



CITY OF MERRILL
HEALTH AND SAFETY COMMITTEE
MINUTES • MONDAY AUGUST 22, 2016

Regular Meeting

City Hall Council Chambers

5:00 PM

I. Call to Order

In the absence of Chairperson Peterson, Alderman Russell called the meeting to order at 5:00 P.M.

Attendee Name	Title	Status	Arrived
Kandy Peterson	Aldersperson - Fourth District	Absent	
Mary Ball	Aldersperson - Sixth District	Present	
Paul Russell	Aldersperson - First District	Present	

Also in attendance: Fire Chief Dave Savone, Police Chief Ken Neff, Deputy Health Officer Norbert Ashbeck, City Attorney Tom Hayden, Alderman Ryan Schwartzman (arr. 5:03), Dave Sukow, Mike Fick, Jeremy Ratliff and City Clerk Bill Heideman.

II. Nuisance Complaints and Vouchers:

1. Nuisance Complaints

The nuisance complaints were in the meeting packet.

Deputy Health Officer Ashbeck reported on the active cases. Police Chief Neff and City Attorney Hayden provided additional input.

2. Vouchers

Fire Chief Savone and Police Chief Neff answered questions on the vouchers. Alderswoman Ball and Alderman Russell signed the voucher packet.

III. Picnic and/or Liquor License Applications:

1. Consider application from the Merrill Historical Society, 100 East Third Street, for a temporary Class "B" license to sell fermented malt beverages and wine at 100 East Third Street on Saturday, November 5, 2016, as part of a trivia contest.

Motion (Russell/Ball) to approve.

RESULT:	APPROVED & SENT TO COUNCIL	Next: 9/13/2016 7:00 PM
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2. Any other license application(s):

None.

IV. Other agenda items to consider:

1. Request for prorated license fee refund from Sawmill Brewing Co. Inc., as a result of surrendering their Class "B" (beer) and "Class B" (liquor) license for Sawmill Brewing Co. Inc., 1100 East Tenth Street.

Motion (Russell/Ball) to approve the refund request.

RESULT:**APPROVED & SENT TO COUNCIL****Next: 9/13/2016 7:00 PM**

2. Discuss potential changes to ATV-UTV trails in the City.

Alderwoman Peterson had placed this item on the agenda.

City Attorney Hayden explained that Alderwoman Peterson has concerns that people are abusing the ordinance by traveling in residential areas.

Dave Sukow, former Health and Safety Committee chairperson, stated that a great deal of work was done preparing the ordinance, before it was adopted. He added that the trail system (and related ordinance) were devised in order to allow people to travel from their homes to the trail head.

Police Chief Neff reported that there have been no major issues or infractions since the opening of the trails. He added that 12 complaints have been received since January. The majority of the complaints are isolated incidents.

After discussion, it was agreed that no action would be taken at this time. If Alderwoman Peterson would like further consideration of this issue, she can include an item on a future Health and Safety Committee agenda.

V. Agenda items related to Mobile Food Vendors:

1. Ordinance Amending Chapter 8, Article XII, Section 8-330 to add Mobile Food Vendors.

The proposed ordinance was in the meeting packet. Consideration of this and related ordinances has been an ongoing process. City Attorney Hayden provided highlights on the latest version of the proposed ordinance.

Mike Fick stated that he was in favor of the licensing of mobile food vendors. However, he is in favor of prohibiting mobile food vendors within 500 feet of an existing food establishment. The proposed ordinance stipulates a 100 foot radius, but a 500 foot radius for events sanctioned by the City.

Alderman Russell stated that he was in favor of a higher fee for out-of-town licensees. Alderwoman Ball also favors a separate fee for non-local vendors.

Alderman Ball agreed with Mr. Fick's suggestion that the distance restrictions should be standardized. Alderman Russell is also in favor a standard distance.

The three main issues that appear to be unresolved are:

1. Distance requirements
2. Fee amount(s)
3. Requirement/non-requirement of a commercial kitchen license

Motion (Russell/Ball) to refer all issues and documents related to mobile food vendors (3 ordinances and 1 application form) to the Committee of the Whole. Carried.

2. Ordinance Amending Chapter 16, Section 1 to add licensing fees for Mobile Food Vendors.

The proposed ordinance was in the meeting packet.

Earlier in the meeting, a motion was passed to refer the ordinance to the Committee of the Whole.

3. Ordinance Amending Chapter 28, Article I, Section 28-1(c)(25), related to Mobile Food Vendor operations in City parks.

The proposed ordinance was in the meeting packet.

Earlier in the meeting, a motion was passed to refer the ordinance to the Committee of the Whole.

4. Mobile Food Vendor permit application form.

The proposed permit application form was in the meeting packet.

Earlier in the meeting, a motion was passed to refer the application form to the Committee of the Whole.

VI. Monthly Reports:

1. Fire Chief Savone

The report was in the meeting packet.

Alderman Russell thanked Fire Chief Savone and Fire Battalion Chief Drury for their help during recent training sessions.

Fire Chief Savone answered questions related to his monthly report.

2. Police Chief Neff

The report was in the meeting packet.

Police Chief Neff reported that the Police Department is currently preparing for the start of the school year. There is currently an opening for one crossing guard.

A surprise 99th birthday party for Lenore Ehlert, widow of fallen Merrill Police Officer Elmer Krueger, was a rousing success.

3. Lincoln County Humane Society

The report was in the meeting packet. Things seem to be going well.

4. Consider placing monthly reports on file

Motion (Russell/Ball) to place on file.

RESULT:	PLACED ON FILE
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VII. Establish date, time and location of next regular meeting

Monday, September 26th, 2016 at 5:00 P.M. in the City Hall Common Council Chambers.

VIII. Public Comment Period

None.

IX. Adjournment

Motion (Russell/Ball) to adjourn. Carried. Adjourned at 5:47 P.M.