



If you need this information in another format or require a reasonable accommodation to attend this meeting, contact the City's ADA Coordinator at 785-229-3635. Please provide advance notice of at least two (2) working days. TTY users please call 711.

101 S. Hickory
PO Box 60
Ottawa, KS 66067-0060
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TO: Mayor and City Commissioners
RE: Study Session Meeting Agenda
FROM: Richard U. Nienstedt, City Manager

A Study Session is scheduled for **May 16, 2016 at 4:00 pm** in the conference room on the first floor of City Hall, 101 S. Hickory. The following items will be presented:

I. Public Comments

II. Items to be Placed on the Regular City Commission Agenda

- a. Minutes from the May 6, 2016 Regular Meeting and May 9, 2016 Study Session *Pgs. 3-9*
- b. Private Education Short-Term Loan Program, Series 2016 - Scott Bird *Pgs. 10-11*
- c. Request for a Cereal Malt Beverage License for Poncho's - Carolyn Snethen *Pg. 12*
- d. Proclamation for Kids to Parks Day *Pg. 13*
- e. Request for Approval of Resolutions for Final Plat and Public Improvements for the 19th & Princeton Market Center- Community Development *Pgs 14-18*

III. Items for Presentation and Discussion

- a. Update from Ottawa Main Street - Becci Shisler, OMSA Director
- b. Chamber Presentation of Results From Public Policy for Consideration of Alcohol Permit at Special Events - John Coen, Ottawa Area Chamber of Commerce *Pgs. 19-28*
- c. Review of Cereal Malt Beverage Temporary Permit Ordinances - Blaine Finch *Pgs. 29-33*
- d. City Manager's Report
- e. Commissioner's Reports
- f. Mayor's Report

IV. Announcements

- May 18, 2016 Commission Photo, 9:15 am, City Hall
- May 18, 2016 **Regular** Meeting, 9:30 am, City Hall
- May 18, 2016 Special Call City/County Commission Joint Meeting, 10:15 am, Study Session Room, City Hall
- May 18, 2016 Joint City/County/USD 290 Luncheon, 12:00 pm, Commission Room, City Hall
- May 18, 2016 Special Call City/County Public Mtg for Rock Creek Development Park, 5:30 pm, NCCC
- May 20, 2016 National Bike Month, 12:00 pm, Kanza Park

52 Tips for Successful Public Service by E.A. Mosher

#27. Don't pass the buck off to staff or employees when they are only following your policies or decisions.

VI. Items Already Placed

- a. Minutes from the April 25, 2016 and May 2, 2016 Study Sessions
- b. Conditional Use Permit for 419 S. Main
- c. Recommendation from Neighborhood Revitalization Program Review Committee

**Special Call Commission Meeting
City Commission Meeting
Neosho County Community College
900 E Logan St, Ottawa, Kansas
Friday, May 6, 2016—10:00 am**

The Governing Body met at 10:00 am this date with the following members present and participating to wit: Mayor Caylor, Commissioner Reed, Commissioner Graves, Commissioner Jorgensen, and Commissioner Skidmore. A quorum was present.

Mayor Caylor called the meeting to order and welcomed the Chamber Audience and led the Pledge of Allegiance to the American Flag. The invocation was given by Finance Director Scott Bird.

Consent Agenda

The Governing Body reviewed the consent agenda consisting of the following items:

- Minutes from the April 18, 2016 Study Session and April 20, 2016 Regular Meeting
- Reappointments to City Board and Commissions
 - o 4th Judicial Correction Advisory Board—Crystal Andersen
 - o Accessibility Advisory Board—Nabila Formusoh, Rick Oglesby and Kyle Trendel
 - o Airport Advisory Board—Jennifer Sharp, Gene Ramsey and Robert Bowers
 - o Board of Zoning Appeals—Brian Goudreau and Richard Warren
 - o Library Board—Patrice Peoples
 - o Ottawa Municipal Auditorium Advisory Board—Allen Campbell and Tiffany Evans
 - o Ottawa Recreation Commission—Dennis Tharp
 - o Planning Commission—Betty Birzer, Bill Crowley and Rick Oglesby
 - o Tree Board—J.R. Daugharthy and Steven Thompson
- Approval of Milton Scott as a new member to the Airport Advisory Board
- Regular Meeting Agenda.

Commissioner Reed made a motion, seconded by Commissioner Skidmore to approve the consent agenda. The motion was considered and upon being put, all present voted aye. The Mayor declared the consent agenda duly approved.

Public Comments

The Governing Body heard from Midge Ransom regarding May being National Bike Month and encouraged all citizens to participate in activities along the trails.

The Governing Body heard from Gene Ramsey regarding the Sales Tax Initiative as well as Alcohol at Community Events.

The Governing Body heard from Brian Inbody regarding a yearly report on Neosho County Community College.

Declaration

None were given at this time.

May 6, 2016

Unofficial until Approved

Proclamation—Community Action Month

Commissioner Reed read a proclamation recognizing May 2016 as Community Action Month. This proclamation recognizes the 50-year history of promoting self-sufficiency for those with limited income. East Central Kansas Economic Opportunity Corporation (ECKAN) will accept the proclamation. The proclamation was accepted by Teresia Templeton with ECKAN. Ms. Templeton thanked the Governing Body and invited all citizens to join in the 50th Anniversary celebration.

Proclamation—Police Week

Commissioner Jorgensen read a proclamation recognizing May 15-21, 2016 as Police Week in Ottawa Kansas. National Police Week was established in 1962 by President John F. Kennedy and a joint resolution of Congress. National Police Week pays special tribute to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others. Police Chief Dennis Butler accepted the proclamation. Chief Butler thanked the Governing Body for the proclamation and encouraged all citizens to join them at the Local Memorial Service held at Faith Lutheran Church on May 11th at 6:00 pm.

KDOT Federal Fund Exchange 2016

The Governing Body heard from City Manager Richard U. Nienstedt and Finance Director Scott Bird regarding the Kansas Department of Transportation (KDOT) Federal Funds Distribution/ Federal Funds Exchange 2016. The federal fund exchange program allows local public agencies to trade their federal fund allocation in a specific federal fiscal year with KDOT in exchange for state transportation dollars or with another local public agency. The exchange rate is \$0.90 of state funds for every \$1.00 of local funds. This money goes into the City's Annual Street Rehab Program. Commissioner Skidmore made a motion, seconded by Commissioner Graves to approve the KDOT Federal Fund Exchange for 2016. The motion was considered and upon being put, all present voted aye. The Mayor declared the motion duly approved.

Capital Improvement Plan 2016-2020

The Governing Body heard from Community Development Director Wynndee Lee and Finance Director Scott Bird regarding a request to approve the Capital Improvement Plan (CIP) for 2016-2020. This plan was completed on new software purchased by the City. This new software has allowed the City's Capital Improvement Plan to be more detailed and extensive. It is recommended by the Planning Commission for approval of the CIP plan by a vote of 6-0. Commissioner Graves made a motion, seconded by Commissioner Reed to approve the CIP plan for 2016-2020. The motion was considered and upon being put, all present voted aye. The Mayor declared the CIP plan duly approved.

Ordinance—Amendments to Zoning Regulations

The Governing Body heard from Community Development Director Wynndee Lee regarding a request to approve amendments to the zoning regulations. These amendments are to interpretations and definitions, Commercial Zoned Districts C-1: C-4, Industrial Districts I-1: I-2, Mixed Use Districts MU/CI, and Article 22, Off Street Parking Regulations, Section 22-5. Staff received a request to consider amendments to the zoning regulations to allow micro alcohol production facilities. Staff expanded this request to include all forms of alcohol production: brewpub, microbrewery, microdistillery, farm winery, and other alcohol manufacturers. Staff recommends approval of these amendments to zoning regulations. Commissioner Graves made a motion, seconded by Commission Jorgensen to adopt the ordinance. The motion was considered and upon being put, all present voted aye. The Mayor declared the ordinance duly approved and the ordinance was numbered Ordinance No. 3921-16.

Kansas Municipal Energy Agency (KMEA) Transmission Letter

The Governing Body heard from Utilities Director Dennis Tharp regarding a request for approval of the KMEA transmission letter of Understanding for the Marshall Wind Farm Project. This letter will confirm the City understands that we will reimburse KMEA for the city's allocable share of the Southwest Power Pool transmission study costs incurred relating to the delivery of power supply to the City. Commissioner Skidmore made a motion, seconded by Commissioner Reed to approve the KMEA Transmission Letter of Understanding. The motion was considered and upon being put, all present voted aye. The Mayor declared the motion duly approved.

Kansas Municipal Energy Agency (KMEA) Firm Electric Service Contract

The Governing Body heard from Utilities Director Dennis Tharp regarding a request to approve an extension on the current firm electric service contract with KMEA. This contract is for the Western Area Power Administration allocation. This Contract extension includes through September 30, 2054. Commissioner Jorgensen made a motion, seconded by Commissioner Reed to approve the contract extension. The motion was considered and upon being put, all present voted aye. The Mayor declared the motion duly approved.

Open Agenda

Senator Tyson and House Representative Blaine Finch gave a legislature update.

Report by City Manager

City Manager Richard U. Nienstedt thanked all the citizens who attended the First Friday Forum and the City Commission Meeting. There are many good things going on in the City of Ottawa including Ribbon Cuttings and the Rock Creek Business Development Park. Mr. Nienstedt thanked Commissioner Reed for her service as a voting delegate on the Kansas Municipal Energy Agency Board. Mr. Nienstedt also thanked Gene Ramsey for attending the meeting.

Reports by City Commissioners

Commissioner Graves thanked City Staff for their hard work in getting the log jam cleared. Mrs. Grave stated May 18th at 1:30 pm is the ground breaking for the new ER at Ransom Memorial Hospital. Mrs. Graves wished a Happy Mother's Day to everyone especially her mother and mother-in-law.

Commissioner Skidmore wished all mothers a Happy Mother's Day.

Commissioner Reed reported on "The Home Front in the Heartland", which is a show from the historical society. Mrs. Reed encouraged all to go visit the Old Depot Museum.

Commissioner Jorgensen thanked everyone for coming today and listening to all the important topics presented in the Commission Meeting. Mr. Jorgensen stated he is proud of the city staff and look forward to working with all of them in the future.

Report by Mayor

Mayor Caylor reported a letter was received from Larry Gates with the City of Chanute thanking the City for their assistance in electrical system repairs.

Public Works Director Michael Haeffele gave a brief update on the log jam stating it would be cleared very soon.

Mayor Caylor stated she appreciates the ongoing relationship between the City of Ottawa and Neosho County Community College.

City Commission Conversation Questions

The Governing Body had a question and answer session with the Citizens in attendance with the following topics being discussed:

- City Commission Compensation
- Communication to the Citizens
- Vicious Dogs and Chicken Ordinances
- Rock Creek Business Development Park

Announcements

Mayor Caylor announced:

- May 9, 2016: Study Session, 4:00 pm, City Hall
- May 16, 2016: Study Session, 4:00 pm, City Hall
- May 18, 2016: Regular Meeting, 9:30 am, City Hall
- May 18, 2016: Special Call City/County Commission Joint Meeting, 10:15 am, City Hall
- May 18, 2016: Joint City/County/USD 290 Luncheon, 12:00 pm, City Hall
- May 18, 2016: Special Call City/County Commission Public meeting for Rock Creek Development, 5:30 – 7:00 pm, Neosho County Community College

Adjournment

There being no further business to come before the Governing Body, Commissioner Skidmore made a motion, seconded by Commissioner Graves to adjourn the meeting. The motion was considered and upon being put, all present voted aye. The Mayor declared the meeting duly adjourned at 11:53 am.

Carolyn S. Snethen, City Clerk

**Study Session Minutes
Ottawa, Kansas
Minutes of May 9, 2016**

The Governing Body met at 4:00 pm this date with the following members present and participating to wit: Mayor Caylor, Commissioner Reed, Commissioner Graves, Commissioner Jorgensen, and Commissioner Skidmore. A quorum was present.

Mayor Caylor called the meeting to order.

Public Comments

None offered at this time.

Minutes to Review

The Governing Body reviewed minutes from the April 25, 2016 and May 2, 2016 Study Sessions. It was agreed to place this item on the next regular meeting agenda, May 18, 2016.

Conditional Use Permit—419 S Main

The Governing Body heard from Community Development Director Wynndee Lee and Tom Weigand regarding a conditional use permit for 419 S Main St. It was agreed to place this item on the next regular meeting agenda.

Neighborhood Revitalization Program Recommendation

The Governing Body heard from Community Development Director Wynndee Lee regarding a recommendation from the Neighborhood Revitalization Program Review Committee. Two commercial and two residential properties have been recommended to be included into this program. The properties include 106 S Main, 110 S Main, 604 S Cedar, and 535 S Hickory. All properties meet the criteria to be eligible for the full rebate for their districts. It was agreed to place this item on the next regular meeting agenda.

City Manager's Report

City Manager Richard U. Nienstedt reminded the Governing Body on May 16th, the City Police Department will be conducting Active Shooter training at 8:00 am, 11:00 am, and 2:00 pm.

Commissioner's Reports

Mayor Caylor reported Pomona Lake has been releasing water which has helped us move along the log jam. Mayor Caylor discussed with the Governing Body Friday's Special Call Meeting reviewing what worked and what didn't.

Announcements

Mayor Caylor announced:

- May 11, 2016: Annual Memorial Service for Police Week, 6:00 pm, Faith Lutheran Church
- May 16, 2016: Commission & City Staff Active Shooter Training, Municipal Court
- May 16, 2016: Study Session, 4:00 pm, City Hall
- May 18, 2016: Commission Photo, 9:15 am, City Hall
- May 18, 2016: Regular Meeting, 9:30 am, City Hall
- May 18, 2016: Special Call City/County Commission Joint Meeting, 10:15 am, City Hall
- May 18, 2016: Joint City/County/USD 290 Luncheon, 12:00 pm, City Hall
- May 18, 2016: Ribbon Cutting for RMH Emergency Room, 1:30 pm, Ransom Memorial Hospital

Adjournment

There being no further business to come before the Governing Body, Commissioner Jorgensen made a motion, seconded by Commissioner Graves to adjourn the meeting. The motion was considered and upon being put, all present voted aye. The Mayor declared the meeting duly adjourned at 4:56 pm.

Carolyn S. Snethen, City Clerk

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ST. LOUIS, MISSOURI
WICHITA, KANSAS
LINCOLN, NEBRASKA

May 9, 2016

VIA E-MAIL: sbird@ottawaks.gov

Mr. Scott Bird
City Finance Director
City of Ottawa
101 S. Hickory Street
P.O. Box 60
Ottawa, Kansas 66067-0060
(785) 229-3600

Re: Kansas Independent College Finance Authority, Revenue Anticipation Notes (Private Education Short-Term Loan Program), Series 2016

Dear Mr. Bird:

Attached in connection with our preparation for the closing of the above-referenced note issue is a Certificate of Approval to be signed by the Mayor. As stated in the Certificate, the Kansas Independent College Finance Authority will hold a public hearing with respect to the notes on May 20, 2016 at 9:00 a.m. Notice of the public hearing was published in *The Ottawa Herald* on April 26, 2016. These notes are special obligations of the Authority and do not constitute a debt or obligation of the City of Ottawa.

We would appreciate your assistance in obtaining the Mayor's signature immediately after the public hearing and returning these items to our office as soon as possible. The closing for these notes is currently scheduled for mid-June, 2016. Please retain one copy for your file and return one executed copy to me at our Kansas City office address listed above.

Thank you very much for your help. Please do not hesitate to call me directly at (816) 218-7591 if you have any questions.

Best regards,

Scott P. Waller

Attachments
600380.60057

CERTIFICATE OF APPROVAL

ISSUER: Kansas Independent College Finance Authority

GOVERNMENTAL UNIT: City of Ottawa, Kansas

AMOUNT REQUESTED: \$4,500,000

PROJECT OBLIGOR: Ottawa University

PROJECT DESCRIPTION: The issuance of the Issuer’s revenue anticipation notes in an amount not to exceed \$4,500,000, to provide funds to make working capital loans to the Project Obligor.

PUBLIC HEARING DATE: May 20, 2016

NEWSPAPER/
PUBLICATION DATES: *The Ottawa Herald*/ April 26, 2016

I, the undersigned, Mayor of the City of Ottawa, the governmental unit having jurisdiction over the above-named Issuer, certify that I am the chief elected executive officer of the City of Ottawa.

A public hearing was held concerning the request by the above-named Project Obligor that the Issuer issue its revenue anticipation notes to finance costs of the above-described Project. Attached hereto is an affidavit of publication which reflects that notice of the public hearing was published not less than 14 days prior to the scheduled public hearing date in *The Ottawa Herald*.

Based on the foregoing, the issuance of revenue anticipation notes by the Issuer to finance costs of the Project is in the best interests of the City of Ottawa, and is hereby approved in accordance with the requirements of Section 147(f) of the Internal Revenue Code. This approval does not impose any liability on the City of Ottawa or in any way involve the City in the issuance of the notes or the proposed Project but is an accommodation by the City to satisfy the requirements of the Internal Revenue Code.

Dated: _____, 2016

Mayor of the City of Ottawa

To: Richard U. Nienstedt and the Honorable City Commission

From: Hailey Luke, Assistant City Clerk

Re: Poncho's CMB License

Date: 5/16/2016



The City Clerk's office has received an application for a new CMB license (for consumption on the license premises) from Poncho's of Ottawa located at 429 N Main St. A copy of the applicant's Kansas Department of Revenue Retailers' Sales Tax Certificate, as well as, the completed and signed Cereal Malt Beverage Application has been received from the applicant. The application has been reviewed and approved by the Police Department and the City Attorney with no reason for denial. Upon approval, a report will be submitted to the Kansas Department of Revenue with appropriate fees. A State CMB stamp is attached to each CMB license. Without this stamp, the CMB license is not valid. The State CMB Stamp fee is in addition to the license fee and is collected by the City Clerk at the time of application.

CMB is defined in the CMB Act as having not more than 3.2 percent alcohol by weight produced by fermentation and not by distillation. There are two types of CMB licenses:

- A Cereal Malt Beverage license allows for the sale of cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.
- A Cereal Malt Beverage license for the sale of any CMB for use or consumption on the licensed premise and not for resale in any form.

It is recommended with consensus from the Governing Body to place this item on the Next Regular Meeting Agenda, May 18, 2016 for approval.



PROCLAMATION



WHEREAS, May 21, 2016 is the sixth National Kids to Parks Day organized and launched by the National Park Trust; and

WHEREAS, July 23rd is Ottawa's Annual Play Day for 2016; and

WHEREAS, Outdoor play in our parks empowers kids and encourages families to get outdoors and visit America's parks as well as our local parks; and

WHEREAS, it is important to introduce a new generation to our nation's parks because of the decline in park attendance over the last decades; and

WHEREAS, we should encourage children to lead a more active lifestyle to combat the issues of childhood obesity, diabetes, hypertension and high cholesterol; and

WHEREAS, National Kids to Parks Day will broaden children's appreciation for nature and the outdoors; and

WHEREAS, National Kids to Parks Day and Play Day is open to all children and adults in Ottawa to encourage a large and diverse group of participants; and

NOW, THEREFORE, the Governing Body of the City of Ottawa, Kansas, does hereby proclaim to participate in

NATIONAL KIDS TO PARKS DAY

and urges residents of Ottawa to make time May 21, 2016 to take the children in their lives to Forest Park, City Park, or to another neighborhood, state, or national park.

SIGNED this 18th day of May 2016.

Sara Caylor, Mayor

Memorandum

To: Richard Nienstedt
From: Wynndee S. Lee, Community Development Director
Date: May 12, 2016
Re: Final Plat & Public Improvements for the 19th & Princeton Market Center

The 19th & Princeton Market Center is located at 120 E. 19th Street. The preliminary plat was approved in June of 2014. Block 1 has three lots, one of which the new location for the Price Chopper. Block 2 has Tract A which is dedicated for stormwater detention and drainage. When developing, the owners can either install infrastructure or provide performance bonds prior to the plat being approved and filed. In this case, Price Chopper elected to wait on the final plat until the infrastructure was complete. City engineer indicates the infrastructure necessary for these lots have been installed properly and are ready for acceptance by the city. An 18 month warranty bond for the Price Chopper infrastructure has been received as required prior to acceptance.

The final plat dedicates new utility, storm water, and pedestrian easements along with street right-of-way. The Planning Commission approved the final plat on May 11, 2016 by a vote of 5-0.

There are two resolutions that we have included; one for acceptance of the public improvements and one for the acceptance of the dedication of easements and rights of way for the plat. Staff recommends City Commission adopt both resolutions at your next meeting.

RESOLUTION NO. _____

A RESOLUTION APPROVING THE FINAL PLAT AND ACCEPTING THE DEDICATION OF ALL EASEMENTS AND RIGHT-OF-WAYS WITHIN THE 19th & PRINCETON MARKET CENTER IN THE CITY OF OTTAWA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OTTAWA, KANSAS,

SECTION 1. That the Mayor and City Clerk are hereby authorized and directed to execute this resolution, for the purpose of approving the final plat and accepting all utility, storm drainage and pedestrian easements, and all rights-of-way, as approved and recommended by the City Engineer, and approved by the Planning Commission, all located within The 19th & Princeton Market Center, City of Ottawa, Franklin County, Kansas.

SECTION 2. This resolution shall be in full force and effect from its adoption.

SECTION 3. PASSED AND ADOPTED by the Governing body of the City of Ottawa, Kansas, this _____ day of _____, 2016.

Mayor

ATTEST:

City Clerk

RESOLUTION NO. _____

A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS WITHIN THE 19TH & PRINCETON MARKET CENTER IN THE CITY OF OTTAWA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OTTAWA, KANSAS,

SECTION 1. That the Mayor and City Clerk are hereby authorized and directed to execute this resolution, for the purpose of accepting the public improvements associated with all public streets, storm drainage system, sanitary sewer system, water lines, and electrical as approved by the City Engineer's, all located within The 19th & Princeton Market Center, City of Ottawa, Franklin County, Kansas.

SECTION 2. This resolution shall be in full force and effect from its adoption.

SECTION 3. PASSED AND ADOPTED by the Governing body of the City of Ottawa, Kansas, this _____ day of _____, 2016.

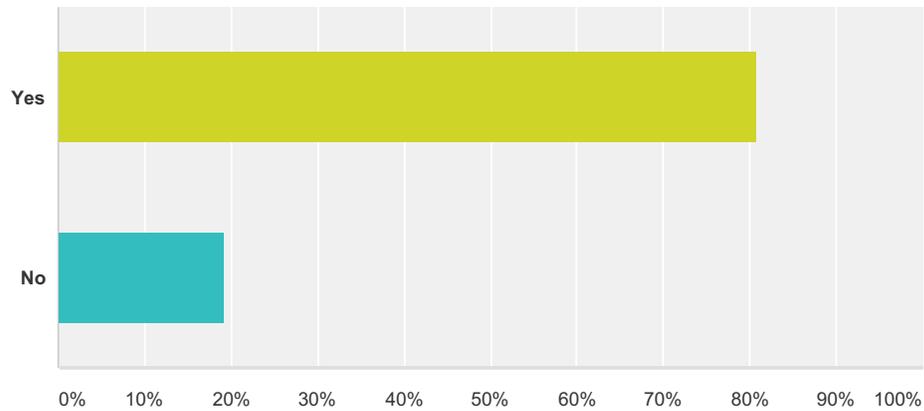
Mayor

ATTEST:

City Clerk

Q1 In your opinion, should the City of Ottawa have a policy which, by permission of the City Commission, would allow alcohol to be present and/or consumed at certain special events and on public property with applicable proper controls and supervision?

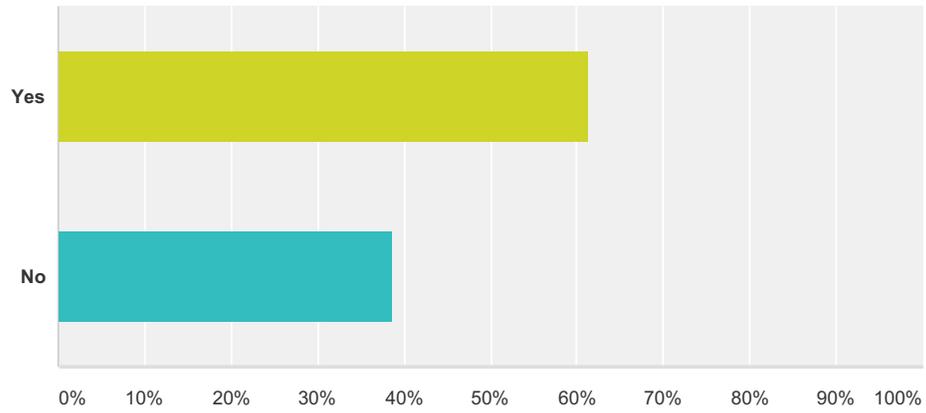
Answered: 171 Skipped: 0



| Answer Choices | Responses | |
|----------------|-----------|------------|
| Yes | 80.70% | 138 |
| No | 19.30% | 33 |
| Total | | 171 |

Q2 In your opinion, should the City of Ottawa have a policy which allows for packaged liquor sales at liquor stores on Sunday?

Answered: 171 Skipped: 0



| Answer Choices | Responses | |
|----------------|-----------|------------|
| Yes | 61.40% | 105 |
| No | 38.60% | 66 |
| Total | | 171 |

Q3 Please feel free to share any comments about this topic (either for or against) which you would like considered in the policy discussion? (please elaborate)

Answered: 70 Skipped: 101

| # | Responses | Date |
|----|---|--------------------|
| 1 | 1. Arcane blue laws should not be a thing in the 21st century. 2. Tax revenue. | 4/26/2016 4:12 PM |
| 2 | People are traveling to Pomona and Princeton to purchase alcohol on Sundays. Ottawa is losing the revenue. | 4/26/2016 1:55 PM |
| 3 | It is of individual responsibility for alcohol intake. Those of us responsible should not be punished because of a few bad apples. | 4/26/2016 9:16 AM |
| 4 | Should not be considered.Far less problems when county was dry. | 4/25/2016 10:57 PM |
| 5 | Should not be considered.Far less problems when county was dry. | 4/25/2016 10:57 PM |
| 6 | I am concerned that the allowing of more alcohol being served in Ottawa will not work out any better than the package sales and the liquor-by-the-drink that was passed a while back. When it was discussed the city commission assured the public that there would be no bars or package stores on main street. Now there are several unsavory bars on main street serving just enough snack food to allow their business to be under the wire. There are three package stores on main street with large signs advertising their wares. While I am not a teetotaler, I don't like the city making promises that aren't kept. | 4/25/2016 7:56 PM |
| 7 | I think the citizens have been waiting for this to happen for a long time. I think it has been proven that it works in other cities quite well and could have a positive effect on the community. | 4/25/2016 7:47 PM |
| 8 | GOING FROM A DRY COUNTY TO THIS? IT WOULD BE OK IF EVERYONE WAS A RESPONSIBLE DRINKER. BUT TOO MANY AREN'T. IS EVERYTHING ABOUT REVENUE? DON'T THINK THAT EVERYONE WILL ATTEND SOCIAL EVENTS WITH CHILDREN OR WITHOUT THEM IF LIQUOR IS SERVED | 4/25/2016 4:37 PM |
| 9 | Beer gardens or other barricaded areas are sufficient to ensure safe consumption of alcoholic beverages. | 4/25/2016 4:11 PM |
| 10 | If it is a private event and children are not involved, they can do it now. If on public property, it should not be allowed. | 4/25/2016 4:05 PM |
| 11 | free vodka for all | 4/25/2016 4:03 PM |
| 12 | City Government should not be in the business of saying it is ok to allow liquor or alcohol. It isn't necessary to have alcohol at every event. Really can't people do with out it for an event? | 4/25/2016 1:55 PM |
| 13 | I believe all things can be considered case by case. Regarding Sunday sales, for a small town I think it would burden some of the smaller stores to maintain staff an additional day but the added day of sales likely would not cover the additional cost. Something to consider how it affects the small businesses. | 4/25/2016 9:59 AM |
| 14 | A trial period would be advised. And should announced on all fliers and in the Herald that the presence of alcohol is a privilege and should be treated as such, I believe the community should have the option. As it is people conceal their intake in public so they are forced to keep it controlled, the few public events Ottawa have are family orientated and not exposed to the bad apples that cant seem to respect it as such. And the presence of law enforcement is always around, people out of control will get arrested for drunk and disorderly. | 4/25/2016 8:52 AM |
| 15 | I think all stores that want to sell alcohol should be allowed to. I'm a BIG supporter of "Uncork Kansas." | 4/24/2016 8:37 AM |
| 16 | n/a | 4/23/2016 4:42 PM |
| 17 | should only be allowed on private property, with controlled entrances, and only legal drinking age guests admitted | 4/22/2016 5:03 PM |
| 18 | Blue laws are outdated | 4/21/2016 8:03 AM |
| 19 | I think we should keep our standards higher and not allow at all. You represent the city and I would like you to stay the way you are. This way at gatherings you would have no one out of control. Which could happen. And would count the city more to the tax payer. I think best left alone. | 4/20/2016 11:00 PM |
| 20 | How would bad behavior be handled? Who decides when someone has had enough? Will children be present at the event? | 4/20/2016 4:55 PM |
| 21 | It's been 80 years since Prohibition ended. Surely it's time to update alcohol laws for the 21st Century. | 4/20/2016 3:37 PM |

Public Policy for Consideration of Alcohol Permit At Special Events

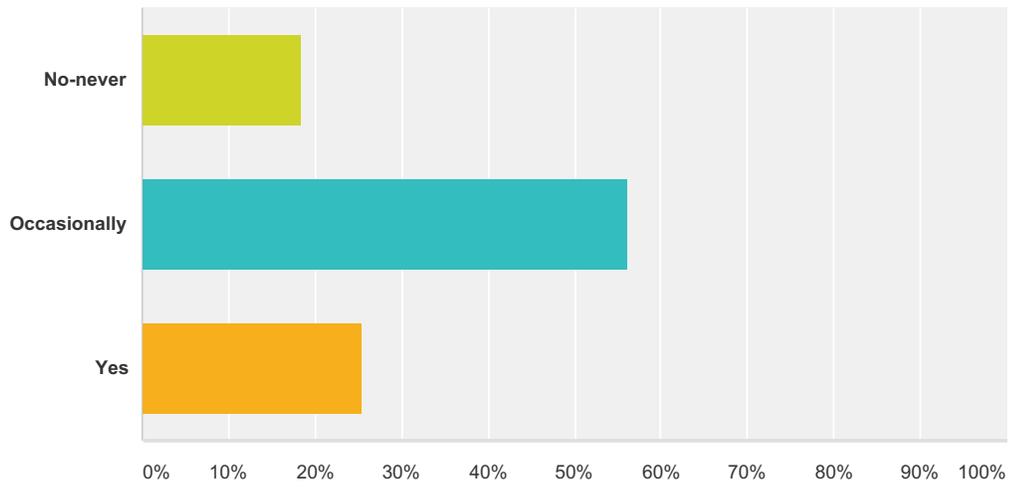
| | | |
|----|--|--------------------|
| 22 | They go to Princeton or Pomona anyway | 4/20/2016 1:19 PM |
| 23 | I do believe there are certain venues that would allow for citizens to have alcohol at an event. However, allowing alcoholic beverages would create some type of responsibility to the citizens of our community should a citizen be injured. I believe further study should be taken to obtain information on other communities/cities likewise participating in having alcoholic beverages served on public grounds. How many police officers would be required to provide adequate patrol? Would such an approval open up the possibility of beer sales at the rodeo, fair, and other events in the City? | 4/20/2016 11:02 AM |
| 24 | I don't really see anything wrong with having alcohol present at special events in town, but am concerned if there were people that were not drinking responsibly, things get out of hand, and destruct personal property and/or businesses. I'd hate for our beautiful town to be on the news for something so bad. | 4/20/2016 9:11 AM |
| 25 | Not having liquor sales on Sunday in Ottawa is taking away from our community. Many people have special events on Sundays and will drive to another community to buy what they need for that event. | 4/20/2016 8:48 AM |
| 26 | This doesn't have to be difficult, if you go to almost any other city, they have this. Lawrence, the Plaza Art Fare, music festivals, wine & beer tastings in parks.... | 4/20/2016 8:40 AM |
| 27 | None | 4/20/2016 8:20 AM |
| 28 | I just do not like alcohol at public events. | 4/20/2016 8:19 AM |
| 29 | Ottawa is losing money to other communities who have Sunday sales. | 4/20/2016 6:07 AM |
| 30 | One thing that drew us to Ottawa was that it was NOT a big party town. There are plenty of those around. Public property is not the place for this! I don't understand the necessity unless it is purely financial. Aren't there already enough alcohol related problems in this community? To be honest, it had a very negative effect on both my family and my husband's family. It would be destructive to allow it here! Anticipate expanding law enforcement budgets if you do. Are funds available for that? Many Ottawans are not behind this. Do not forget us, but protect us. | 4/19/2016 9:50 PM |
| 31 | There should be a limit of drinks served. | 4/19/2016 9:44 PM |
| 32 | stop regulating and making it difficult to have a social event with Alcohol. | 4/19/2016 9:22 PM |
| 33 | No Alcohol | 4/19/2016 9:10 PM |
| 34 | The sale at activities at special events on public property should be offered to licensed establishments only. | 4/19/2016 9:04 PM |
| 35 | As a teetotaler, this is completely against my personal beliefs, but I realize I am in a distinct minority here. I also realize that "applicable proper controls" is better than hidden cans or bottles, so I am setting aside personal beliefs for something which can possibly be better controlled. On Sunday liquor sales, absolutely not. It's bad enough that they are allowed six days a week...no need for another. | 4/19/2016 8:30 PM |
| 36 | Should be limited only to liquor stores not other stores. | 4/19/2016 8:30 PM |
| 37 | NOT IN FAVOR!! | 4/19/2016 8:17 PM |
| 38 | We have enough alcohol problems with out blessing it. | 4/19/2016 6:31 PM |
| 39 | It is ok now as is. | 4/19/2016 6:05 PM |
| 40 | As long as the occasion is properly supervised. | 4/19/2016 5:58 PM |
| 41 | I thought Ottawa is being advertised as a family friendly city. So untrue if this is allowed. | 4/19/2016 5:13 PM |
| 42 | I don't care one way or the other about a policy for packaged liquor sales at liquor stores on Sunday. I think a policy about alcohol at special events/public property should be in place...especially if the event is open to families w/ children and if pets are allowed. | 4/19/2016 5:10 PM |
| 43 | The time has come. | 4/19/2016 4:59 PM |
| 44 | Would be good for sale tax revenue. Beats driving to Princeton on Sunday. | 4/19/2016 4:52 PM |
| 45 | Currently other small towns are using events to bring in out of town dollars to help the tax base, St. Charles, Weston, etc. Also by allowing Sunday liquor sales local dollars going out of town would be kept in Ottawa. Princeton and Pomona are short drives to liquor stores. | 4/19/2016 4:46 PM |
| 46 | I'm ok with it, but there must be policing of some kind to prevent under-aged drinking | 4/19/2016 4:41 PM |
| 47 | None | 4/19/2016 4:37 PM |
| 48 | Have a well laid out policy. | 4/19/2016 4:36 PM |

Public Policy for Consideration of Alcohol Permit At Special Events

| | | |
|----|---|-------------------|
| 49 | I think it should be permitted and the host be responsible for the serving and customer control and enforcement as a city statute without having to get permission for every function from the City Commission. | 4/19/2016 4:34 PM |
| 50 | Our citizens are currently leaving city limits to travel to neighboring communities to purchase alcohol on Sunday's. We should keep this money in our community. Times have changed and so should we. | 4/19/2016 4:34 PM |
| 51 | people drive to Princeton and Pomona on sundays anyhow | 4/19/2016 4:32 PM |
| 52 | I don't believe it is appropriate for every occasion but as long as no one is intoxicated and not making anyone else uncomfortable, I think it would be fine. Also, I think it is important to ask the AA members and church groups because having alcohol at some festivals may leave certain groups out due to comfortability. | 4/19/2016 4:27 PM |
| 53 | If an event is promoted as "a family event" alcohol should not be promoted | 4/19/2016 4:26 PM |
| 54 | If they need liquor they can buy Saturday. | 4/19/2016 4:24 PM |
| 55 | Ottawa is loosing tax income every Sunday of the year to surrounding areas and has been since dirt was kicked around on Main Street. Ottawa is way behind other communities with lessor beverage restrictions. Believe it or not we can have alcohol included in our local events without riots in streets and a jail full of drunks. It's way past the time Ottawa makes some changes ! | 4/19/2016 4:20 PM |
| 56 | Why not take advantage of this opportunity. People will go out of town. | 4/19/2016 4:18 PM |
| 57 | Could organizers purchase extra insurance to cover potential problems? How would the age requirement be policed? | 4/19/2016 4:17 PM |
| 58 | I think it's a great idea and would increase participation and revenue | 4/19/2016 4:16 PM |
| 59 | I believe this could change many events from family events to free-for-all that responsible parents wouldn't want to take their children to. Too many people don't know their limits. And there's the problem of people leaving the events and driving under the influence, further endangering the other participants. If people can't enjoy a function and not require alcohol, they need to seek help. | 4/19/2016 4:15 PM |
| 60 | Working at the liquor store in Wellsville - we see quite a few Ottawa patrons visiting us on Sunday's. This should also be a decision made by the liquor store owners IF THEY want to be open on Sunday's. If owners don't want to be, patrons will continue doing what they're used to. | 4/19/2016 4:14 PM |
| 61 | This is an archaic conversation. We can't compete with regional cities and events when we don't allow alcohol. | 4/19/2016 4:14 PM |
| 62 | Even though I drink, I believe Sunday should still be our one day that is left alone to not sell alcohol. We need to show our young people some leadership into this matter. Plan ahead if you need it that bad!! | 4/19/2016 4:13 PM |
| 63 | There have been many events that would grow and prosper if alcohol was made available. Sunday sales should remain off the table. I would prefer to see an initiative to get more businesses to be closed on Sunday and encourage a community focus on family and faith. | 4/19/2016 4:12 PM |
| 64 | Let's not start this We have establishments that serve alcohol and they should drink there not in front of our children at the park | 4/19/2016 4:12 PM |
| 65 | Sunday liquor sales should be allowed, it is up to the business owners to be open. | 4/19/2016 4:10 PM |
| 66 | Sunday liquor sales are going out of town now. Need to keep them here. | 4/19/2016 4:09 PM |
| 67 | Generally I am against alcohol ...it causes many of society's ills. IF the city can strictly enforce, i.e. no further availability after 10 pm..perhaps it could tried for 6 months to ascertain abuses | 4/19/2016 4:07 PM |
| 68 | If on public property (Street Dances, Block Party, etc.) the person should have to have liability coverage. | 4/19/2016 4:05 PM |
| 69 | It is time to grow Ottawa and stop living in the last century. | 4/19/2016 4:03 PM |
| 70 | Ottawa should have a policy which allows alcohol at events. Our community needs to develop a 21st century attitude regarding this topic. | 4/18/2016 3:33 PM |

Q4 If alcohol is provided or allowed, do you consume alcohol at a social event?

Answered: 169 Skipped: 2



| Answer Choices | Responses | |
|----------------|-----------|------------|
| No-never | 18.34% | 31 |
| Occasionally | 56.21% | 95 |
| Yes | 25.44% | 43 |
| Total | | 169 |

Q5 If a public policy allowing alcohol at special events is established, what circumstances should be considered by the City Commission when granting or denying a permit request?

Answered: 97 Skipped: 74

| # | Responses | Date |
|----|--|--------------------|
| 1 | Assurances of orderliness. | 4/26/2016 4:12 PM |
| 2 | # of participants, hours, and litter control | 4/26/2016 1:55 PM |
| 3 | 1. Who will supervise any potential inappropriate behavior and/or when someone has consumed too much: the vender, city police officers or event management? This needs to be specified. 2. Could a special "visitor" tax be imposed on these special sales/events? 3. Who would pick-up additional trash and/or recycle bins or litter on the grounds? 4. Would alcohol consumption be limited to special areas, i.e. beer gardens? 5. Alcohol vendor needs to be appropriately licensed. 6. Hours of alcohol sales needs to be in the policy. 7. Type of alcoholic beverages needs to be stated in the policy: beer, liquor, etc. 8. Is the special event ticketed or free/open to the public? This might have some bearing on the request. 9. What is the target audience of the special event, i.e. will there be lots of children present? | 4/26/2016 11:42 AM |
| 4 | designation of legal age to drink. Security personnel watching for indecent acts that could put the public in considerable harm. | 4/26/2016 9:16 AM |
| 5 | The nature of the event and, as a history is established, the history of the actual event and responsible consumption of alcohol. | 4/26/2016 8:21 AM |
| 6 | If those seeking permits have relevant criminal history (drunk and disorderly, public intoxication etc.) | 4/25/2016 11:36 PM |
| 7 | should not be permitted period. | 4/25/2016 10:57 PM |
| 8 | should not be permitted period. | 4/25/2016 10:57 PM |
| 9 | The City Commission should first consider the additional cost of policing and cleaning up after such an event. While I answered question #4 honestly, it doesn't mean that I think this would be a good thing for our city. Many events of this nature have extra police and security. Allowing alcohol at an event and making certain requirements of the producers is all well and good; the public at large doesn't have the self-discipline to maintain a socially acceptable level of intake. The assaults, vandalism and general trash from these types of events give a city a reputation that Ottawa doesn't need. | 4/25/2016 7:56 PM |
| 10 | Maybe it would be a good idea to check other city policies on this concept and discuss with them any issues and changes they have made. | 4/25/2016 7:47 PM |
| 11 | Safety | 4/25/2016 6:54 PM |
| 12 | I'd prefer that circumstances be described as applicant and event criteria. This could include: if the event is for profit or has a non-profit organizer, plus location, noise (time frame exemptions) and time restrictions. Authority for the City to revoke the permit before an event if new information is learned that the event would be detrimental to the safety of the patrons or security of City property. | 4/25/2016 5:51 PM |
| 13 | Proximity for safety is it near the river? Railroad tracks? security, Age appropriate (is it a family function?) | 4/25/2016 4:37 PM |
| 14 | WHEN THERE IS TROUBLE DENY PERMIT. | 4/25/2016 4:37 PM |
| 15 | Insurance | 4/25/2016 4:23 PM |
| 16 | secured area, special issue permit from state and city, devices to scan valid identifications, ID check in, coordinate with ABC and local law enforcement; application for event approved by city departments, start/stop time for event, | 4/25/2016 4:11 PM |
| 17 | If children are involved in the event, no alcohol. If only adults, the event must be sectioned off with someone at the entrance to check ID's and police to handle drunks. | 4/25/2016 4:05 PM |
| 18 | organization making request | 4/25/2016 4:03 PM |
| 19 | Children, recovering alcoholics. Consuming alcohol can and has caused a lot of family issues. It can be just a social thing but it can also be evil. | 4/25/2016 1:55 PM |

Public Policy for Consideration of Alcohol Permit At Special Events

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| 20 | I would consider length of event and hopefully not expand over a two day period, time of the event not to continue past a certain time - likely to coincide with noise curfew, if there are vendors (for profit) I'm sure there is already a permit process. | 4/25/2016 9:59 AM |
| 21 | Organizations of all events should decide if they want to have alcohol present or not. | 4/25/2016 8:52 AM |
| 22 | They should consider what measures are in place to ensure orderly conduct is maintained and minors aren't served. | 4/24/2016 8:37 AM |
| 23 | -age of public attending the event -will police need to be hired to supervise the event -limiting the amount of alcohol per person | 4/23/2016 4:42 PM |
| 24 | is it on private or public property, is it advertized as a family event or adult only, will admissions be controlled and alcohol consumption restricted to specific areas | 4/22/2016 5:03 PM |
| 25 | Limit it to no more than 2 beverages per person | 4/22/2016 9:58 AM |
| 26 | Regulations needs to be put on making sure outside alcohol is not allowed into and is not allowed to leave the event space. | 4/22/2016 12:08 AM |
| 27 | Supervision of the event and the hours that consumption would be allowed. | 4/21/2016 6:00 PM |
| 28 | It should be in a separate area. Controls need to be in place, and there should be adequate supervision to ensure things don't get out of hand. | 4/21/2016 10:18 AM |
| 29 | there should be consumption control of some form, everyone should be ID upon purchase, police patrol of course. | 4/21/2016 9:42 AM |
| 30 | You would have to have a license . Check drivers age. I think the city has enough on it's plate that this would not be necessary . | 4/20/2016 11:00 PM |
| 31 | Alcohol should be consumed in a gated area on a City property (such as a beer garden) and provided by a vendor or one with a liquor license. Patrons of the events should not be allowed to bring in their own alcohol. | 4/20/2016 5:46 PM |
| 32 | Only in small controlled areas - not in public buildings, parks, parking lots or streets. | 4/20/2016 4:55 PM |
| 33 | An event that is geared toward children probably should not be granted a permit. - Case by case permit granting would obviously be ideal. | 4/20/2016 3:37 PM |
| 34 | Removal of individual(s) that becomes disruptive. How/who would be responsible for this? | 4/20/2016 1:31 PM |
| 35 | can they make more money | 4/20/2016 1:19 PM |
| 36 | If children are involved, I believe that alcoholic beverages should not be available at such an event. Also, if it is a family oriented event, it should not be served or allowed. | 4/20/2016 11:02 AM |
| 37 | Contained area. Proper supervision. Person request responsible for monitoring under age drinking. | 4/20/2016 9:51 AM |
| 38 | Controls to prevent underage access; avoid overindulgence that leads to inappropriate behavior; and responsible event oversight. | 4/20/2016 8:52 AM |
| 39 | An event that is geared towards children should remain just that, geared towards children and alcohol should not be present. | 4/20/2016 8:47 AM |
| 40 | Is the event designed with families in mind, for example the fair? Or for adults like the car show? In my opinion there are enough drunk people at the fair, we don't need to encourage more. | 4/20/2016 8:40 AM |
| 41 | That it is properly supervised with over "21" wrist bands. This could be a huge attraction to special events. People like to drink socially/which doesn't mean getting drunk or unruly. | 4/20/2016 8:26 AM |
| 42 | It should be in a controlled area so events can still be comfortable for families. | 4/20/2016 8:23 AM |
| 43 | Security and conduct of those taking part | 4/20/2016 8:20 AM |
| 44 | Some safeguard to keep minors from getting alcohol. | 4/20/2016 8:19 AM |
| 45 | How do you handle the person who has one to many??i | 4/20/2016 8:19 AM |
| 46 | past history | 4/20/2016 8:14 AM |
| 47 | I think there needs to be a judgement call as to what the event is - what is the focus of the activity - what kind of crowd will it attract - and the timing of the event - late evening must have a cut off time for the serving of the alcohol | 4/20/2016 7:58 AM |
| 48 | ability to control and have supervision - length of the event, liability | 4/20/2016 7:13 AM |
| 49 | If you proceed, please limit the hours, ages, & restrict consumption to specific premises. Have the sponsors pay for extra law enforcement. | 4/19/2016 9:50 PM |
| 50 | It should be a cash bar. The city should not be buying alcohol for its citizens. | 4/19/2016 9:44 PM |

Public Policy for Consideration of Alcohol Permit At Special Events

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| 51 | Making sure they have a plan to control consumption to ensure safety for all. | 4/19/2016 9:44 PM |
| 52 | The state regulates most events. Let the state determine the granting or denying. | 4/19/2016 9:22 PM |
| 53 | No Alcohol | 4/19/2016 9:10 PM |
| 54 | Qualifications of association asking for permission. | 4/19/2016 9:04 PM |
| 55 | Priority: the ability to govern and oversee, with emphasis on crowd control and ages of those attending. Anything that is geared toward youth primarily should not even be considered for special request. | 4/19/2016 8:30 PM |
| 56 | Controls must be in place to prevent under age and over consumption. | 4/19/2016 8:30 PM |
| 57 | Whether event has insurance and that law enforcement be present | 4/19/2016 8:28 PM |
| 58 | NOT IN FAVOR!! | 4/19/2016 8:17 PM |
| 59 | Family events should not for sure. | 4/19/2016 6:31 PM |
| 60 | strict control & police present | 4/19/2016 6:05 PM |
| 61 | Age of course. | 4/19/2016 5:18 PM |
| 62 | None | 4/19/2016 5:13 PM |
| 63 | No comment. | 4/19/2016 5:10 PM |
| 64 | Who is holding the event, security in place, insurance needed, beer and wine only, where will it be held, etc.... | 4/19/2016 5:03 PM |
| 65 | Safety of citizens. | 4/19/2016 5:02 PM |
| 66 | Security. Clearly defined area. Liability established for vendor. Ability to shut the event down if abused. | 4/19/2016 4:59 PM |
| 67 | No opinion. | 4/19/2016 4:52 PM |
| 68 | Proper policing and/or security, well defined boundaries, proper documentation that the group/organization is in good standing and current on all requirements. | 4/19/2016 4:46 PM |
| 69 | There must be strict adherence to only age eligible drinking. | 4/19/2016 4:41 PM |
| 70 | Need to consider the # of minors who may or may not be in attendance or have access to the event. Can you consider a "cut off" decision for those who are over intoxicated to be made by bartender? And how would that liability be handled? | 4/19/2016 4:40 PM |
| 71 | Closed premises with controlled access | 4/19/2016 4:37 PM |
| 72 | Liability Insurance | 4/19/2016 4:36 PM |
| 73 | Who is responsible and the hours of serving. All other laws such as age and sobriety of those consuming be monitored. | 4/19/2016 4:34 PM |
| 74 | Safety, of course. Additional needs such as law enforcement. And the commitment of the event holder and their ability to adhere to our rules. | 4/19/2016 4:34 PM |
| 75 | Hours it will be offered | 4/19/2016 4:32 PM |
| 76 | Is it a food or drink specific occasion - should really be the only reason to have alcohol at a special event. As for packaged liquor store permits, I think following state law would be just. | 4/19/2016 4:27 PM |
| 77 | whether alcohol and the event are compatible | 4/19/2016 4:26 PM |
| 78 | Alcohol has no business in public owned establishments | 4/19/2016 4:24 PM |
| 79 | Will children,youth etc.allowed to be there?? | 4/19/2016 4:24 PM |
| 80 | Defer to other communities such as Lawrence Ks. and adopt similar if not the same policies. | 4/19/2016 4:20 PM |
| 81 | Is the organization a non-profit and who benefits. | 4/19/2016 4:18 PM |
| 82 | Organizers should provide a clear-cut plan for police presence and liability insurance. | 4/19/2016 4:17 PM |
| 83 | If children are present. | 4/19/2016 4:16 PM |
| 84 | As long as legal then no special circumstances | 4/19/2016 4:16 PM |
| 85 | 1)The age of everyone participating. If this is a family-friendly event I don't believe alcohol should be permitted. 2) The ability of the organizers to "control and supervise" the attendees. | 4/19/2016 4:15 PM |

Public Policy for Consideration of Alcohol Permit At Special Events

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| 86 | There needs to be fencing around a specified area for alcoholic beverages to be consumed in (aka, beer garden). There needs to be sufficient identification checked. Additional hired security needs established. All requests should be done at least 6 months in advance of event so additional meetings can be held to be updated on status of fenced area, how much additional security has been hired. And any under aged consumption will result in fines and guaranteed loss of permit for the following year. | 4/19/2016 4:14 PM |
| 87 | 1. Will people attend the event if alcohol is not provided/sold? 2. Will young people be attending the event? 3. How/Who will control the amount consumed by individuals? | 4/19/2016 4:13 PM |
| 88 | Alcohol should be contained in a "beer garden" type space (if outside)...depending on the hours, times, and atmosphere, crowd management could create a concern for local law enforcement. Be sure to collect OPD concerns and viewpoints in the decision process. | 4/19/2016 4:12 PM |
| 89 | Is this a family event where large amounts of children will be present? And will there be enough supervision to ensure families are not subjected to bad behavior by those that over indulge? | 4/19/2016 4:11 PM |
| 90 | Whether it is a family and youth focused event. If so, should not allow it. | 4/19/2016 4:10 PM |
| 91 | Only available from 6-9 pm for example..barkeep has right to refuse service to anyone..party must pay for private security during event.. | 4/19/2016 4:07 PM |
| 92 | Previous history - any problems, incidents, etc. and criminal history of the applicants. | 4/19/2016 4:05 PM |
| 93 | Let's make sure Ottawa remains a safe, family friendly town. Thanks! | 4/19/2016 4:03 PM |
| 94 | Must be a resident, Must have no outstanding issues with the Ottawa Police Department, Must be within reasonable operating hours, a deposit should be charged for trash removal and refunded if area is cleaned up. | 4/19/2016 4:03 PM |
| 95 | Public safety and best interest contracts. Hold the parties accountable and liable for damage and crowd control for large events. | 4/19/2016 4:02 PM |
| 96 | Type of event and age that it is intended for. Time of day that the event is being held and location relative to areas with children/schools during hours of operation. | 4/19/2016 4:00 PM |
| 97 | How easy (or difficult) it is to monitor/control. Allow for public comment when granting permits. | 4/18/2016 3:33 PM |

ORDINANCE NUMBER _____

AN ORDINANCE ESTABLISHING A PERMITTING PROCESS FOR SPECIAL EVENTS WHERE CEREAL MALT BEVERAGES WILL BE SOLD OR SERVED.

Section 1. PERMIT REQUIRED. It shall be unlawful for any person to sell or serve any cereal malt beverage at a special event within the City without first obtaining a local special event retailer's permit from the City Clerk.

Section 2. PERMIT FEE.

- A. There is hereby levied a special event retailer's permit fee in the amount of \$_____ per day on each group or individual to which a permit is granted. The permit fee shall be paid at the time of application for a special event retailer's permit, and shall be in addition to any fee for a cereal malt beverage stamp fee required to be remitted to the Division of Alcohol Beverage Control.
- B. In order for the special event retailer's permit to be valid, a state CMB stamp must be affixed to it.

Section 3. CITY TEMPORARY PERMIT.

- A. It shall be unlawful for any person to conduct an event where cereal malt beverages are sold or served without first applying for a special event retailer's permit at least _____ days before the event. Written application for the special event retailer's permit shall be made to the city clerk and shall clearly state:
 - 1. The name of the applicant;
 - 2. The group for which the event is planned;
 - 3. The location of the event;
 - 4. The date and time of the event;
 - 5. Any anticipated need for police, fire or other municipal services; and
 - 6. Any other information required by the City Manager.
- B. Upon payment of the city's special event retailer's permit fee and a written application as provided for in subsection (A), the City Manager may approve and the City Clerk may issue a special event retailer's permit to the applicant if:
 - 1. There are no conflicts with any zoning or other ordinances of the city; and
 - 2. The applicant has provided the City Manager or designee all information necessary to ensure that the applicant will comply with all local and state alcoholic beverage laws during the permitted period; and
 - 3. The applicant has agreed to abide by all special conditions and restrictions established by the City Manager or the City Manager's designee; and
 - 4. The event remains consistent with prevailing community standards.
- C. The city clerk shall notify the chief of police whenever a special event retailer's permit has been issued and forward a copy of the permit and application to the chief of police.

Section 4. PERMIT REGULATIONS.

- A. Every special event retailer's permit holder shall cause the permit and receipt to be placed in plain view on any premises within the city where the holder of the special event retailer's permit is serving cereal malt beverage for consumption on the premises.
- B. No permit holder shall allow the serving or consumption of cereal malt beverage between the hours of 2:00 a.m. and 9:00 a.m. at any event for which a special event has been issued.

- C. No cereal malt beverages shall be given, sold or traded to any person under 21 years of age.
- D. Permit holders shall be present at all times during the event or designate another person to be responsible for the conduct of the event if the permit holder is absent. If the permit holder is an organization, the organization must designate a person to act as their agent to be responsible for the conduct of the event.
- E. Permit holders must admit any law enforcement officer to the premises covered by the special event retailer's permit.
- F. If the permit area includes a city street, alley, road, sidewalk, or highway then the street, alley, road, sidewalk, or highway shall be closed to motor vehicle traffic.
- G. The boundary of any premises covered by a special event retailer's permit must be marked by a three-dimensional obstacle.
- H. A permit holder may not allow a customer to bring into the permitted premises bottles of their own cereal malt beverage to be consumed by the customer and the customer's invited guests without the prior approval of the Governing Body.
- I. The temporary permit shall be issued for no longer than three days, unless otherwise approved by the Governing Body.
- J. A temporary permit shall not be assigned or transferred to any third party.
- K. No more than four special event retailer's permits may be issued to any one applicant in a calendar year.
- L. The City Manager or the City Manager's designee shall have the authority to impose such other special conditions and restrictions as he or she shall determine are appropriate for the event.
- M. Except as specifically set forth in the Municipal Code, all local ordinances and state statutes for the sale and consumption of cereal malt beverages apply to holders of special event retailer's permits.

Section 5. PENALTY

If the permit holder has violated any of the provisions of this article, the Governing Body or its designee, the City Manager, may revoke such special event retailer's permit, and the individual holding the permit may be charged in Municipal Court with a violation of the alcoholic liquor laws of the City and upon convictions shall be punished by:

- A. A fine of not more than \$500.00; or
- B. Imprisonment in jail for not more than 180 days; or
- C. Both fine and imprisonment as set forth in subsections (a) and (b) of this section.

Section 6. EFFECTIVE DATE

This ordinance shall take effect upon publication in the official city newspaper.

ADOPTED by the Governing Body of the City of Ottawa on this _____ day of _____, 2016.

Sara Caylor, Mayor

Attest:

City Clerk

ORDINANCE NUMBER _____

AN ORDINANCE ESTABLISHING A PERMITTING PROCESS FOR TEMPORARY EVENTS WHERE ALCOHOLIC BEVERAGES WILL BE SOLD OR SERVED.

Section 1. PERMIT REQUIRED. It shall be unlawful for any person granted a temporary permit by the State of Kansas to sell or serve any alcoholic liquor within the city without first obtaining a local temporary permit from the city clerk.

Section 2. PERMIT FEE.

There is hereby levied a local temporary permit fee in the amount of \$_____ per day on each group or individual holding a temporary permit issued by the state director of alcoholic beverage control authorizing sales within the city, which fee shall be paid before the event is begun under the state permit.

Section 3. CITY TEMPORARY PERMIT.

- A. It shall be unlawful for any person to conduct an event under a state issued temporary permit without first applying for a local temporary permit at least _____ days before the event. Written application for the local temporary permit shall be made to the city clerk and shall clearly state:
 - 1. the name of the applicant;
 - 2. the group for which the event is planned;
 - 3. the location of the event;
 - 4. the date and time of the event;
 - 5. any anticipated need for police, fire or other municipal services;
 - 6. any other information required by the City Manager.
- B. Upon presentation of a state temporary permit, payment of the city's local temporary permit fee and a written application as provided for in subsection (a), the City Manager may approve and the City Clerk may issue a local temporary permit to the applicant if:
 - 1. There are no conflicts with any zoning or other ordinances of the city; and
 - 2. The applicant has provided the City Manager or designee all information necessary to ensure that the applicant will comply with all local and state alcoholic beverage laws during the permitted period; and
 - 3. The applicant has agreed to abide by all special conditions and restrictions established by the City Manager or the City Manager's designee; and
 - 4. The event remains consistent with prevailing community standards.
- C. The city clerk shall notify the chief of police whenever a local temporary permit has been issued and forward a copy of the permit and application to the chief of police.

Section 4. PERMIT REGULATIONS.

- A. Every local temporary permit holder shall cause the permit and receipt to be placed in plain view on any premises within the city where the holder of the local temporary permit is serving or mixing alcoholic liquor for consumption on the premises.
- B. No local temporary permit holder shall allow the serving, mixing or consumption of alcoholic liquor between the hours of 2:00 a.m. and 9:00 a.m. at any event for which a local temporary permit has been issued.
- C. No alcoholic beverages shall be given, sold or traded to any person under 21 years of age.

- D. Permit holders shall be present at all times during the event or designate another person to be responsible for the conduct of the event if the permit holder is absent. If the permit holder is an organization, the organization must designate a person to act as their agent to be responsible for the conduct of the event.
- E. Permit holders must admit any law enforcement officer to the premises covered by the temporary permit.
- F. If the permit area includes a city street, alley, road, sidewalk, or highway then the street, alley, road, sidewalk, or highway shall be closed to motor vehicle traffic.
- G. The boundary of any premises covered by a temporary permit must be marked by a three-dimensional obstacle.
- H. A permit holder may not allow a customer to bring into the permitted premises bottles of their own alcoholic liquor to be consumed by the customer and the customer's invited guests without the prior approval of the Governing Body.
- I. The local temporary permit shall be issued for no longer than three days, unless otherwise approved by the Governing Body.
- J. A local temporary permit shall not be assigned or transferred to any third party.
- K. No more than four temporary permits may be issued to any one applicant in a calendar year.
- L. The City Manager or the City Manager's designee shall have the authority to impose such other special conditions and restrictions as he or she shall determine are appropriate for the event.
- M. Except as specifically set forth in the Municipal Code, all local ordinances and state statutes for the sale and consumption of alcoholic beverages apply to holders of local temporary permits.

Section 5. PENALTY

If the permit holder has violated any of the provisions of this article, the Governing Body or its designee, the City Manager, may revoke such local temporary permit, and the individual holding the permit may be charged in Municipal Court with a violation of the alcoholic liquor laws of the City and upon convictions shall be punished by:

- A. A fine of not more than \$500.00; or
- B. Imprisonment in jail for not more than 180 days; or
- C. Both fine and imprisonment as set forth in subsections (a) and (b) of this section.

Section 6. EXCLUSION

- A. The provisions of Section 4-203 of the Municipal Code of the City of Ottawa shall not apply to any person lawfully in possession of alcoholic liquor or cereal malt beverage in the specific location and during the specific hours permitted by a valid Local Temporary Permit or Special Event Permit granted by the City of Ottawa.
- B. The City Clerk shall include a cross reference to this provision at Section 4-203 of the Municipal Code of the City of Ottawa.

Section 7. AMENDMENT OF CODE SECTION

Section 4-504 of the Municipal Code of the City of Ottawa is hereby amended as follows:

No person shall drink or consume any alcoholic liquor or cereal malt beverage on City owned public property. However, this prohibition shall not apply to:

- A. The following city owned facilities when the person who wishes to sell or provide alcoholic liquor has first obtained a permit from the City Clerk:
 - a. the inside of the Municipal Auditorium, located at 3rd and Hickory;
 - b. the inside of the Carnegie Cultural Center, located at 5th and Main;
 - c. the municipal airport facility (building facility only, not t-hangars);
- B. Public sidewalks when licensed and compliant with Chapter 11, Section 11-1106;
- C. Any specific location for which a local temporary permit or special event retailer's permit has been issued pursuant to Section _____ or Section _____ of the Municipal Code during such specific time period as set forth in the permit.

Section 8. EFFECTIVE DATE

This ordinance shall take effect upon publication in the official city newspaper.

ADOPTED by the Governing Body of the City of Ottawa on this _____ day of _____, 2016.

Sara Caylor, Mayor

Attest:

City Clerk