



# LAKE CITY POLICE DEPARTMENT

## PUBLIC SAFETY BOARD

### Meeting Agenda

Wednesday, April 3, 2013

4:30 p.m.

2<sup>nd</sup> Floor Conference Room

1. Approval of Minutes of Regular Meeting of February 6, 2013
2. Welcome new Board member, Steve Swan
3. Request for street closure of 100 block S Washington on May 26, 2013
4. Request for Parade Permit for 2013 Water Ski Days
5. Request for 1-4 Day Temporary 3.2 On-Sale Liquor License for Water Ski Days
6. Request for Carnival Permit for 2013 Water Ski Days
7. Request for 1-4 Day Temporary Intoxicating On-Sale Liquor License for VFW
8. Review Alcohol Ordinance §117.006 Consumption in Public Places
9. Informational:  
Clearance rates: January 40%; February 42.85%  
Budget Report as of February 28, 2013
10. Board Comments/Miscellaneous

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Gary J Majchrzak  
Chief of Police

**Lake City Public Safety Board  
Wednesday, February 6, 2013  
4:30 p.m.  
Regular Meeting**

Members Present: Chairperson Elwood Gnotke, Board members Duane King, Rev David Badgley, Cindy McGrath, Dale Nibbe

Members Absent: None

Others Present: Chief Gary Majchrzak, Administrative Assistant Kathy Holst, Kari Schreck

Others Absent: Council Liaison Mark Spence

Chair Elwood Gnotke called the meeting to order at 4:32 p.m. with a quorum present.

**APPROVAL OF MINUTES OF REGULAR MEETING OF NOVEMBER 7, 2012**  
**MOTION BY KING AND SECOND BY NIBBE TO APPROVE THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 7, 2012. MOTION CARRIED 5-0-0.**

**REQUEST FOR PARADE PERMIT – ST PATRICK’S DAY**

Jil Garry submitted an application for a permit for the annual St Patrick’s Day Parade to be held March 17<sup>th</sup>. The parade will begin at 1:00 p.m. and travel four blocks on Washington Street, ending at the Pearl Button Company.

**MOTION BY MCGRATH RECOMMENDING APPROVAL OF THE REQUEST FOR A PARADE PERMIT ON ST PATRICK’S DAY, MARCH 17, 2013. BADGLEY SECONDED. MOTION CARRIED 5-0-0.**

**DISCUSS COMPLAINT LETTER ON COMMUTER BUS TRAFFIC**

The Board discussed a complaint regarding commuter bus traffic on Lyon Avenue from High Street to Oak Street. McGrath said she didn’t think the parking was as big a factor as the bus and where it stops. Chief Majchrzak said he and representatives of the City discussed the matter with Rochester Bus Lines, and the pick-up and drop-off site for commuters has been changed from Lyon and High to Lyon and Oak. Kari Schreck said her main concern is with pedestrians trying to cross Lyon Avenue. When the highway was repaved, the crown of the road was raised, and pedestrians no longer have a straight line of vision and have to walk out onto the highway to check for oncoming traffic. She said the congestion around the Post Office and South High Street has improved but the problem has now moved a block away.

McGrath suggested a change in the drop-off location to South Oak Street. She proposed that the bus turn right on South Garden and go around the block, with commuters exiting on South Oak. She also suggested installing NO PARKING HERE TO CORNER signs on the east end of the 300 block of Lyon Avenue as currently posted in the 200 block. Chief Majchrzak said he will look into the proposed drop-off location and signage and report back at the next meeting. He added that the new site is being monitored and officers have been instructed to take action if violations occur.

#### FOLLOW UP DISCUSSION ON CROSSWALKS ON LYON AVENUE

Chief Majchrzak provided the Board with the response from MnDOT with reference to the painting of crosswalks on Lyon Avenue. Of the three requested locations, two were approved: Prairie and Lyon (east side), and 7<sup>th</sup> Street and Lyon (west side), as these locations have ADA compliant ramps and existing sidewalks. The City will be responsible for installation and maintenance of the marked crosswalks. The 10<sup>th</sup> Street location was not approved due to lack of sidewalks in the area.

**MOTION BY MCGRATH RECOMMENDING THE MARKING OF CROSSWALKS AT PRAIRIE AND LYON (EAST SIDE) AND 7<sup>TH</sup> AND LYON (WEST SIDE), WITH THE CITY BEARING THE COST OF PAINTING AND MAINTENANCE THEREOF. KING SECONDED. MOTION CARRIED 5-0-0.**

#### RESPONSE TIME RESIDENCY FOR FULL-TIME POLICE ADMINISTRATIVE OFFICERS

The Board discussed Chief Majchrzak's proposal that full-time officers occupying a supervisory position have a 10-minute response time from their home to the police department. This would include the current Chief of Police and Sergeant positions. Majchrzak said patrol officers are required to live within a 45-minute response time to Lake City. We currently have two officers who live in Plainview and one in Rochester, and if they come up through the ranks, they will be taking call. McGrath recalled that the response time was extended several years ago and expressed concern about the proposed limit. She asked if supervisors would be utilizing private transportation. Chief Majchrzak said on-call supervisors take unmarked administrative vehicles home. Badgley said he felt 10 minutes is cutting it short and didn't sense fairness yet. Gnotke, King and Nibbe thought the proposed limit was reasonable. After further discussion, there was a **MOTION BY KING RECOMMENDING APPROVAL OF A 10-MINUTE RESPONSE TIME FOR FULL-TIME ADMINISTRATIVE OFFICERS FROM THEIR HOME TO THE POLICE DEPARTMENT. NIBBE SECONDED. MOTION CARRIED 5-0-0.**

#### REVIEW ALCOHOL ORDINANCE

The Board reviewed a proposed Ordinance drafted by the new City Attorney amending Ordinance No 498 of the City Code and adopting a new Chapter relating to the sale and consumption of alcoholic beverages. Chief Majchrzak said that Chapter 117 (Alcoholic Beverages) is being repealed in its entirety, and Ordinance No 498 is being amended and will constitute the new Chapter 117 (Alcoholic Beverages). He pointed out the major changes, including the 2:00 a.m. closing by local on-sale liquor establishments.

**MOTION BY MCGRATH RECOMMENDING THAT CHAPTER 117 (ALCOHOLIC BEVERAGES) OF THE CITY CODE BE REPEALED IN ITS ENTIRETY AND THAT ORDINANCE NO 498 AS AMENDED CONSTITUTE THE NEW CHAPTER 117. BADGLEY SECONDED. MOTION CARRIED 5-0-0.**

BUILDING UPDATE

Chief Majchrzak reported that City Council decided to no longer explore the former 7<sup>th</sup> Street Building Center or Home Pros on North 10<sup>th</sup> Street as possible sites for relocation of Police and Ambulance services. The benefits of a combined facility were discussed, including the sharing of training rooms and equipment as well as monthly utility, copier, postage machine, and other expenses. In addition to space shortage for both services, the conditions at the current facility show a need for repair or replacement.

INFORMATIONAL

Clearance rates: October 40%; November 45.45%; December 45.45%

The Board reviewed the Budget Report for the 12 months ending December 31, 2012.

BOARD COMMENTS/MISCELLANEOUS

- On behalf of the Pass It On thrift shop, Rev Badgley presented a check to Chief Majchrzak in the amount of \$10,000, to be used for items that are not included in the Police Department budget.
- McGrath said her final term on the Board expires March 1, 2013, and this will be her last meeting. She has served on the Public Safety Board since May 14, 2002.
- **MCGRATH MOVED TO NOMINATE DAVID BADGLEY AS CHAIRPERSON FOR 2013. KING SECONDED. MOTION CARRIED 5-0-0.**

ADJOURNMENT

**MOVED BY MCGRATH AND SECONDED BY NIBBE TO ADJOURN AT 5:56 P.M. MOTION CARRIED 5-0-0.**

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Elwood Gnotke, Chairperson

city  
of  
**Lake City**

205 West Center Street  
Lake City, Minnesota 55041

(651) 345-5383  
Fax: (651) 345-3208  
www.ci.lake-city.mn.us

March 12, 2013

Steven M. Swan  
24 Hillwood Circle  
Lake City, MN 55041

Dear Steven,

On Monday, March 11, 2013 you were officially appointed to the City of Lake City Public Safety Board by the City Council. As a matter of procedure, all board and commission members are required to complete the enclosed forms and return to City Hall as soon as possible.

- 1.) **Oath of Office** (this should be signed in front of the City Clerk, and must be signed prior to attending your first meeting and being able to vote on agenda items)
- 2.) **Conflict of Interest Form** (You would disclose any conflicts with being on the Public Safety Board.)
- 3.) **Release of Information Form** (this gives the City of Lake City permission to release your name, address, phone number and e-mail to the public. You have the option to decline all or part of this.)
- 4) **City of Lake City Code of Conduct** (the acknowledgement page must be signed and returned).

Also enclosed for your reference is a copy of the member responsibilities for the Public Safety Board. Meeting agendas will be forwarded to you from the Police Department. We encourage you to contact Police Chief Gary Majchrzak, 651-345-3344 if you have any questions or concerns going forward.

Thank you for volunteering your time to serve on the Public Safety Board.

Sincerely,

  
Joel T. Beckman  
Mayor

  
Kari Schreck  
City Clerk

cc: Gary Majchrzak, Lake City Police Chief

**CITY OF  
LAKE CITY  
REQUEST FOR  
PSB  
ACTION**

**MEETING  
DATE:**

April 3, 2013

**Agenda Item Description:**  
Street Closure of the 100 blk of S.  
Washington St. for Funky Sidewalks  
Art Fair.

**Attachments:** Yes  No

If yes, list:  
Letter from organizer

Consent Agenda?: Yes  No

**CITY COUNCIL ACTION**

Approved  Denied  
 Amended  Tabled

**Roll call vote:**

Beckman \_\_, Durand \_\_, Peters, \_\_  
Spence \_\_, Waltman, \_\_, Powers \_\_,  
Gartner \_\_

**Originating Department:**  
Police

**Board/Commission/Committee Action:**  
Public Safety Board/

**Action Requested:**

Motion \_\_\_\_\_, second \_\_\_\_\_ to approve consent agenda item approving the street closure of the 100 blk. of S. Washington St. for the Funky Sidewalks Art Fair.

**Introduction/ Background/Justification/Key Legal Issues:** The Funky Sidewalks Art Fair will be held on Sunday, May 26, 2013 between 8:00 a.m. and 5:30 p.m. The Fair has grown in popularity and more people attend every year. There are concerns that pedestrians attending the event need more space to move around in. Since the sidewalks are filled up with "fair activities" the streets are seeing more use for people to move about in. By closing the 100 blk. of S. Washington St. (between Lyon Av. & Center St.) people would have more area to walk around in and a safer environment to do so would exist.

**Budgetary/Fiscal Impact:** Nominal impact.

**Alternatives:**

1. Do not adopt
2. Table for more information

**Reviewed By:**

**Preparer:** Gary Majchrzak, Chief of Police

Funky Sidewalks is an art fair that will be held on Sunday, May 26, from 9-5, in downtown Lake City. The event will feature local and regional artists, artisans, and live music.

The previous 6 times we've held this event we had vendors on the sidewalks on both sides of Lyon Avenue between Lakeshore and Washington Street and also on the sidewalks on both sides of Washington Street from Lyon Ave to Marion St.

As with any festival, people are sometimes distracted when crossing the street or are jay-walking and emerging from between parked cars. Drivers can be distracted by the vendors and musicians on the sidewalk or busy looking for a parking space and not be attentive to the increased potential hazards the festival goers create.

For safety reasons, we are not placing any vendors along the Alliance Bank side of Lyon Ave as there were too many jaywalkers and Lyon Ave is a busy street.

To further increase the safety for the attendees to the festival, we are requesting that the city of Lake City close the one block of Washington street between Lyon Ave. and Center street from 8:00 am to 5:30 pm. This will

facilitate our placement of artists on the sidewalk of only one side of Lyon Ave and on the street and sidewalks of only one block of Washington Street. We feel this would provide a much safer environment for the festival attendees and the artists for setting up.

We have agreement from these businesses on Washington Street who have regular Sunday hours:

Serendipity Gallery-Julie Fjetland

Old Bank Bar- Brian & Karen Walker

Papa Tronio's Pizza- Chris Miller

Mill House Market- Julie Grobe ( opening soon)

Treats and Treasures- Paul and Jil Garry

Respectfully submitted,

Jil Garry

<p><b>CITY OF LAKE CITY REQUEST FOR PSB ACTION</b></p> <p><b>MEETING DATE:</b> April 3, 2013</p>	<p><b>Agenda Item Description:</b> Approve parade permit for Lake City Chamber of Commerce Water Ski Days Parade on Sunday, June 30, 2013.</p> <p><b>Attachments:</b> Yes <u>X</u> No _____ If yes, list: Parade permit, map &amp; directions Consent Agenda?: Yes <u>X</u> No _____</p>	<p><b>CITY COUNCIL ACTION</b></p> <p><input type="checkbox"/> Approved    <input type="checkbox"/> Denied <input type="checkbox"/> Amended    <input type="checkbox"/> Tabled</p> <hr/> <p><b>Roll call vote:</b> <b>Beckman</b> __, <b>Peters</b>, __ <b>Spence</b> __ <b>Waltman</b>, __, <b>Powers</b> __, <b>Gartner</b> __ <b>Durand</b> _____</p>
<p><b>Originating Department:</b> Police</p>	<p><b>Board/Commission/Committee Action:</b> Public Safety Board/</p>	
<p><b>Action Requested:</b> Motion _____, second _____ to approve consent agenda item approving a parade permit for the Lake City Chamber of Commerce Waterski Days Parade on Sunday, June 30, 2013.</p>		
<p><b>Introduction/ Background/Justification/Key Legal Issues:</b> The Chamber of Commerce requests the parade permit for their 42<sup>nd</sup> Waterski Days Parade. There are no major route changes in the parade. Lake City Police and Reserve Police Officers will be posted at most intersections to control traffic. The police department recommends approval of this parade permit.</p> <p>All licenses require council approval.</p>		
<p><b>Budgetary/Fiscal Impact:</b> Waterski Days is budgeted for by the police department.</p>		
<p><b>Alternatives:</b></p> <ol style="list-style-type: none"> <li>1. Do not adopt</li> <li>2. Table for more information</li> </ol>		
<p><b>Reviewed By:</b></p>		
<p><b>Preparer:</b> Gary Majchrzak, Chief of Police.</p>		

STATE OF MINNESOTA  
CITY OF LAKE CITY  
WABASHA/GOODHUE COUNTIES

APPLICATION FOR LICENSE OR PERMIT

The undersigned does hereby make application for a license or permit to be issued to:

Lake City Chamber of Commerce  
(Name)

101 W. Center St.  
(Address)

Lake City, MN 55041  
(City/State/Zip)

The purpose for this application is for a **PARADE PERMIT** for the term of *1*  
*(one) day* beginning with the 30th day of, June 2013 subject to the  
laws of the State of Minnesota and the ordinances and regulations of said City of Lake  
City pertaining thereto and herewith deposits **\$0.00** in payment for the fee therefor.

Dated: March 6, 2013

Andrea Hamilton  
Signature of applicant

\_\_\_\_\_  
(to be completed by City Hall)

Receipt Number: \_\_\_\_\_

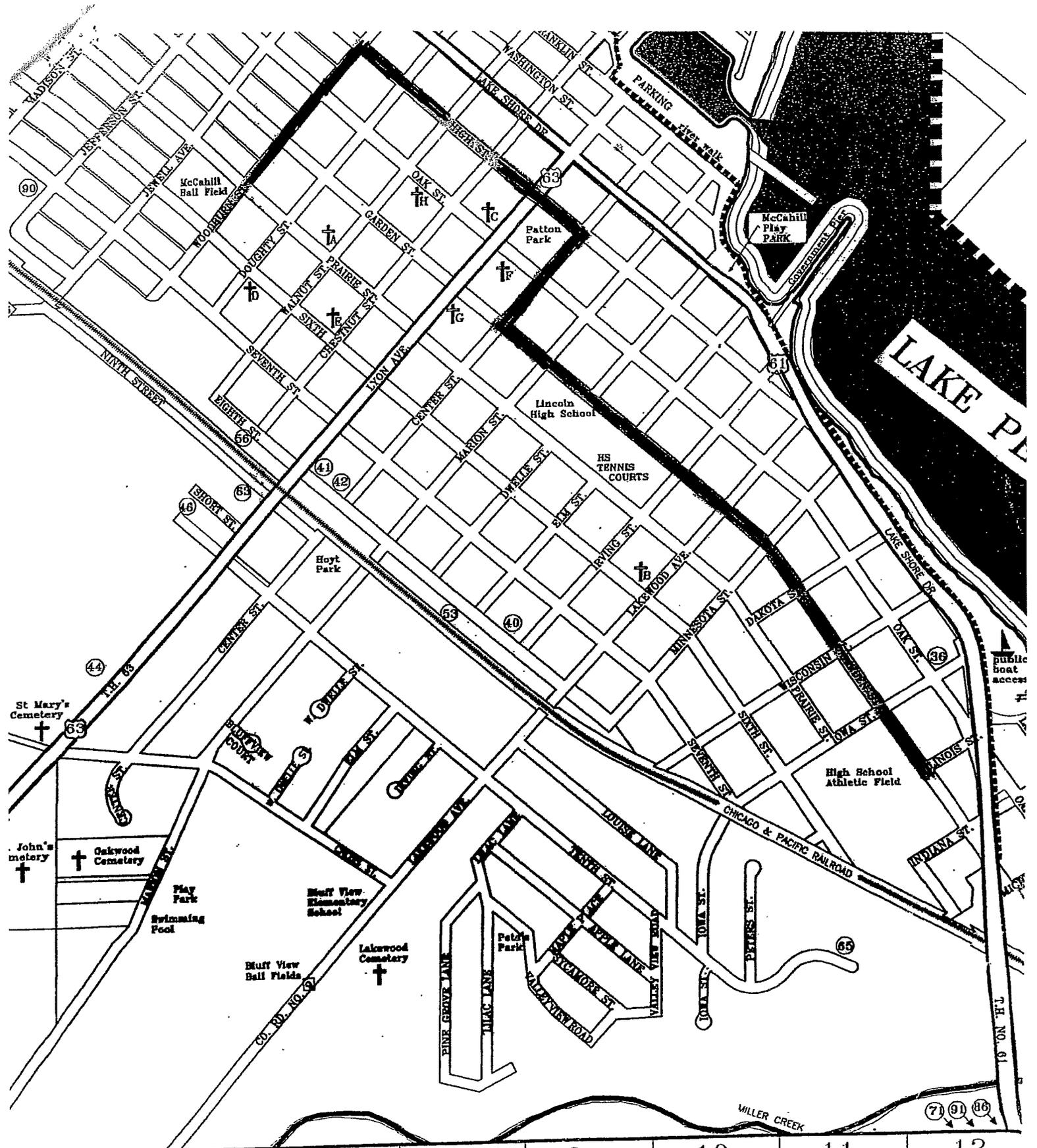
Date Paid: \_\_\_\_\_

Approval Date: \_\_\_\_\_

State of MN Application: \_\_\_\_\_

State of MN Master License: \_\_\_\_\_

(revised 04/2002)



LAKE P

public  
boat  
access

T.H. NO. 61

MILLER CREEK

5 6 7 8 9 10 11 12

7) 9) 86

## Water Ski Days Parade Route Directions

- Parade line-up at the football field on Illinois & Iowa Streets
    - Horse units line-up on 6<sup>th</sup> St., closest to the football field
  - North on Garden Street for 10 blocks
  - Turn right on Center Street for 2 blocks
  - Turn left on High Street for 1 block
  - Cross Highway 63/Lyon Avenue
  - Continue on High Street for 4 blocks
  - Turn left on Woodburn Street for 4 blocks
- 
- Bands will turn right on Prairie Street, to end at McCahill Ball Park
  - The rest of the parade disperses north and south on 6<sup>th</sup> Street

**CITY OF  
LAKE CITY  
REQUEST FOR  
PSB  
ACTION**

**MEETING  
DATE:**  
April 3, 2013

**Agenda Item Description:**

Approve a 1-4 day temporary 3.2 on sale liquor license for Lake City Chamber of Commerce Water Ski Days event 06-28-13 through 06-30-13

**Attachments:** Yes  No

If yes, list:

-temporary liquor permit

**Consent Agenda?:** Yes  No

**CITY COUNCIL ACTION**

**Date:** 4-3-13

Approved  Denied  
 Amended  Tabled  
 Other

**Originating Department:**

Police

**Board/Commission/Committee Action:**

Public Safety Board/

**Action Requested:** Approval of the consent agenda approves the 1-4 day temporary 3.2 on sale liquor license for the Lake City Chamber of Commerce Water Ski Days 06-28-13 through 06-30-13, event pending all requirements are met.

**Introduction:**

The Chamber of Commerce requests the license for their annual Water Ski Days event. The fee is \$50.00

**Background/Justification/Key/Legal Issues:**

All liquor licenses require council approval.

**Budgetary/Fiscal Impact:** Revenues are generated from charging fees for licenses and permits.

**Alternatives:**

1. Do not approve.
2. Table action pending further information from staff.

**Reviewed By**

City Clerk / Chief of Police

**Preparer:** Gary Majchrzak, Chief of Police

**CITY OF LAKE CITY  
205 W. CENTER STREET  
LAKE CITY, MN 55041**

**APPLICATION & PERMIT FOR A 1 TO 4 DAY  
TEMPORARY 3.2 MALT LIQUOR ON-SALE LIQUOR LICENSE**

Name of Organization	Date Organized	Tax Exempt Number
Lake City Chamber of Commerce	1937	n/a

Address	City / State / Zip
101 W. Center St.	Lake City, MN 55041

Name of Person Making Application	Business Number	Home Number
Andrea Hamilton	651-345-4123	651-345-6445

Dates Liquor Will Be Sold	Type of Organization
June 28, 29, 30, 2013	<input type="checkbox"/> Club <input checked="" type="checkbox"/> Other Nonprofit <input type="checkbox"/> Charitable <input type="checkbox"/> Religious

Organization Officer's Name & Address

Mary Huselid, ED, 65689 - 199th Ave., Wabasha MN 55981
--

Organization Officer's Name & Address

Krystal Ohlhaber, Pres., 1535 N. Lakeshore Dr., Lake City MN 55041
--

Location license will be used. If an outdoor area, describe:  
Marina Beach parking lot area - At the intersection of Lyon and Park St. on the grounds of Ohuta Park.

Will the applicant contract for intoxicating liquor service? If so, give the name and address of the liquor licensee providing the service.  
No.

Provide liquor liability insurance carrier in the space below:  
Kemp Insurance (Bob Kemp); \$100,000/person

**APPROVAL  
APPLICATION MUST BE APPROVED BY CITY OF LAKE CITY**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
City Fee Amount

\_\_\_\_\_  
Permit Date

\_\_\_\_\_  
Date Fee Paid

**NOTE: Submit this form to the City at least 30 days prior to event.**

<p><b>CITY OF LAKE CITY REQUEST FOR PSB ACTION</b></p> <p><b>MEETING DATE:</b> April 3, 2013</p>	<p><b>Agenda Item Description:</b> Approve carnival application for Lake City Chamber of Commerce Water Ski Days event 06-28-13 through 06-30-13.</p> <p><b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>If yes, list: Application for permit</p> <p><b>Consent Agenda?:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p>	<p><b>CITY COUNCIL ACTION</b></p> <p><b>Date:</b> <u>4-3-13</u></p> <p><input type="checkbox"/> Approved    <input type="checkbox"/> Denied  <input type="checkbox"/> Amended    <input type="checkbox"/> Tabled  <input type="checkbox"/> Other</p> <p>_____</p> <p>_____</p>
<p><b>Originating Department:</b> Police</p>	<p><b>Board/Commission/Committee Action:</b> Public Safety Board/</p>	
<p><b>Action Requested:</b> Approval of the consent agenda approves the carnival application for the Lake City Chamber of Commerce Water Ski Days 06-28-13 through 06-30-13, pending all requirements are met.</p>		
<p><b>Introduction:</b> The Chamber of Commerce requests the carnival license for their annual Water Ski Days event. The fee is \$20.00</p>		
<p><b>Background/Justification/Key/Legal Issues:</b> All licenses require council approval.</p>		
<p><b>Budgetary/Fiscal Impact:</b> Revenues are generated from charging fees for licenses and permits.</p>		
<p><b>Alternatives:</b></p> <ol style="list-style-type: none"> <li>1. Do not approve.</li> <li>2. Table action pending further information from staff.</li> </ol>		
<p><b>Reviewed By</b></p>		
<p><b>Preparer:</b> Gary Majchrzak, Chief of Police</p>		

STATE OF MINNESOTA  
CITY OF LAKE CITY  
WABASHA/GOODHUE COUNTIES

APPLICATION FOR LICENSE OR PERMIT

The undersigned does hereby make application for a license or permit to be issued to:

Lake City Chamber of Commerce  
(Name)

101 W. Center St.  
(Address)

Lake City, MN 55041  
(City/State/Zip)

The purpose for this application is for a **CARNIVAL PERMIT** for the term of  
4 day(s) beginning with the 27th day of, June 2013 subject to the  
laws of the State of Minnesota and the ordinances and regulations of said City of Lake  
City pertaining thereto and herewith deposits **\$20.00** in payment for the fee therefor.

Dated: March 6, 2013

Andrea Kamilton  
Signature of applicant

\_\_\_\_\_  
(To be completed by City Hall)

Receipt Number: \_\_\_\_\_  
Date Paid: \_\_\_\_\_  
Approval Date: \_\_\_\_\_

State of MN Application: \_\_\_\_\_  
State of MN Master License: \_\_\_\_\_

(revised 04/2002)

<p><b>CITY OF LAKE CITY REQUEST FOR PSB ACTION</b></p> <p><b>MEETING DATE:</b> 04-08-13</p>	<p><b>Agenda Item Description:</b> Approve a 1-4 day temporary intoxicating on-sale liquor license for the Lake City VFW bean bag tournament held on June 22, 2013.</p> <p><b>Attachments:</b> Yes <u>X</u> No ___ If yes, list: Copy of application</p> <p><b>Consent Agenda?:</b> Yes <u>X</u> No ___</p>	<p><b>CITY COUNCIL ACTION</b></p> <p><input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Tabled</p> <hr/> <p><b>Roll call vote:</b> <b>Durand</b> __, <b>Spence</b> __, <b>Peters</b> __, <b>Beckman</b> __, <b>Waltman</b> __, <b>Powers</b> __, <b>Gartner</b> __</p>
<p><b>Originating Department:</b> Clerk/Finance</p>	<p><b>Board/Commission/Committee Action:</b> Public Safety Board/</p>	
<p><b>Action Requested:</b> Motion _____, second _____ to approve consent agenda item approve a 1-4 day temporary intoxicating on-sale liquor license for the Lake City VFW bean bag tournament held on June 22, 2013 pending all requirements are met.</p>		
<p><b>Introduction/ Background/Justification/Key/Legal Issues:</b> Applicant wishes to have a bean bag tournament on the VFW parking lot. The parking lot will be fenced in. To do so a special license must be permitted by council.</p> <p>All liquor licenses require council approval.</p>		
<p><b>Budgetary/Fiscal Impact:</b> Revenues are generated from charging fees for licenses and permits. No impact to police department.</p>		
<p><b>Alternatives:</b></p> <ol style="list-style-type: none"> <li>1. Do not adopt</li> <li>2. Table for more information</li> </ol>		
<p><b>Reviewed By:</b> City Clerk, Chief of Police and Administration</p>		
<p><b>Preparer:</b> Katie Bee, Administrative Clerk</p>		



Minnesota Department of Public Safety  
**ALCOHOL AND GAMBLING ENFORCEMENT DIVISION**  
 444 Cedar Street Suite 133, St. Paul MN 55101-5133  
 (651) 201-7507 Fax (651) 297-5259 TTY (651) 282-6555  
 WWW.DPS.STATE.MN.US



**APPLICATION AND PERMIT  
 FOR A 1 TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE**

TYPE OR PRINT INFORMATION

NAME OF ORGANIZATION <i>VFW Post 8729</i>	DATE ORGANIZED <i>DEC 1946</i>	TAX EXEMPT NUMBER <i>9768718</i>	
STREET ADDRESS <i>115 NORTH FRANKLIN ST</i>	CITY <i>LAKE CITY</i>	STATE <i>MN</i>	ZIP CODE <i>55041</i>
NAME OF PERSON MAKING APPLICATION <i>WALLY BANKS</i>	BUSINESS PHONE <i>(651) 345-2646</i>	HOME PHONE <i>(651) 345-2133</i>	
DATES LIQUOR WILL BE SOLD <i>6-22-13</i>	TYPE OF ORGANIZATION <i>VFW CLUB</i> <input type="checkbox"/> CLUB <input type="checkbox"/> CHARITABLE <input type="checkbox"/> RELIGIOUS <input type="checkbox"/> OTHER NONPROFIT		
ORGANIZATION OFFICER'S NAME <i>JEFF LARSON</i>	ADDRESS <i>1600 LILAC BLVD LAKE CITY, MN 55041</i>		
ORGANIZATION OFFICER'S NAME <i>TOM BROWN</i>	ADDRESS <i>301 EAST WILLOW ST LAKE CITY, MN 55041</i>		
ORGANIZATION OFFICER'S NAME <i>WALLY BANKS</i>	ADDRESS <i>1048 AVE GROVE LN. LAKE CITY, MN 55041</i>		
Location license will be used. If an outdoor area, describe <i>we would like to have a BEAN BAG tournament on our parking lot. we will fence it in for the day. the money is for cancer research</i>			
Will the applicant contract for intoxicating liquor service? If so, give the name and address of the liquor licensee providing the service. <i>no</i>			
Will the applicant carry liquor liability insurance? If so, please provide the carrier's name and amount of coverage. <i>NOVA CASUALTY LFR-BP-0029880-0 1,000,000.00</i>			
<b>APPROVAL</b>			
<b>APPLICATION MUST BE APPROVED BY CITY OR COUNTY BEFORE SUBMITTING TO ALCOHOL &amp; GAMBLING ENFORCEMENT</b>			
CITY/COUNTY _____		DATE APPROVED _____	
CITY FEE AMOUNT _____		LICENSE DATES _____	
DATE FEE PAID _____			
SIGNATURE CITY CLERK OR COUNTY OFFICIAL _____		APPROVED DIRECTOR ALCOHOL AND GAMBLING ENFORCEMENT _____	

NOTE: Submit this form to the city or county 30 days prior to event. Forward application signed by city and/or county to the address above. If the application is approved the Alcohol and Gambling Enforcement Division will return this application to be used as the License for the event

<p><b>CITY OF LAKE CITY REQUEST FOR PSB ACTION MEETING DATE:</b> April 3, 2013</p>	<p><b>Agenda Item Description:</b> Chapter 117 Section 117.006 amendment to ordinance regarding Consumption in Public Places.</p> <p><b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>If yes, list: Ordinance amendment</p> <p>Consent Agenda?: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	<p><b>CITY COUNCIL ACTION</b></p> <p><input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Tabled</p> <hr/> <p><b>Roll call vote:</b> Beckman __, Durand __, Peters, __ Spence __ Waltman, __, Powers __, Gartner __</p>
<p><b>Originating Department:</b> Police</p>		<p><b>Board/Commission/Committee Action:</b> Public Safety Board/</p>
<p><b>Action Requested:</b> Motion _____, second _____ to approve Chapter 117 Section 117.006 amendment to ordinance regarding Consumption in Public Places.</p>		
<p><b>Introduction/ Background/Justification/Key Legal Issues:</b></p> <p>City Council directed that the consumption of alcoholic beverages be allowed in city parks, including Lake City Marina and Hok-Si-La Campground. Maintaining the ordinance wording of not allowing consumption of alcoholic beverages on any public street, sidewalk, parking lot or alley was upheld.</p> <p>Since Lake City public parks are only open until 9 p.m. the restriction of consumption in parks was lifted from 9 a.m. until 9 p.m. (closing). It was left to city council to be able to extend the hours of consumption for some special events.</p> <p>Alcohol containers are also being limited to 16 ounces. This was done to deny larger amounts, such as kegs, from being rolled into parks and used to dispense alcohol in amounts that may exceed consumption in moderate amounts.</p>		
<p><b>Budgetary/Fiscal Impact:</b> Complaints from citizens regarding public drinking and the results sometimes associated with it (boisterous conduct, refuse left on grounds, assaults, ...) may increase, resulting in additional time for parks cleanup and possible officer response &amp; investigation.</p>		
<p><b>Alternatives:</b></p> <ol style="list-style-type: none"> <li>1. Do not adopt</li> <li>2. Table for more information</li> </ol>		
<p><b>Reviewed By:</b></p>		
<p><b>Preparer:</b> Gary Majchrzak, Chief of Police</p>		

THIS CONCEPT  
WAS NOT APPROVED  
BY CITY COUNCIL

**§ 117.006. CONSUMPTION IN PUBLIC PLACES.**

No person shall consume intoxicating liquor or 3.2 percent malt liquor in a public park, on any public street, sidewalk, parking lot or alley or in any public place other than on the premises of an establishment licensed under this Chapter, in a municipal liquor dispensary if one exists in the city, or where the consumption and display of liquor is lawfully permitted.

**§ 117.007. RAFFLES, SILENT AUCTIONS AND FUND RAISING EVENTS FOR CHARITABLE PURPOSES OF WINE, BEER OR INTOXICATING LIQUORS.**

No person shall conduct a silent auction, raffle or other fund raising event pursuant to Minnesota Statutes Section 340A.707 with prizes or awards of wine, beer or intoxicating liquors without notifying the city clerk, in writing, of the event at least ten (10) days prior to the occurrence of the event. The event holder shall provide the city with the following information: the person or organization holding the event, the day, time and location of the event, type of fund raising event (silent auction, raffle or otherwise), type and amount of wine, beer, intoxicating liquor to be awarded as prizes, and the charitable purposes to which the event proceeds will be donated.

**§ 117.008. NUMBER OF LICENSES WHICH MAY BE ISSUED.**

Minnesota Statutes Section 340A.413, subdivision 1 (4) and subdivision 4 establishes the number of On Sale Liquor Licenses allowed “in cities of the fourth class”. The City Council is not required to issue the full number of licenses that it has available. The City Council is authorized to establish a lower limit of On Sale Liquor Licenses. Minnesota Statutes Section 340A.413 §subdivision 5 establishes that there is no maximum number of Off Sale Liquor Licenses that the City of Lake City may issue. The City Council is authorized, by Minnesota Statutes Section 340A.413 subdivision 5, to establish the maximum number of Off Sale Liquor Licenses issued.

**§ 117.009. TERM AND EXPIRATION OF LICENSES.**

Each license shall be issued for a maximum period of one year. All licenses, except temporary licenses, shall expire on June 30 of each year unless another date is provided this Chapter. All licenses shall expire on the same date. Temporary licenses shall expire according to their terms. Consumption and display permits issued by the Commissioner of Public Safety, and the accompanying city consent to the permit, shall expire on June 30 of each year.

**§ 117.010. KINDS OF LIQUOR LICENSES.**

The City Council is authorized to issue the following licenses and permits (up to the number specified in Section 117.008):

(A) 3.2 percent malt liquor on-sale licenses, which may be issued only to golf courses, restaurants, hotels, clubs, bowling centers, and establishments used exclusively for the sale of 3.2 percent malt liquor with the incidental sale of tobacco and soft drinks.

ORDINANCE \_\_\_\_

AN ORDINANCE AMENDING CHAPTER 117 OF THE LAKE CITY MUNICIPAL CODE RELATING TO THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES

THE CITY OF LAKE CITY ORDAINS:

**Section 1.** Chapter 117 of the Lake City Municipal Code is hereby amended by adding the new Section 117.006 as follows:

**§ 117.006. CONSUMPTION IN PUBLIC PLACES.**

No person shall consume alcoholic beverages:

(A) On any public street, sidewalk, parking lot, or alley, unless consumption is in connection with a special event where the consumption of alcoholic beverages within a designated area is approved by the Council;

(B) In any public park between the hours of 9:00 p.m. and 9:00 a.m. This time limitation may be adjusted by the Council to allow for extended hours of consumption for special events or organized sports league or tournament play. Alcohol being consumed must be in individual containers that do not exceed 16 ounces in size; and

(C) In any other public place with the exception of the City Marina, Hok-Si-La campground, and the premises of an establishment licensed under this Chapter.

Introduced by the Lake City Common Council the \_\_\_\_ day of \_\_\_\_\_, 2013

Adopted by the Lake City Common Council the \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Joel Beckman, Mayor

Attest:

\_\_\_\_\_  
Kari Schreck, City Clerk

Publication Dates:

Published in *The Lake City Graphic* on \_\_\_\_\_

**CITY OF LAKE CITY**  
 DETAIL REVENUES WITH COMPARISON TO BUDGET  
 FOR THE 2 MONTHS ENDING FEBRUARY 28, 2013

**FUND 101 - GENERAL FUND**

	PERIOD ACTUAL	YTD ACTUAL	BUDGET AMOUNT	VARIANCE	% OF BUDGET
<u>POLICE REVENUES</u>					
101-34110-33162 POLICE DONATIONS	10,000.00	10,000.00	.00	( 10,000.00)	0
101-34110-33321 POLICE COPIES	2.00	2.00	500.00	498.00	0.40
101-34110-33328 POLICE KENNELS FOOD & CARE	.00	.00	400.00	400.00	0
101-34110-33342 POLICE COPS GRANT	.00	.00	34,000.00	34,000.00	0
101-34110-33354 POLICE STATE AID	.00	.00	70,000.00	70,000.00	0
101-34110-33371 POLICE FINES-PARKING	1,080.00	1,055.00	5,500.00	4,445.00	19.18
101-34110-33372 POLICE FINES-COURT	3,235.91	4,960.76	15,000.00	10,039.24	33.07
<b>TOTAL POLICE REVENUES</b>	<b>14,317.91</b>	<b>16,017.76</b>	<b>125,400.00</b>	<b>109,382.24</b>	<b>12.77</b>
<b>TOTAL FUND REVENUE</b>	<b>14,317.91</b>	<b>16,017.76</b>	<b>125,400.00</b>	<b>109,382.24</b>	<b>12.77</b>

**CITY OF LAKE CITY**  
 DETAIL EXPENDITURES WITH COMPARISON TO BUDGET  
 FOR THE 2 MONTHS ENDING FEBRUARY 28, 2013

**FUND 101 - GENERAL FUND**

	PERIOD ACTUAL	YTD ACTUAL	BUDGET AMOUNT	VARIANCE	% OF BUDGET
<u>POLICE</u>					
101-44110-100 POLICE SALARIES-REGULAR	52,627.68	104,102.61	720,207.00	( 616,104.39)	14.45
101-44110-110 POLICE SALARIES-OVETIME	2,390.40	3,675.80	28,000.00	( 24,324.20)	13.13
101-44110-120 POLICE SALARIES-TEMPORARY	1,485.39	3,472.51	28,500.00	( 25,027.49)	12.18
101-44110-140 POLICE PERA	7,864.84	15,246.05	111,846.00	( 96,599.95)	13.63
101-44110-150 POLICE FICA	1,083.64	2,183.44	15,000.00	( 12,816.56)	14.56
101-44110-160 POLICE GROUP HEALTH INSURANCE	12,391.05	25,094.67	165,000.00	( 139,905.33)	15.21
101-44110-170 POLICE LONGEVITY	1,747.20	2,204.80	5,533.00	( 3,328.20)	39.85
<b>PERSONNEL</b>	<b>79,590.20</b>	<b>155,979.88</b>	<b>1,074,086.00</b>	<b>( 918,106.12)</b>	<b>14.52</b>
101-44110-210 POLICE OPERATING SUPPLIES	3,664.73	3,965.02	31,500.00	( 27,534.98)	12.59
101-44110-220 POLICE MAINT & REPAIR	129.52	185.38	17,000.00	( 16,814.62)	1.09
101-44110-230 POLICE TOOLS/EQUIP	111.55	233.30	300.00	( 66.70)	77.77
101-44110-240 POLICE BOOKS/PERIODICALS	.00	32.00	300.00	( 268.00)	10.67
101-44110-270 POLICE UNIFORM	.00	2,680.00	11,000.00	( 8,320.00)	24.36
<b>SUPPLIES</b>	<b>3,905.80</b>	<b>7,095.70</b>	<b>60,100.00</b>	<b>( 53,004.30)</b>	<b>11.81</b>
101-44110-300 POLICE PROFESSIONAL SERVICES	252.77	252.77	2,000.00	( 1,747.23)	12.64
101-44110-310 POLICE COMMUNICATION	396.63	1,200.55	10,500.00	( 9,299.45)	11.43
101-44110-320 POLICE TRAVEL, CONF, SCHOOL	2,063.64	2,771.86	10,500.00	( 7,728.14)	26.40
101-44110-340 POLICE PRINTING/PUBLISHING	.00	.00	400.00	( 400.00)	0
101-44110-380 POLICE RENTAL	.00	.00	100.00	( 100.00)	0
101-44110-390 POLICE CONTRACTUAL	316.25	637.24	17,500.00	( 16,862.76)	3.64
101-44110-400 POLICE MISCELLANEOUS	.00	230.00	1,200.00	( 970.00)	19.17
101-44110-900 POLICE PROJECTS/PROGRAMS	45.00	45.00	2,000.00	( 1,955.00)	2.25
<b>OTHER SERVICES</b>	<b>3,074.29</b>	<b>5,137.42</b>	<b>44,200.00</b>	<b>( 39,062.58)</b>	<b>11.62</b>
101-44110-530 POLICE CAPITAL OUTAY-MACH/EQUI	.00	.00	30,500.00	( 30,500.00)	0
<b>CAPITAL</b>	<b>.00</b>	<b>.00</b>	<b>30,500.00</b>	<b>( 30,500.00)</b>	<b>0</b>
<b>TOTAL POLICE</b>	<b>86,570.29</b>	<b>168,213.00</b>	<b>1,208,886.00</b>	<b>( 1,040,673.00)</b>	<b>13.91</b>

ANIMAL CONTROL

**CITY OF LAKE CITY**  
**DETAIL EXPENDITURES WITH COMPARISON TO BUDGET**  
**FOR THE 2 MONTHS ENDING FEBRUARY 28, 2013**

**FUND 101 - GENERAL FUND**

	PERIOD ACTUAL	YTD ACTUAL	BUDGET AMOUNT	VARIANCE	% OF BUDGET
101-44196-100 ANIMAL CONTROL SALARIES-REGULA	312.42	619.82	4,100.00	( 3,480.18)	15.12
101-44196-140 ANIMAL CONT EMPYR CONT P E R A	22.65	44.93	590.00	( 545.07)	7.62
101-44196-150 ANIMAL CONTROL FICA	21.80	43.32	314.00	( 270.68)	13.80
101-44196-160 ANIMAL CONTROL-GROUP HEALTH IN	80.39	155.38	1,100.00	( 944.62)	14.13
<b>PERSONNEL</b>	<b>437.26</b>	<b>863.45</b>	<b>6,104.00</b>	<b>( 5,240.55)</b>	<b>14.15</b>
101-44196-210 ANIMAL CONTROL OPERATING SUPPL	.00	.00	250.00	( 250.00)	0
101-44196-220 ANIMAL CONTROL MAINT & REPAIR	.00	.00	100.00	( 100.00)	0
101-44196-230 ANIMAL CONTROL TOOLS/EQUIP	.00	.00	50.00	( 50.00)	0
<b>SUPPLIES</b>	<b>.00</b>	<b>.00</b>	<b>400.00</b>	<b>( 400.00)</b>	<b>0</b>
101-44196-320 ANIMAL CONTROL TRAVEL, CONF, S	.00	.00	300.00	( 300.00)	0
101-44196-340 ANIMAL CONTROL PRINTING/PUBLIS	.00	.00	75.00	( 75.00)	0
101-44196-390 ANIMAL CONTROL CONTRACTUAL	.00	.00	400.00	( 400.00)	0
101-44196-400 ANIMAL CONTROL MISCELLANEOUS	.00	.00	50.00	( 50.00)	0
<b>OTHER SERVICES</b>	<b>.00</b>	<b>.00</b>	<b>825.00</b>	<b>( 825.00)</b>	<b>0</b>
<b>TOTAL ANIMAL CONTROL</b>	<b>437.26</b>	<b>863.45</b>	<b>7,329.00</b>	<b>( 6,465.55)</b>	<b>11.78</b>
<b>TOTAL FUND EXPENDITURES</b>	<b>87,007.55</b>	<b>169,076.45</b>	<b>1,216,215.00</b>	<b>( 1,047,138.55)</b>	<b>13.90</b>
<b>NET REVENUES OVER EXPENDITURES</b>	<b>( 72,689.64)</b>	<b>( 153,058.69)</b>	<b>( 1,090,815.00)</b>	<b>1,156,520.79</b>	<b>14.03-</b>