



CITY OF MERRILL
HEALTH AND SAFETY COMMITTEE
MINUTES • MONDAY OCTOBER 24, 2016

Regular Meeting

City Hall Council Chambers

5:00 PM

I. Call to Order

Alderswoman Peterson called the meeting to order at 5:00 P.M.

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

Also in attendance: City Administrator Dave Johnson, Mayor Bill Bialecki, Fire Chief Dave Savone, Police Chief Ken Neff, Deputy Health Officer Norbert Ashbeck, City Attorney Tom Hayden, Bill Dinges, Irvin Fick, Brenda Lawrie, Ginger Lawrie, Jeremy Ratliff and City Clerk Bill Heideman. A representative of the Cable Access Channel was present to videotape the meeting.

II. Nuisance Complaints and Vouchers:

1. Nuisance Complaints

The nuisance complaints were in the meeting packet.

Deputy Health Officer Ashbeck asked for any questions. He reported that several property demolitions are pending, and will be completed after Club Modern has been demolished. One property scheduled for demolition will instead be rehabilitated.

2. Vouchers

The vouchers were in the meeting packet. Police Chief Neff and Fire Chief Savone answered questions related to the vouchers.

Motion (Ball/Russell) to approve.

RESULT: APPROVED

III. Picnic and/or Liquor License Applications:

1. Application from B's Club 107 LLC, Brenda Lee Lawrie, Agent, for a Class "B" (beer) and a "Class B" (liquor) license for B's, N2410 Highway 107, effective October 27th, 2016.

Motion (Russell/Ball) to approve and refer to the Common Council.

RESULT: APPROVED & SENT TO COUNCIL **Next: 10/26/2016 4:55 PM**

2. Any other license application(s).

None.

IV. 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.

Alderwoman Ball noted that the both 100 feet and 500 feet have been suggested as the distance that a mobile food vendor must be away from a licensed food establishment.

Bill Dinges and Irvin Fick spoke on all the mobile food vendor ordinances. The requirement of a commercial kitchen license was discussed. Mayor Bialecki suggested, as a compromise, a distance of 250 feet that a mobile food vendor must be away from a licensed food establishment. He also suggested that City Code of Ordinances Section 32-89, related to obstructions and encroachments, be incorporated into the ordinance.

The committee agreed that all issues related to mobile food vendors should "stay together" throughout the legislative process. In other words, all recommendations related to mobile food vendors will not be sent to the Common Council until the Health and Safety Committee has considered and finalized them.

Motion (Ball/Russell) to approve the ordinance with the following two amendments: 1. All references in the ordinance to either 100 feet or 500 feet would be changed to 250 feet, and the public/private property designation be included as part of all references to the 250 feet. 2. Code of Ordinances Section 32-89 would be incorporated into the ordinance.

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

The proposed ordinance was in the meeting packet.

Discussion was held on whether the fee amount for City of Merrill residents and/or Lincoln County residents should be different than the fee amount for non-residents of the City and/or Lincoln County.

Motion (Ball/Russell) to approve a license fee of \$50 for Lincoln County mobile food vendors and \$100 for mobile food vendors who reside outside of Lincoln County. Motion failed.

Motion (Russell/Ball) to approve a license fee of \$125 for Lincoln County mobile food vendors and \$200 for mobile food vendors who reside outside of Lincoln County.

RESULT:	APPROVED
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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. It was noted that this ordinance has already been approved by the Parks and Recreation Commission.

Motion (Ball/Peterson) to approve.

RESULT: APPROVED

4. Mobile Food Vendor permit application form.

The proposed permit application form was in the meeting packet.

Bill Dinges questioned the necessity of multiple selling locations on the form. He added that he had reviewed the form currently used by the City of Fond Du Lac, and that their form only asked for one selling location.

Motion (Ball/Russell) to approve the permit application form, contingent upon any amendments to the forms necessitated by any amendments made to the three Mobile Food Vendor ordinances being considered.

RESULT: APPROVED

V. Monthly Reports:

1. Fire Chief Savone

The report was in the meeting packet.

Fire Chief Savone reported that the Fire Department received an award recently. A \$20,000 DNR grant has also been awarded to the Fire Department.

Alderswoman Peterson suggested the possibility of offering CPR training to City employees.

2. Police Chief Neff

The report was in the meeting packet.

Alderman Russell stated that he was pleased to see the Police Department running radar in an area where Street Department employees were working. He stated that this will help reduce vehicular speeds in these type of work areas.

3. Lincoln County Humane Society

The report was in the meeting packet.

4. Consider placing monthly reports on file

Motion (Ball/Russell) to place the monthly reports on file.

RESULT: PLACED ON FILE

VI. Establish date, time and location of next regular meeting

Monday, November 28th, 2016 at 5:00 P.M. in the City Hall Common Council Chambers.

VII. Public Comment Period

None.

VIII. Adjournment

Motion (Ball/Russell) to adjourn. Carried. Adjourned at 6:10 P.M.