 25,000 skaters, and, based on credible information, the city estimated that approximately 75,000 people came into the city throughout the event. Such a surge in the local population resulted in tangible and intangible economic benefits for the City and local businesses; and

WHEREAS, the primary hotel located within the City, the Sonesta Hotel, is located two blocks from the event location. It hosted "Stay and Skate" packages, which allowed their guests discounted rates on ice skating if they were overnight hotel guests thereby increasing their usage significantly within the City; and

WHEREAS, based in part on the 2022 the Bee Cave on Ice attendance numbers, the City Council of the City of Bee Cave finds the majority of participants are tourists who substantially increase economic activity at hotels in or near the City; and

WHEREAS, the 2022 the Bee Cave on Ice event also brought in a net revenue for the City directly from the participants in the event; and

WHEREAS, the 2022 the Bee Cave on Ice event is found to also promote the arts by encouraging people to learn about the artforms as well as the sport and recreational aspects of ice

skating and by providing performances of different types by and through the use of ice skating; and

WHEREAS, the Bee Cave City Council finds that the economic stimulation of the local businesses and community created by the event is a positive impact on the city as a whole, promotes the City's governmental purposes associated with economic growth, and helps stimulate economic stability within the City; and

WHEREAS, the City Council of Bee Cave finds that expenditures relating to the event can directly promote tourism and the hotel industry; and

WHEREAS, the success of the Bee Cave on Ice event is attributed to the dedication and hard work of City staff and officials, the coordinated efforts of the local businesses and property owners, and the event operators; and

WHEREAS, the Bee Cave City Council finds that the success of the event can be duplicated and improved if the event occurs regularly and develops further notoriety; and

WHEREAS, the Bee Cave City Council finds that it is in the best interest of the City and its citizens make the event an annual city event, to develop and improve the event's notoriety and economic impact on the community; and

WHEREAS, the City Council of the City of Bee Cave, by this resolution, creates the annual Bee Cave on Ice event along with authority and direction to the City Manager for implementation; and

WHEREAS, the City Council of the City of Bee Cave also adopts, by this resolution, the policies and general rules for the event.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEE CAVE, TEXAS THAT THE ANNUAL BEE CAVE ON ICE EVENT IS HEREBY CREATED WITH THE FOLLOWING PARAMETERS, AUTHORITY, DIRECTION, AND RESTRICTIONS:

I. ANNUAL EVENT

- a. The event created by this resolution shall be known as the annual "Bee Cave on Ice" event.
- b. The event shall encourage the recreational activity of ice skating. The event should include holiday themes and provide families and friends with a fun holiday experience.
- c. The event shall also encourage and incorporate the use of the Public Library, given the location of the City property where the rink is to be constructed.

- d. The event shall be designed to encourage not only participation, but economic stimulation of the local businesses.
- e. The event shall provide encouragement, and promote the improvement, and application of the arts, specifically different forms of ice skating, including but not limited to expressive dance on ice, plays/theater on ice, and artistic expression. Further, the event shall provide for arts at the event location (but not necessarily within the ice rink) including but not limited to painting, drawing, and photography.
- f. The event shall be held each calendar year. The city manager shall utilize his/her best efforts to have the event scheduled for a minimum of six weeks during the months of November, December, and potentially January.
- g. The event shall include an open-air ice-skating rink and activities designed to encourage skating.
- h. The event shall feature live music, figure skaters (amateur and/or professional), activities for children, celebrities (if feasible) and other recreational activities for participants to enjoy. The event may also include such other activities deemed appropriate by the city manager to promote the purposes of this event.
- i. The event shall require the payment of a reasonable fee to utilize the rink and any adjoining facilities, which shall be set by the city manager. Such reasonable fees shall be reduced to writing and posted at the event and on the internet. The City Council may change such fees at any time.
- j. Reservations shall be permitted subject to the reasonable rules and policies set by the city manager.
- k. The event may utilize sponsors, contributors, donors, or in-kind services to improve the event. Such sponsors, contributors, donors, or in-kind services provides shall only be utilized in a manner consistent with the city manager's rules and policies.
- l. While the event is a city created and sponsored event, the city manager shall coordinate different aspects of the event to be delegated or controlled through contractual obligations to businesses, the Bee Cave Economic Development Board, and localized stakeholders.

II. CITY MANAGER AUTHORITY

- a. In implementing the purpose of this resolution and the event, the city manager is authorized to adopt and implement reasonable rules and policies for the effective, safe, efficient, and successful operation of the event. Such rules and policies shall be consistent with this resolution and with all city codes.
- b. The city manager shall utilize available funding attributed for the event to hold the event, pay for management and operation of the event, advertising for the event, and teardown/cleanup of the event.

- c. The city manager shall take such necessary steps to fulfill the purpose of this resolution, including but not limited to, negotiating contracts for council approval, reserving locations, entering into contracts with vendors who are needed to provide services to the event (within the city manager's delegated funding authority), authorizing such advertising deemed appropriate by the city manager, and coordinating with local businesses, property owners, sponsors, and participants for the efficient operation of the event.
- d. The city manager shall ensure all federal, state, city ordinances and regulations are followed by attendees, participants, sponsors, vendors, operators, and city employees and officials. The city manager is authorized to take such enforcement methods deemed necessary to provide such assurance.

III. FUNDING

- a. The City Council hereby creates the "Bee Cave on Ice" dedicated fund, which is to be properly recorded in the financial records of the City by the director of finance. Such fund may be abbreviated as the BCOI Fund.
- b. The BCOI Fund shall be used for the exclusive use of the Annual Bee Cave on Ice event.
- c. The fund shall be the primary fund the city manager shall utilize to pay for city costs associated with the event.
- d. The City Council may, from time to time, allocate funds to be placed in the dedicated BCOI Fund. The City Council may remove funds from the BCOI Fund at any time. Such removal eliminates the restrictions placed upon the removed funds.
- e. Such BCOI Fund may include sub-funds or sub-designations, pursuant to standard principles of accounting and bookkeeping, to differentiate between different sources of funds and different types of revenues and expenditures.
- f. Such BCOI Fund shall be a continuous fund, with the intent being the fund becomes self-sustaining over time.

IV. EVENT RULES AND REGULATION

- a. The City Council may adopt rules, criteria, or other regulations relating to this event in the future.
- b. Any rules, criteria or other regulations adopted by the Council shall be by resolution and shall be made available to the public and participants of the event.

DULY PASSED AND APPROVED, on the _____ day of _____, 2023 at a regular meeting of the City Council of the City of Bee Cave, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF BEE CAVE, TEXAS

Kara King, *Mayor*

ATTEST:

Kaylynn Holloway, *City Secretary*

APPROVED:

Ryan S. Henry, *City Attorney*