

Order 154-14/15

Passage: 9-0 on 2/23/2015

MICHAEL F. BRENNAN (MAYOR)  
KEVIN J. DONOGHUE (1)  
DAVID A. MARSHALL (2)  
EDWARD J. SUSLOVIC (3)  
JUSTIN COSTA (4)

**CITY OF PORTLAND  
IN THE CITY COUNCIL**

Effective 3/5/2015

DAVID H. BRENERMAN (5)  
JILL C. DUSON (A/L)  
JON HINCK (A/L)  
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER DECLARING COLOR VIBE 5K RACE AS A FESTIVAL”**

**ORDERED**, that Sunday, May 24, 2015 is hereby declared to be the first annual "**Color Vibe 5k Race Festival;**" and

**BE IT FURTHER ORDERED**, that the **Color Vibe 5k Race Festival** shall be held on May 24, 2015 from 8:00 a.m to 2:00 p.m., with the Race to start at 9:00 a.m. at Payson Park and with a Rally at the end of the Race; and

**BE IT FURTHER ORDERED**, that the following streets shall be closed to traffic:

On May 24, 2015, from 8:00 a.m. to 2:00 p.m.

Baxter Boulevard from Vannah Avenue to Bates Street/295 Ramp/  
Washington Avenue; and

There will be no vehicle access from Payson Park to Baxter Boulevard;  
and

**BE IT FURTHER ORDERED**, that Payson Park and Baxter Boulevard, the Festival Area, shall be closed to licensed street vendors as provided in §19-17 of the City Code; and

**BE IT FURTHER ORDERED**, that the Acting City Manager is authorized to issue a revocable permit to the Color Vibe 5K Race organizer under §25-27 of the City Code to conduct said Festival, subject to the direction and control of the City Manager and to the following specific conditions:

1. The Color Vibe 5K Race organizer shall defend, indemnify and hold harmless the City of Portland, its officers and employees, from and against all claims arising out of or resulting from the Festival and/or use of City streets and property for said Festival, and shall procure and maintain public liability insurance in the minimum amount of \$400,000 per occurrence for personal or bodily injury, death or property damage and covering the obligation of indemnification hereunder. The Color Vibe 5K Race organizer shall provide the City with a certificate showing evidence of such insurance and showing the City as an additional insured on said insurance;

2. No alcoholic beverages may be sold on the streets or public property during the Festival within the area of the Festival;
3. Conditions for use of grounds and requirements for food service, vending sales, and other items specified in a permit issued from the Recreation & Facilities Management Department, shall be adhered to;
4. Requirements for hiring security and staff, and other items specified in an operating agreement issued from the Recreation and Facilities Management Department, shall be adhered to;
5. The City Clerk's Office shall charge the usual fees for licensing food vendors, street goods vendors, and other needed licenses for the Festival;
6. The Color Vibe 5K Race co-organizer, which is the City's Recreation Division, shall have sole authority over participating vendors at the festival and may charge a fee to vendors for the opportunity to vend at the Color Vibe 5k Race Festival;
7. Where city staff are needed, the Color Vibe 5K Race organizer will reimburse City Departments for the costs; and

**BE IT FURTHER ORDERED,** that the City Manager is authorized waive fees and to issue such other temporary licenses, including licenses for food service establishments, as may be required by the City Code, provided that all other applicable Code requirements for the operation of the Festival have been met.