

DISTRICT OF COLUMBIA  
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 ALCOHOLIC BEVERAGE CONTROL BOARD  
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 MEETING

IN THE MATTER OF:

Temporary License Application	
Event: Washington Area	Fact-
Bicyclist Association (WABA)	Finding
Dates of Event: May 29-30, 2015	Hearing
Applicant: Michelle K. Cleveland	
Neighborhood: Yards Park, 355	
Water Street, SE	
7,000 Attendees	

May 6, 2015

The Alcoholic Beverage Control Board  
 met in the Alcoholic Beverage Control Hearing  
 Room, Reeves Building, 2000 14th Street, N.W.,  
 Suite 400S, Washington, D.C. 20009, Chairperson  
 Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson  
 NICK ALBERTI, Member  
 DONALD BROOKS, Member  
 MIKE SILVERSTEIN, Member  
 HECTOR RODRIGUEZ, Member  
 JAMES SHORT, Member

ALSO PRESENT:

MARK BRASHEARS, ABRA Investigator

1 P-R-O-C-E-E-D-I-N-G-S

2 10:13 a.m.

3 CHAIRPERSON MILLER: Okay. This  
4 brings us to our Fact-Finding Hearings. Is  
5 someone here from the Washington Area Bicyclist  
6 Association?

7 MS. CLEVELAND: Hi, yes.

8 CHAIRPERSON MILLER: Hi, come on  
9 forward. So when you are ready, if you could  
10 introduce yourselves for the record?

11 MS. CLEVELAND: Hi, I'm Michelle  
12 Cleveland with the Washington Area Bicyclist  
13 Association.

14 MR. GRUBER: Paul Gruber, New Belgium  
15 Brewing Company, Tour de Fat.

16 CHAIRPERSON MILLER: Okay. What's  
17 your last name again?

18 MR. GRUBER: Gruber, G-R-U-B-E-R.

19 CHAIRPERSON MILLER: Okay. And we  
20 have an Investigator here.

21 INVESTIGATOR BRASHEARS: Investigator  
22 Brashears from ABRA.

1                   CHAIRPERSON MILLER: Thank you. So am  
2 I correct that this is the fourth time you are  
3 doing this event?

4                   MS. CLEVELAND: Yes.

5                   CHAIRPERSON MILLER: Okay. So this  
6 should go fairly quickly. Is it the same amount  
7 of people that you have had last year or the year  
8 before?

9                   MS. CLEVELAND: We are expecting about  
10 7,000 people.

11                  CHAIRPERSON MILLER: Okay. How many  
12 did you have last year, do you know?

13                  MR. GRUBER: Last year we had 8,000  
14 people, but there was a baseball game last year  
15 and we had a large spike when the game, the  
16 afternoon game, let out. We saw a big increase.  
17 This year there is no baseball game.

18                  CHAIRPERSON MILLER: Okay. So did you  
19 intentionally plan it so that there wouldn't be a  
20 game or it just happens that way?

21                  MR. GRUBER: Yes, ma'am, we did.  
22 Forest City and the BID down there asked us to

1 move away from game day.

2 CHAIRPERSON MILLER: Yes, okay. Are  
3 you making any changes this year with respect to  
4 security or other things?

5 MR. GRUBER: No. We are keeping -- we  
6 have the same security company, Watkins Security.  
7 We have 30 guards scheduled for the day. And the  
8 same basic footprint. We are adding a little bit  
9 of space in the parking lot on the northwest  
10 corner of our event site, but that's more for  
11 food trucks and operations than it is for  
12 attendees.

13 CHAIRPERSON MILLER: But those food  
14 trucks are there for the attendees?

15 MR. GRUBER: Correct, yes.

16 CHAIRPERSON MILLER: Yes. Okay. Do  
17 you have any -- are you doing the same process  
18 with respect to checking underage, for underage  
19 drinking and things like that?

20 MR. GRUBER: Yes, correct. So we have  
21 a two stage system. So when an attendee arrives  
22 they get IDed and wristbanded at one set of

1 tents. And they go to another table and buy  
2 their -- the wooden nickels that we use and then  
3 have to go to a beer station and have the  
4 wristband and the nickels to get a beer.

5 CHAIRPERSON MILLER: Okay.

6 MR. GRUBER: So and there is, you  
7 know, TIPS trained volunteers and staff in all of  
8 those locations keeping an eye out for all of the  
9 processes to be in place.

10 CHAIRPERSON MILLER: And did you have  
11 any problems last year?

12 MR. GRUBER: Not that I'm aware of.

13 CHAIRPERSON MILLER: Okay. And so  
14 you're using the same security company. Are you  
15 using some of the other same people? You were  
16 there? You headed this up last year, too?

17 MS. CLEVELAND: Yes.

18 CHAIRPERSON MILLER: Right, all right.  
19 Are the same people heading up certain things  
20 like the serving of the alcohol or what?

21 MS. CLEVELAND: We have a couple new  
22 like volunteer shift leaders as Paul said, but we

1 ensure that all of the new shift leaders take  
2 TIPS training and they go through intensive  
3 training with myself and New Belgium in advance  
4 of the event to ensure they know the wristband  
5 and ID protocols.

6 CHAIRPERSON MILLER: Okay. So you  
7 have your own training in addition to the TIPS?

8 MS. CLEVELAND: Yes.

9 CHAIRPERSON MILLER: So what else is  
10 involved with that besides knowing about the  
11 wristbands and the nickels and things like that?

12 MS. CLEVELAND: So our shift leaders  
13 will meet in advance at the site with New Belgium  
14 and go through like the whole day of protocol.  
15 And that is like re-emphasizing some of the TIPS  
16 training and then making sure that shift leaders  
17 know if they see anything weird or see anyone who  
18 might be under age, they notify one of the event  
19 staff people and grab a security guard right  
20 away.

21 CHAIRPERSON MILLER: Okay. Good. So  
22 they have like these emergency numbers they can

1 call?

2 MS. CLEVELAND: Yes.

3 CHAIRPERSON MILLER: Okay. Great.

4 Mr. Brashears, do you have something to add right  
5 now?

6 INVESTIGATOR BRASHEARS: Just some  
7 questions, ma'am.

8 CHAIRPERSON MILLER: Okay.

9 INVESTIGATOR BRASHEARS: I have  
10 reviewed the application you submitted. It spoke  
11 of stopping the event at 9:30 the first evening  
12 and 5:00 p.m. the next day. The hours of sales  
13 look like they run right up to the time of  
14 closing. I would just possibly recommend, I'm  
15 not sure how it worked last year, but is there  
16 going to be any kind of last call or any cutoffs?

17 MR. GRUBER: Yes, I can address that,  
18 sir. We do have one half hour before the end of  
19 show, we will do a last call and then have, you  
20 know, beer sales for maybe another 5 or 10  
21 minutes just to get people through the line. And  
22 then we do a hard closure 15 minutes before the

1 end. And then our performance ends at 9:00  
2 actually on Friday night, so we will likely shut  
3 down about 8:45 with last call. We put 9:30 in  
4 there just to give people time to finish that  
5 beer and then leave the venue still legally and  
6 the same for Saturday.

7 INVESTIGATOR BRASHEARS: Okay. And  
8 with respect to the areas that the alcohol is  
9 going to be consumed, are these going to be  
10 fenced or is it going to be like a designated  
11 area where the individuals can drink?

12 MR. GRUBER: They whole venue is  
13 fenced in Yards Park, so we -- on the Anacostia  
14 Parkway where the --

15 MS. CLEVELAND: The Anacostia  
16 Riverwalk.

17 MR. GRUBER: We have security staff at  
18 both ends, at the east side and west side keeping  
19 people from leaving there. And then at the north  
20 side of Yards Park at 3rd Street and 4th Street, we  
21 also have it closed there. So everybody is  
22 contained within Yards Park.

1                   INVESTIGATOR BRASHEARS: Okay. And my  
2 understanding is beer and wine, so how will the  
3 things be given out to the public? What type of  
4 containers, cups?

5                   MR. GRUBER: So it's -- we have 16  
6 ounce cups for our draft station, 12 ounce cups  
7 for our specialty beer station and then cans, 12  
8 ounce cans.

9                   INVESTIGATOR BRASHEARS: Okay.

10                  MR. GRUBER: And there is no wine.  
11 It's beer only.

12                  INVESTIGATOR BRASHEARS: Oh, beer  
13 only. Are these cups like in different size and  
14 color than say someone getting a non-alcoholic  
15 beverage would get?

16                  MR. GRUBER: Yes, yes. So the cups  
17 that the beer come in are clear plastic cups with  
18 the New Belgium Tour de Fat logo on them. And  
19 then all of the non-alcoholic drinks will be  
20 coming from our food vendors and they will be in,  
21 you know, either cans or bottles. Not bottles,  
22 but plastic, you know, coming out of the food

1 vendor.

2 MS. CLEVELAND: And there is a water  
3 station that they we create in the park for  
4 people to fill their water bottles.

5 INVESTIGATOR BRASHEARS: Okay. And I  
6 had a question concerning the security. When I  
7 reviewed the application, it listed that there  
8 would be 140 security individuals hired for the  
9 event, that's what is on the application. I  
10 don't know how that differed from, you know, what  
11 you basically told the Board.

12 MR. GRUBER: I'm not sure where the  
13 140 number came from to be honest. We have had  
14 30 as our number with Watkins and when we say  
15 7,000 people, it's 7,000 people throughout the  
16 day. We expect about 3,000 to maybe 3,500 to be  
17 on-site at any given time.

18 INVESTIGATOR BRASHEARS: Okay.

19 MR. GRUBER: And so that's where that  
20 30 number comes from. We are happy to address  
21 that, if needed. You know, we would just take  
22 that direction from you guys if you want to see a

1 few more, but it has worked well in the past with  
2 that number.

3 INVESTIGATOR BRASHEARS: Okay. And  
4 with respect to the security, will they be  
5 wearing uniforms or how are they identified?

6 MR. GRUBER: Yes, correct. Watkins  
7 Security wears, I believe, a light blue colored  
8 shirt and dark pants that is labeled security  
9 across the back and then their Watkins logo on  
10 the front.

11 INVESTIGATOR BRASHEARS: Okay. And  
12 I'm assuming -- I saw you all coordinated with  
13 DCRA for the public space. How about the  
14 Metropolitan Police? Were --

15 MR. GRUBER: We are in the process of  
16 working through the DCRA, that's one of the last  
17 three signatures I need is with MPD. They have  
18 not had any issues with us in the past, because  
19 we are not on any streets or in public space  
20 beyond Yards Park, which is a special-designated  
21 event space. So I don't foresee any issues with  
22 that, but I have not had any communication back

1 from the police, at this point.

2 INVESTIGATOR BRASHEARS: So to this  
3 point, there is not going to be any reimbursable  
4 details or --

5 MR. GRUBER: No, no.

6 INVESTIGATOR BRASHEARS: Okay.

7 MR. GRUBER: We have not been required  
8 to do that in the past. Again, we are happy to  
9 do that if they require that, but we have not  
10 been asked to and -- for the last three years.

11 INVESTIGATOR BRASHEARS: Okay. And as  
12 far as the security, I mean, is this -- is there  
13 going to be a person from Watkins basically  
14 heading up the security, coordinating with the  
15 event staff?

16 MR. GRUBER: Yes, yes, sir. They are  
17 on their own radios, but then there are two or  
18 three shift leaders who will be on radio with  
19 myself or Michelle, so that we have clear  
20 communication between the two groups.

21 INVESTIGATOR BRASHEARS: Okay. I  
22 believe that's it. It sounds like you have

1 covered the bases, sir.

2 CHAIRPERSON MILLER: Thank you very  
3 much. Board Members have questions?

4 MEMBER ALBERTI: I think Mr. Short  
5 does.

6 CHAIRPERSON MILLER: Mr. Short?

7 MEMBER SHORT: Thank you. Good  
8 morning.

9 MR. GRUBER: Good morning.

10 MEMBER SHORT: You said possibly 3,000  
11 people all day or you said 7,000 people total?

12 MR. GRUBER: 7,000 total throughout  
13 the day. At any given time as people come and  
14 go, we anticipate 3,000 to maybe 3,500 on-site at  
15 any given time. But the way our festival runs,  
16 it tends to -- people kind of come and spend an  
17 hour or two, have a beer, check out some of our  
18 stuff and then tend to move on. So we don't  
19 really keep them for the whole day.

20 MEMBER SHORT: So how many egress, how  
21 many exits and entry points do you have?

22 MR. GRUBER: Four.

1           MEMBER SHORT: Okay. So it has been  
2 a general rule since I have been a part of this  
3 Board that you have 50 for each -- 50 persons for  
4 each -- 50 security -- one security for every 50  
5 people. And it looks like you said 30. Maybe  
6 you should -- if you're thinking, 3,000 people,  
7 it would be more like 40, wouldn't it?

8           MR. GRUBER: 50 by 3,000 would be 60.  
9 That just seems like -- we can certainly look  
10 into it, but it seems like an awful lot to me.  
11 If you have been in that space, it's -- I'm not  
12 sure if you have been in Yards Park and how that  
13 works, but --

14           MEMBER SHORT: I'm familiar with it,  
15 very familiar with it.

16           MR. GRUBER: -- we can certainly look  
17 into 60. To me, that seems like an awful lot.  
18 It's a very --

19           MEMBER SHORT: I didn't say 60. I'm  
20 suggesting 50. You said 40. Is that what you  
21 have in the application?

22           MR. GRUBER: We have 30. Right now we

1 have 30 scheduled, which would be one per 100.

2 And I thought in the guidelines it actually said  
3 one to 50 or one between 50 and 100. Is that  
4 correct?

5 MS. CLEVELAND: I think so.

6 MR. GRUBER: We can certainly add. We  
7 are happy to do that. I just -- with the family  
8 friend -- it's a very family-friendly all ages  
9 event. It's free to attend. We do get a lot of  
10 young families come down with their kids. It's  
11 not been that, but we can certainly look to go to  
12 40 or so if that would make you comfortable.

13 MEMBER SHORT: No, I think that pretty  
14 much that's what we do for everyone who comes --

15 MR. GRUBER: Okay.

16 MEMBER SHORT: -- before this Board.  
17 And so if you're going to have 40, that sounds  
18 great. And you have, again, three exit/entry  
19 points?

20 MR. GRUBER: Four.

21 MEMBER SHORT: Four.

22 MR. GRUBER: So one on the east and

1 west like on the boardwalk, on the riverwalk and  
2 then one on north end, on the east side and west  
3 side on the north end of the park. So basically  
4 at 3rd Street and 4th Street to get into the venue.

5 MEMBER SHORT: Okay.

6 MR. GRUBER: And then on the east and  
7 west at the sound end of the venue on the  
8 riverwalk.

9 MEMBER SHORT: What are you doing for  
10 First Aid?

11 MR. GRUBER: We have AMR Ambulance or  
12 AMR Medical Services coming down. They will have  
13 a basic life-support unit ambulance on-site, plus  
14 two other EMTs inside a tent in the venue.

15 MEMBER SHORT: Okay.

16 MR. GRUBER: So we will have two at  
17 the rig and then two in the venue.

18 MEMBER SHORT: Okay. As you can see,  
19 I'm kind of hung up with public safety.

20 MR. GRUBER: Yes, yes, no, it's --

21 MEMBER SHORT: Now, you say you have  
22 contacted MPD? And what did they say again?

1 MR. GRUBER: We have not heard back  
2 from MPD yet. I have emails out to them. We are  
3 just waiting on a reply. In past years, they  
4 have just signed and pushed our permit through  
5 with Ms. Stewart at DCRA, because we are not  
6 going on any streets and we are staying within  
7 the event space, so they have not required us to  
8 do any off-duty details.

9 MEMBER SHORT: So there are no streets  
10 where the families will be crossing in and out to  
11 get to your site?

12 MR. GRUBER: They will be coming in  
13 from Metro or coming in, obviously, but MPD has  
14 never asked us for -- to do that or at least for  
15 the last three years, they have not required us  
16 to do any off-duty.

17 MEMBER SHORT: Okay. I just have been  
18 familiar since I have been a part of this Board  
19 that we -- MPD is contacted and MPD kind of  
20 signals to us that they are aware that you're  
21 going to have 3,000 people there and that they  
22 will be prepared if something does come up.

1 MR. GRUBER: Like I said, sir, I --

2 MEMBER SHORT: The MPD --

3 MR. GRUBER: -- have reached out to --  
4 I can give you his name here, one second. Our  
5 contact through the DCRA --

6 MEMBER SHORT: Let me cut you off for  
7 one moment, please. I wouldn't want you to go  
8 through DCRA to do this. You call MPD yourself.

9 MR. GRUBER: Correct. And they --  
10 DCRA for our event permit gives us a list of  
11 contacts that we reach out to to get signatures  
12 for the final approval of our event.

13 MEMBER SHORT: So you have signatures  
14 from MPD then?

15 MR. GRUBER: Again, to confirm, I do  
16 not. I have reached out to Lieutenant Glover  
17 several time and have not heard back. So I had  
18 the same situation with him last year. He was  
19 very difficult to get a hold of, so I'm still  
20 waiting for a reply from Lieutenant Glover on the  
21 signature for our event. So I have, for every  
22 week for the last three weeks, reached out to

1 him.

2 MEMBER SHORT: Okay. Please  
3 understand this, there is a purpose why they have  
4 that checklist and I would suggest very strongly,  
5 and I would feel better voting for this after I  
6 see a signature from MPD. That's just my one  
7 vote.

8 MR. GRUBER: And I am -- I feel very  
9 strongly in this checklist as well. And we have  
10 been working through this with the DCRA and doing  
11 this. And so we are continuing to do it.  
12 Unfortunately, I can't strong-arm him into  
13 contacting me.

14 MEMBER SHORT: I understand.

15 MR. GRUBER: I'm trying.

16 MEMBER SHORT: You sound like you are  
17 a very cooperative person. So we have your event  
18 is the 29th and 30th of this month?

19 MR. GRUBER: Correct.

20 MEMBER SHORT: So you have some time  
21 to get Lieutenant Stewart to sign something,  
22 initial it or let us, the Board, and the

1 Investigator know that MPD is on board with what  
2 you are doing.

3 MR. GRUBER: Okay. It might be worth  
4 a trip down to MPD and just show up.

5 MEMBER SHORT: Yes. I would agree  
6 with that. Maybe bicycle down there and knock on  
7 his door.

8 MR. GRUBER: Yes, sir.

9 MEMBER SHORT: Make sure you get that  
10 signature. Thank you, Madam Chair, that's all I  
11 have.

12 CHAIRPERSON MILLER: Okay. Others?  
13 Mr. Rodriguez?

14 MEMBER RODRIGUEZ: Yes, sir. Maybe  
15 I'll get a chance to learn something from you,  
16 since you are with the Bicycle Association. And  
17 that is driving while intoxicated. Since you are  
18 going to be serving liquor there, what is the  
19 rule with respect to bicycle riders driving while  
20 intoxicated?

21 MS. CLEVELAND: I can speak to that a  
22 little bit. So we have the nonprofit MORE, which

1 is Mid-Atlantic Off Road Enthusiasts, they are  
2 one of our partners in this event. They run a  
3 bike valet at the events. And they are there  
4 checking people in and checking people back out  
5 and they are instructed to not let anyone bike  
6 away if they, you know, seem too intoxicated or  
7 if they seem like they could endanger themselves  
8 and they can offer to call a cab for them. They  
9 can offer them to just take the Metro.

10 The event on Saturday, bikes are  
11 allowed on the Metro, so they could just take  
12 their bike along on the Metro home. But we are  
13 definitely not encouraging that at all. And we  
14 are doing what we can to prevent that.

15 MEMBER RODRIGUEZ: And after hearing  
16 that, I don't suppose I would be out of order by  
17 asking about bicycle rights, but that's a pet  
18 peeve of mine to see cycles with no lights and,  
19 you know, I have had some close calls with  
20 bicycles and there is no enforcement.

21 MS. CLEVELAND: Definitely.

22 MEMBER RODRIGUEZ: So I don't know if

1 I'm out of order asking you all about that.

2 MR. GRUBER: Well, that's a big part.

3 So I represent the New Belgium Brewing Company  
4 who is the sponsor for the event and that's a big  
5 part of our mission to help the nonprofits. We  
6 actually bring bike lights as part of our  
7 inventory of merchandise items that we provide  
8 for them to sell as a fundraiser. And so we are  
9 trying to get at -- really they are, I think, \$5  
10 a light, so we are trying to get those out to  
11 people as much as we can.

12 MEMBER RODRIGUEZ: Right.

13 MR. GRUBER: And to push that  
14 responsible riding.

15 MEMBER RODRIGUEZ: Yes, that's  
16 something we need to advocate because I  
17 constantly see that in the streets and it is a  
18 danger for everybody concerned.

19 MS. CLEVELAND: And if I can just add  
20 to that, one of the good things about this event  
21 is that it does end at 5:00 p.m., so there are  
22 still several hours of daylight for people to get

1 home, if they don't have lights. And away from  
2 this event, one of WABA's things that we do,  
3 Washington Area Bicycle Association, is hand out  
4 lights for free to people on the streets who are  
5 riding without lights.

6 We actually have a contract from DDOT  
7 that allows us to pay for those lights and hand  
8 them out, so that's one of our outreach programs.

9 MEMBER RODRIGUEZ: Okay. I'm glad to  
10 hear that.

11 MS. CLEVELAND: Yes.

12 MEMBER RODRIGUEZ: Thank you.

13 CHAIRPERSON MILLER: Mr. Alberti?

14 MEMBER ALBERTI: Good morning.

15 MR. GRUBER: Good morning.

16 MEMBER ALBERTI: So just to be fair,  
17 so when you contacted Lieutenant Glover, is it?

18 MR. GRUBER: Yes.

19 MEMBER ALBERTI: Did you tell him the  
20 purpose of your contact?

21 MR. GRUBER: Yes, sir.

22 MEMBER ALBERTI: So he knows about the

1 event?

2 MR. GRUBER: Yes, sir.

3 MEMBER ALBERTI: Okay. So he knows  
4 why you are trying to contact him, but he hasn't  
5 gotten back to you.

6 MR. GRUBER: Correct.

7 MEMBER ALBERTI: Okay. Great. So  
8 that's helpful to me. All right. So you're  
9 going to have, I think -- well, you said 30 hired  
10 security, but you are thinking about upping that.

11 MR. GRUBER: Yes.

12 MEMBER ALBERTI: Are you going to have  
13 -- you talked about volunteers. Are you going to  
14 have volunteers who are responsible for  
15 monitoring the crowd running through the event?

16 MR. GRUBER: Yes, sir. We have  
17 upwards of 400 total volunteers for this event  
18 throughout the day. And so they are in several  
19 different locations. There are merchandise  
20 sales, the wristband and token sales booths and  
21 then the beer booths.

22 MEMBER ALBERTI: Yes.

1 MR. GRUBER: And then also running  
2 bike valet. And then so amongst that group, then  
3 there is also people that are shift leaders that  
4 are going from station-to-station and that are  
5 monitoring the crowd as well. As well as I have  
6 a staff of 10 that travel with me that are also  
7 in the crowd with radios and that are moving back  
8 and forth and helping produce the show and able  
9 to keep an eye on everything.

10 MS. CLEVELAND: And my like sole job  
11 during the day it seems is just kind of roaming  
12 around and I'm on the radio with New Belgium and  
13 just ensuring the event runs smoothly.

14 MEMBER ALBERTI: So amongst those  
15 volunteers, are there any whose responsibility is  
16 to sort of monitor the crowd for who has  
17 alcoholic beverages and who doesn't and who is  
18 behaving themselves and who isn't?

19 MR. GRUBER: Yes, yes, and that more  
20 falls on our security. So we have two security  
21 at each of the four entrances.

22 MEMBER ALBERTI: Right.

1           MR. GRUBER: And then the rest of the  
2 security detail are rovers. So they are walking  
3 the crowd. And then part of our TIPS training  
4 and alcohol training procedure is for everybody  
5 in the token booth that is selling the tokens and  
6 at the beer booth is to watch as people are  
7 coming up and to pay attention to how the crowd  
8 is and what the vibe is and make sure that  
9 somebody who comes up looking a little  
10 intoxicated, we bring them over to the water  
11 station, maybe give them something to eat, ask  
12 them to take a little breather and stay away from  
13 that for a bit.

14           MEMBER ALBERTI: What I'm going to  
15 suggest to my fellow Board Members is that, and  
16 we have seen this at other events, is that if you  
17 can commit to, because I know it's expensive to  
18 hire security, having designated volunteers who  
19 have some TIPS training to be part of -- sort of  
20 part of the security, part of the people who are  
21 responsible for monitoring the crowd, who  
22 contacts the hired security and the like, but

1 their responsibility is to monitor the crowd.

2 Would we be satisfied with that as  
3 additional security? Because we often do that.  
4 I mean, we often allow volunteers to be the eyes  
5 and ears of the security.

6 MEMBER SHORT: Well, Mr. Alberti, I  
7 can yield to that. If the security is going to  
8 work and they know their jobs and they are  
9 designed to do that and security can work with  
10 them and they know what security is doing. So  
11 it's a buy-in, I have no problem with that.

12 MEMBER ALBERTI: Okay. Okay. So  
13 would you dedicate 20 additional volunteers to be  
14 doing that during the day?

15 MR. GRUBER: Yes, we could do that,  
16 sir.

17 MEMBER ALBERTI: It would be cheaper  
18 than hiring more security.

19 MR. GRUBER: Yes.

20 MEMBER ALBERTI: I'm offering that up  
21 for you.

22 INVESTIGATOR BRASHEARS: I would

1 recommend that they be identified in some way as  
2 far as the event staff.

3 MEMBER ALBERTI: Yes.

4 INVESTIGATOR BRASHEARS: And make sure  
5 they have the capability to communicate with the  
6 security personnel in the event something  
7 happens.

8 MEMBER ALBERTI: Yes, yes, that would  
9 be great. Thank you.

10 CHAIRPERSON MILLER: Do you have any  
11 other questions? Mr. Alberti, are you done with  
12 your questions?

13 MEMBER ALBERTI: I'm done. Thank you.

14 CHAIRPERSON MILLER: Mr. Silverstein?

15 MEMBER SILVERSTEIN: Yes. I just want  
16 to thank you folks. We are running a bit late.  
17 I do want to thank you for cooperating with the  
18 local folks in moving this away from the ball  
19 game because they have enough in the way of  
20 pedestrian issues and other issues crossing down  
21 there during and after baseball games. And I  
22 have full confidence you guys will do well,

1 because you are quite concerned about your public  
2 image and you are not going to be doing anything  
3 to damage it.

4 MR. GRUBER: Okay. Well, thank you.  
5 We appreciate that. We -- I travel around the  
6 country and do this in 10 total cities and, you  
7 know, you guys are a great, tough Board, but I  
8 love answering these questions because it pushes  
9 us to get better and better at what we do.

10 MEMBER RODRIGUEZ: Right.

11 MR. GRUBER: And we do appreciate  
12 that, but we also like to bill ourselves. We are  
13 a bicycle festival with beer. We are not a beer  
14 festival with bikes. So we have really put that  
15 bike advocacy and that stuff up front and the  
16 beer really is secondary, which is why our hours  
17 are, you know, during the daytime hours and that  
18 stuff. So we have tried to be responsible  
19 throughout our history with that. And this is our  
20 16th year and we are closing in on \$4 million  
21 raised for our nonprofits, which I'm pretty proud  
22 of.

1                   MEMBER SHORT: I'm going to vote for  
2 you guys, so you're going to keep those lights on  
3 those bicycles, right?

4                   MR. GRUBER: Yes.

5                   MEMBER SHORT: If I see any bicycles  
6 in D.C. at night with -- no, okay.

7                   MEMBER ALBERTI: You didn't mention  
8 helmets.

9                   MEMBER SHORT: I didn't want to excite  
10 too many people.

11                  MS. CLEVELAND: We encourage people to  
12 wear helmets, yes.

13                  MEMBER SHORT: I have to ask Mr.  
14 Rodriguez, what about the signature, sign-off for  
15 the MPD? Does that matter, too?

16                  MEMBER RODRIGUEZ: You've got to bike  
17 down there and get that signature.

18                  MR. GRUBER: Okay.

19                  CHAIRPERSON MILLER: But we can --

20                  MEMBER RODRIGUEZ: Thank you.

21                  MEMBER ALBERTI: Can we sign this  
22 contingent upon --

1 CHAIRPERSON MILLER: Yes.

2 MEMBER ALBERTI: -- whether we see  
3 that they have supplied us with proof that they  
4 have a signature? And they can just do that  
5 through staff.

6 MEMBER RODRIGUEZ: That's on the  
7 record.

8 MEMBER ALBERTI: Contact Investigator  
9 Brashears. That would satisfy me.

10 CHAIRPERSON MILLER: I have one quick  
11 question for you. I just want to know, do you  
12 have a breakdown of how many of the participants  
13 are children and how many are adults?

14 MR. GRUBER: We don't have that  
15 metric, but I would guess over our season that we  
16 see probably 10 percent of our total attendees  
17 are kids coming in with their parents. But it's  
18 not the -- it's mostly kids that are probably 6  
19 and younger. It's kids coming in with their  
20 parents on their little bikes. It's not that  
21 maybe 7 to 16 year-old kids. We are not really  
22 getting that teenage group.

1 CHAIRPERSON MILLER: Yes, okay.

2 MR. GRUBER: For whatever reason. I  
3 think the bands that we are pulling in aren't  
4 really the draw for that demographic, so it's  
5 mostly just the young families where we are  
6 seeing the children.

7 CHAIRPERSON MILLER: Okay. I was just  
8 curious. All right. So getting back to this  
9 application. Oh, you have a question?

10 MEMBER RODRIGUEZ: I have one last  
11 question.

12 CHAIRPERSON MILLER: Okay.

13 MEMBER RODRIGUEZ: I'm trying to get  
14 educated from you all. What is the percentage of  
15 bike riders in D.C. right now? I know they are  
16 growing and I like to bike.

17 MS. CLEVELAND: I should know it.

18 MEMBER RODRIGUEZ: I'm licensed.

19 MS. CLEVELAND: It's under 5 percent.

20 And we are trying to increase that, obviously.  
21 We are seeing mode-share increase where people  
22 are biking to the Metro and taking the Metro, you

1 know, using BikeShare.

2 MEMBER RODRIGUEZ: Okay.

3 MS. CLEVELAND: But it's still very  
4 low.

5 MEMBER RODRIGUEZ: It's exciting.

6 Thank you.

7 CHAIRPERSON MILLER: Okay. So I think  
8 that we can vote on this, but I also wonder if  
9 that security box should be changed, because it's  
10 not accurate. As of now it says 140. So you're  
11 not going to have 140.

12 MR. GRUBER: Can we drop that to 40  
13 and then I will increase our numbers up to 40.

14 CHAIRPERSON MILLER: You will?

15 MR. GRUBER: For Mr. Short and we will  
16 add the volunteers as well as in monitoring, but  
17 I think, you know, having 40 guards will help us.

18 CHAIRPERSON MILLER: Okay.

19 MEMBER SHORT: Thank you very much.

20 MR. GRUBER: You're welcome, sir.

21 MS. CLEVELAND: Thank you.

22 MEMBER SHORT: We will sign-off.

1                   CHAIRPERSON MILLER: I think I'm going  
2 to have you change it, initial it.

3                   MEMBER SHORT: Change it.

4                   MR. GRUBER: Okay.

5                   MEMBER ALBERTI: Ms. Walker will bring  
6 it back to you.

7                   CHAIRPERSON MILLER: It's 140 and you  
8 can cross out the 1.

9                   MR. GRUBER: I honestly don't know  
10 where that 140 came. That was an error.

11                   INVESTIGATOR BRASHEARS: When I  
12 initially did the math, you know, the overall  
13 event being 7,000 --

14                   CHAIRPERSON MILLER: Right.

15                   INVESTIGATOR BRASHEARS: -- with the  
16 140, it figured out to 51.

17                   CHAIRPERSON MILLER: Right. But you  
18 didn't fill that number in?

19                   INVESTIGATOR BRASHEARS: No.

20                   MS. CLEVELAND: I was told that when  
21 we dropped off the application, that it had to be  
22 140 for them to accept it.

1 CHAIRPERSON MILLER: Oh.

2 MEMBER ALBERTI: We will clear that  
3 up. All right.

4 CHAIRPERSON MILLER: That's a lot.  
5 Okay. All right. Anything else, Board Members?  
6 All right. Then I'm going to move that we approve  
7 this application and it will be approved  
8 contingent upon the MPD signature being provided  
9 to ABRA before the event and you can give it to  
10 Mr. Brashears.

11 MEMBER RODRIGUEZ: I second that  
12 motion.

13 CHAIRPERSON MILLER: All right.  
14 All those in favor say aye.

15 ALL: Aye.

16 CHAIRPERSON MILLER: All those opposed?  
17 All those abstaining? The motion passes 6-0-0.

18 We are just signing off on this and  
19 then you can take it to the office.

20 (Whereupon, the Fact-Finding Hearing  
21 in the above-entitled matter was concluded at  
22 10:41 a.m.)

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