

**Barnesville City Council  
Special Meeting  
July 20, 2007**

Mayor Bauer called this special meeting to order at 7:30 a.m. Present were Mayor Bauer and Council members Kim Simonsen, Larry Davis, Jr., Del Ellefson, and Roger Cooper. Council member Merlin Strom arrived at 7:36 a.m. Also present were City Attorney John Shockley, City Clerk Jeri Reep, Jayne Lien and Pam Aakre from the Record Review.

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. This would be the second reading of Ordinance 2007-10.

Council member Del Ellefson wanted it be noted that if the ordinance should pass, the Potato Days Board would have the final approval for the organizations for Potato Days.

**07-20-07-01** Motion by Mr. Davis and second by Mr. Ellefson to approve the 2<sup>nd</sup> reading of Ordinance 2007-10, with the Potato Days Board to have the final approval for the organizations for the Potato Days Festival. Motion carried.

City of Barnesville  
County of Clay  
Ordinance 2007-10

AN ORDINANCE TO CREATE AND ENACT A NEW SECTION 5-01 OF THE  
BRANESVILLE 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 FESIVAL 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 and 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:

**SECTION 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 application 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 20<sup>th</sup> day of July, 2007.

Approved by:

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Kenneth J. Bauer  
Mayor

ATTEST:

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Jeri L. Reep  
City Clerk

First Reading: July 17, 2007  
Second Reading: July 20, 2007  
Adopted: July 20, 2007  
Date of Publication: July 23, 2007

Mayor Bauer appointed Council member Chad Hagen, Larry Davis, Jr., City Attorney John Shockley, and Police Chief Dean Ernst to a committee to review the liquor ordinances and any additional ideas. Council member Hagen will coordinate the committee.

Mayor Bauer adjourned the meeting at 7:39 a.m.

Submitted by:

Attest:

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Jeri L. Reep  
City Clerk

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Kenneth J. Bauer  
Mayor

