

## **PUBLIC SAFETY COMMITTEE MEETING MINUTES**

Wednesday, May 23, 2018

Hall of Fame Room, City Hall

**Present:** Greg Jenson, Kathleen Johnson, Pat O'Connor, Mayor Tim Swadley, City Clerk Holly Licht, and Police Chief Greg Leck.

**Excused:**

**Guests:** Kathy Jo Vike, David Eugster, Teressa Pellett, Karen Hughes, Amanda Schultz, Ed Folger, Nancy Miller, Steve Dowelan, Ryan Schultz, Larry Pastorium, and Sid Borsma.

**Call to Order:** 6:20 pm By Jenson.

**Communications:** Alderperson O'Connor requested that for the next meeting he would like to see the names of those cited in the recent compliance checks and if any of those were either unlicensed or having been previously recommended for denial.

### **Old Business**

#### **2. Discussion and possible action regarding a request for exemption to allow outdoor amplified sound or music from Kathy Jo Vike and David Eugster of Nauti Norske.**

Jenson said that the ordinance had no support from Council. Chief Leck said that it would be difficult to allow outdoor amplified music that conformed to the zoning code and also that could be measured and enforced by police.

Neighbors spoke in opposition of the ordinance and said that the Nauti Norske is having bands outdoors already. They added that the noise from people on the deck alone is disrupting. They added that the patio hours need to end at 11:00 p.m. like the ordinance reads

Eugster and Vike said that amplified music would be an asset to their business and the downtown as a whole. They suggested having music but cutting it off at a reasonable time.

**Motion by O'Connor, 2<sup>nd</sup> by Johnson to take action Motion passed 4-0.**

### **New Business**

- 3. Approval of Minutes: Motion by:** Johnson, 2<sup>nd</sup> by O'Connor to approve the minutes from the 4-25-18 meeting. **Motion passed:** 4-0

- 4. Discussion and possible action regarding approving an Operator's License for Ryan L. Schultz.**

Mr. Schultz appeared in person along with Lon Pastorium. Chief Leck confirmed his letter recommending denial based on Schultz's criminal history. Schultz reported that he has not had any violations since 2015 and that he no longer drinks. While discussing the criminal history, it was determined that there may have been a error in Schultz's criminal history. In light of this and after further discussion,

**Motion to Table by:** O'Connor, 2<sup>nd</sup> by Johnson

**Motion passed: 4-0**

**5. Discussion and possible action regarding approving an Operator's License for Mitchel M. Rayfield.**

Mr. Rayfield did not appear. Chief Leck recommended denial based on criminal history. No further discussion.

**Motion by** Jenson, 2<sup>nd</sup> **by** Johnson to deny the license. **Motion carried 4-0**

**6. Discussion and possible action regarding approving Liquor Licenses for the period of July 1, 2018 through June 30, 2019.**

City Clerk Licht presented the item for approval. She reported that all licenses with the exception of two are recommended for approval. Chief Leck also reported that he had reviewed all licenses and was in agreement with the City Clerk. Leck that reported that the two licenses that he and City Clerk Licht were not recommending were Rev. Jim's and the Brickhouse. Leck and Licht reported that both have been closed and licenses unused for many months in violation of City Ordinances and are now subject to surrender of the license. Licht advised that warning letters had been sent to both Licensees and both had requested renewal. Both Licht and Leck recommended that the City move forward with the Cancellation process which will require hearings to be conducted.

**Motion by** O'Connor, 2<sup>nd</sup> **by** Johnson to begin the license cancellation process on both Rev. Jim's and the Brickhouse. **Motion passed 4-0**

**Motion by** O'Connor, 2<sup>nd</sup> **by** Johnson to approve all the other Liquor Licenses.

**Motion passed 4-0**

**7. Discussion and possible action regarding annual Outdoor Consumption Permit renewal for the period of July 1, 2018 through June 30, 2019.**

Chief Leck reported that the City Clerk and PD has reviewed the request and recommends approval.

**Motion by:** O'Connor, 2<sup>nd</sup> **by** Johnson to approve the license.

**Motion passed: 4-0**

**8. Discussion and possible action to approve Amending Section 70-176, Parking Prohibited at all Times, to create Sub Section (74) no parking on the east side of 7<sup>th</sup> Street 450 feet south from East Main Street.**

Chief Leck reported that this request came in from Public Works to have this section posted no parking because it is hazardous with a step drop off on that side of the street. O'Connor pointed out a typo on the Ordinance Draft. Typo will be corrected.

**Motion by:** Johnson, 2<sup>nd</sup> **by** Jenson to approve.

**Motion passed: 4-0**

**9. Discussion and possible action to approve Amending Section 1-3 (g) (2)  
Issuance of Citation, by adding Sub Section (5) Chief of Police.**

Leck reported that he is requesting the change due to the current ordinance only allowing sworn officers the authority to issue citation. Leck advised that by adding the Chief of Police to those others with author to issue would allow him to designate others as officials authorized. Leck stated that this would allow for the new Community Service Officer to issue citations.

**Motion by:** O'Connor, 2<sup>nd</sup> **by** Johnson **to approve.**

**Motion passed: 4-0**

**10. Future Agenda items:**

Schultz Operator License Application

Further information on Compliance Checks

**Motion to adjourn:**

**Moved by:** O'Connor, 2<sup>nd</sup> **By** Jenson **to adjourn at 7:40 p.m. Carried unanimously.**

Respectfully Submitted,  
Greg Leck,  
Chief of Police