

**Barnesville City Council
Special Meeting
July, 17, 2007**

Mayor Bauer called this special meeting to order at 7:20 a.m. Present were Mayor Bauer and Council members Larry Davis, Jr., Roger Cooper, Kim Simonsen, and Del Ellefson. Absent was Council members Chad Hagen and Merlin Strom. Also in attendance were City Attorney John Shockley, City Clerk Jeri Reep, Harry Manston, Tim Dockter, Jayne Lien, Kevin Kolding, and Pam Aakre with the Record Review.

City Clerk Jeri Reep took roll call.

Mayor Bauer stated the first item on the agenda was the pledge of allegiance. All rose to recite the pledge.

Mayor Bauer stated that there was only one item on the agenda, the discussion on an ordinance to permit for profit organizations to be issued temporary liquor license/special event permits. Mayor Bauer stated that if we were to adopt this proposed ordinance that the Potato Days Board would still need to approve the organizations for Potato Days.

City Attorney John Shockley informed council members that this would allow non-profit organizations to obtain a liquor license for special events.

Jayne Lien with the Ratzos Pool Hall informed council members that if they were to obtain a permit, they would have their own fenced-in area during the Potato Days event.

Mr. Tim Dockter, with the Potato Days Board stated that the board helps the non-profit organizations during the festival.

Mr. Tim Dockter representing the KC's, stated that the fence belongs to the KC's, and would not be sharing this area with other organizations.

Mr. Kevin Kolding with the VFW stated that they feel like they are blocked out from the activities, that they are losing money. They would like to be a part of the fenced in area.

Mr. Tim Dockter stated that the KC's donate \$1,000 to the Potato Days Board. Council member Del Ellefson questioned on what the Ratzos Pool Hall or VFW donates. Ms. Lien stated that they did not donate any funds to the Potato Days Board last year.

07-17-07-01 Motion by Mr. Cooper and second by Mr. Davis to approve the following 1st reading of Ordinance 2007-10. Motion carried.

Ordinance 2007-10

AN ORDINANCE TO CREATE AND ENACT A NEW SECTION 5-01 OF THE BARNESVILLE CITY CODE RELATING TO THE ADOPTION OF STATE LAW, AND RENUMBERING CURRENT SECTIONS ACCORDINGLY, AND TO CREATE AND ENACE SECTION 5.33 OF THE BARNESVILLE CITY CODE RELATING TO SPECIAL EVENT COMMUNITY FESTIVAL LICENSES.

BE IT ORDAINED by the City Council of the City of Barnesville, as follows:

SECTION 1. A new Section 5-01 of the Barnesville City Code is hereby created an enacted to read as follows, and the current sections shall be renumbered accordingly:

SECTION 5.01 STATE LAW ADOPTED. The provisions of Minnesota Statutes Chapter 340A, as such chapter may be from time to time amended, supplemented or replaced, with reference to the definition of terms, applications for licenses, granting of license, conditions of license, restrictions on consumption, provisions on sale, conditions of bonds of licensees, hours of sale, and all other matters pertaining to the retail sale, distribution and consumption of intoxicating liquor are hereby adopted and made a part of this chapter, except as the same may be made more restrictive or otherwise referred to herein.

SECTION 2. Section 5.33 of the Barnesville City Code is hereby created and enacted to read as follows:

SEC. 5.33. SPECIAL EVENT COMMUNITY FESTIVAL LICENSE.

Subd. 1 Applicant. The City council of the City of Barnesville may authorize a holder of a retail on-sale intoxicating liquor license issued by the City of Barnesville to dispense intoxicating liquor off premises at a community festival held within the City of Barnesville. The authorization shall specify the area in which the intoxicating liquor must be dispensed and consumed, and shall not be issued unless the licensee demonstrates that it has liability insurance as prescribed by Section 340A.409 of the Minnesota Statutes Annotated to cover the event.

Subd. 2 Conditions.

- A. An applicant for a Special Event community Festival License shall state the exact dates and place of proposed temporary sale.
- B. The Council may, but at no time shall it be under any obligation whatsoever to, grant a Community Festival License on premises owned or controlled by the City. Any such license may be conditional, qualified or restricted as the Council sees fit.
- C. An application for a Special Event Community Festival License shall specify the exact location of the proposed sale, the means and methods of preventing minors

from consuming alcohol, and any type of provisions for security and control of the sales area.

- D. The applicant shall comply with all other restrictions, limitations and regulations for the sale of intoxicating liquor and beer.

SECTION 3. This ordinance shall take effect upon publication in accordance with the Barnesville City Charter.

PASSED by the City Council of the City of Barnesville this 20th day of July, 2007.

Approved by:

Kenneth J. Bauer
Mayor

ATTEST:

Jeri L. Reep
City Clerk

Mayor Bauer stated that the council would be holding a special meeting on Friday, July 20, 2007 at 7:30 a.m.

Mayor Bauer adjourned the meeting at 7:55 a.m.

Submitted by:

Attest:

Jeri L. Reep
City Clerk

Kenneth J. Bauer
Mayor

