



**City of Newport
City Council Workshop Meeting Minutes
April 3, 2014**

1. ROLL CALL -

Council Present – Tim Geraghty, Tom Ingemann, Bill Sumner, Steven Gallagher, Tracy Rahm

Council Absent –

Staff Present – Deb Hill, City Administrator; Renee Helm, Executive Analyst; Fritz Knaak, City Attorney;

Staff Absent - Bruce Hanson, Superintendent of Public Works; Curt Montgomery, Police Chief; Mark Mailand, Fire Chief; Jon Herdegen, City Engineer;

2. DISCUSSION REGARDING PROPOSED AMENDMENTS TO CHAPTER 5, ALCOHOLIC BEVERAGES

Executive Analyst Helm presented on this item as outlined in the April 3, 2014 City Council Workshop packet. The following items were discussed:

Section 500.02, City may be More Restrictive than State Law - The City Council agreed to add this language.

Section 500.03, Definitions - The City Council agreed to add this language.

Section 500.04, Licenses - The City Council agreed to add the following licenses: Brewer Taproom, On-Sale Brew Pub, Off-Sale Brew Pub, On-Sale 3.2% Malt Liquor, Temporary On-Sale License, Temporary On-Sale 3.2% Malt Liquor, Off-Sale 3.2% Malt Liquor, and Optional 2:00 a.m.. The business owner applies to the State of MN for the Optional 2:00 a.m. License and pays a fee to them based on their revenue from the previous year. The State will not issue a 2:00 a.m. License unless it is allowed in the City Code. Councilman Sumner asked staff to look at the State Statutes in regards to who an On-Sale 3.2% Malt Liquor License can be issued to and what level of non-profit is being referred to for both the Temporary On-Sale and Temporary On-Sale 3.2% Malt Liquor Licenses.

Section 500.05, Application for License

- **Subd. 1, Form** - Councilman Sumner asked if the City uses the Commissioner of Public Safety's form. The City was provided a sample from the Commissioner and drafted the application from that.
- **Subd. 2, Bond** - Councilman Sumner asked if the bond amount of \$3,000 for on-sale and \$1,000 for off-sale was set by the State or City. Executive Analyst Helm will look into it.

Section 500.06, License Fees

- **Subd. 3, Term; Pro Rata Fee** - Councilman Sumner asked who sets the expiration date of liquor licenses. The State of MN does.
- **Subd. 4, Refunds** - The City Council agreed to add the following language: "No refund of any fee shall be made except as authorized by this Chapter or State Statutes."

Section 500.07, Granting of Licenses

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- **Subd. 1, Investigation** - Councilman Sumner asked staff to put on the application the likely costs of investigation. Staff does not find that out until after the investigation is complete but can put an average on the application.
- **Subd. 4, Transfers** - Councilman Sumner asked if the language could be amended from " Any transfer of a controlling interest or any lesser transfer of at least ten percent in stock" to "Any transfer of at least ten percent." Staff will take a look to see if that language is from the State Statutes.

Section 500.08, Conditions of License - The City Council agreed to keep the sections that were moved from Section 500.09 to this Section and directed staff to keep the hours of operation as amended. Mayor Geraghty asked staff to look into legislative changes regarding Sunday off-sale for growlers. The City Council agreed to add language regarding illegal sales, restrictions on employment of minors, and minors prohibited on premises.

Section 500.09, Restrictions on Purchase and Consumption - The City Council agreed to keep this Section as presented.

Section 510, Beer Licensing - Since Section 500 regulates 3.2% malt liquor, the City Council directed staff to repeal this Section.

Section 520, Liquor Entertainment Licenses - The City Council directed staff to replace this Section with language similar to South St. Paul's Special Event License which requires a business to obtain a Special Event License if an event is being held outside.

Section 530.02, Subd. 2 - Councilman Sumner asked to removed "within any 4 year period" from item A since it is the first violation. He also asked to add "in addition to any criminal or civil penalties which may be imposed" to items A and D.

Fees - The City Council directed staff to amend the Fee Schedule to add fees of \$200 each for Brewer Taproom, On-Sale Brew Pub, and Off-Sale Brew Pub Licenses.

3. ADJOURNMENT

Signed: _____
Tim Geraghty, Mayor

Respectfully Submitted,

Renee Helm
Executive Analyst