

## Minutes of Ordinance Committee Meeting

March 27, 2017, 3:00 pm.

City Hall Front Conference Room

Meeting called to order at 3:00 pm with the follow committee members in attendance, Aldermen Clyde Heller, Steve Notheisen, Rita Trantham, James Hopkins, and Russ Row. City Attorney Dan Hayes, Aldermen Stan Darter, Zoning Code Administrator Jim Nagel, Mayor Tom Smith and Finance Officer Shawn Kennedy were also present.

Agenda Item 1. Petitions by Citizens on Non-agenda Items. None.

Agenda Item 2. Review and approval of 03-20-17 Ordinance Committee Meeting minutes. After review and discussion, Steve Notheisen noted an addition to agenda item 6. Addition to minutes included "Steve Notheisen motion to modify definition title by removing "special events". Minutes corrected. Motion to approved amended minutes made by Rita Trantham and seconded by Russ Row. Minutes approved.

Agenda Item 3. Special Events. Shawn Kennedy and Jim Nagel presented information concerning the need for this addition to Chapter 7, Business Code. The committee address this draft ordinance with the following changes/additions:

1. Paragraph 7-9-1, Definitions. Place a period after "public" on line four of definition, strike remaining verbiage and bullet points.
2. Paragraph 7-9-2 Permits, (B) change "guests" to attendees. Subparagraph (E) change "guests" to attendees. Subparagraph (G)1) change to read "Proof of Liability Insurance must be provided and, if the event is held on City Property, the City of Waterloo must be named as an additional insured with Comprehensive General Liability limit of not less than \$1,000,000 combined single limit, each occurrence/ \$2,000,000 aggregated."

The committee then reviewed the Special Event Permit Application form and recommended the following change:

In application block D, remove "not applicable" as there could not be a time when not being on city property would apply if the Special Event Permit Application was filed.

A motion to approve the changes cited was made by Jim Hopkins, seconded by Russ Row, vote 5-0. Ordinance will be prepared for consideration by Council.

Agenda Item 4, Mobile Food Vendors. Jim Nagel and Mayor Smith presented information concerning Mobile Food Vendor draft ordinance. The committee worked through the following ordinance paragraphs and made changes as follows:

Paragraph 7-9-1 Definitions. Food Truck. Delete "or self-contained enclosed trailer", insert "and registration" after "plate", delete "prepared", insert "or non-alcoholic beverages", insert "prepared or". With the above deletes/insertions, the definition reads:

Food Truck means any self-contained motorized vehicle with a valid license plate and registration from which food or nonalcoholic beverages for immediate consumption is prepared or served.

Food Truck Vendor definition changes: delete "self-contained motorized vehicle or a self-contained enclosed trailer with valid license plates and registration." Insert "food truck as defined herein". With the above deletes/inserts, the definition reads:

Food Truck Vendor means a person engaged in the business of selling food or non-alcoholic beverages from a food truck as defined herein.

Paragraph 7-9-3 Permit Required, (B) Insert "agent or" before "employee" on line one, and insert "or non-alcoholic beverages" after "products" on line three of this paragraph.

Paragraph 7-9-4 Filing of Application and Fee Provisions (C) Strike "for" in line one.

Paragraph 7-9-5 Display of Permit. Insert after in "close proximity" and insert "for public view after truck.

Paragraph 7-9-6 Hours of Operation. Insert after "the hours of" "is open to the public". Sentence will read: Food Truck Vendors may operate up to one hour prior to and up to one hour after the hours of specific event is open to the public.

Paragraph 7-9-7 Sale of Liquor Prohibited. Strike "shall be" and replace with "is".

Paragraph 7-9-7, Vehicle Appearance and Maintenance. Last sentence insert "have the company name". Reads: Each vehicle shall have the company name affixed to the vehicle and not placed on the grounds.

Paragraph 7-9-8 Peripheral Setup. (A) Insert "." After vehicle on line three and delete "or cart". Last sentence, delete "shall be" and insert "is".

(C). Insert "When streets are not closed" at beginning of first sentence. Second sentence, delete "or trailer".

Paragraph 7-9-10 Permit non-transferable. Change sentence to read: No permit issued for the operation of a food truck shall be transferable.

After completion of review/changes/ a motion made by Steve Notheisen to approve as modified, second by Jim Hopkins, vote 4-1 with Rita Trantham voting no.

Review of Mobile Food Truck Vendor application. Change the Insurance Liability requirements to "\$2,000,000 aggregate.

Motion made by Steve Notheisen, second by Jim Hopkins to adjourn. Meeting adjourned at 4:45 pm.

Submitted by Clyde Heller