

A meeting of the City of Evansville Public Safety will be held on the date and time stated below. Requests for persons with disabilities who need assistance to participate in this meeting should be made by calling City Hall at (608) 882-2266 with as much notice as possible. The meeting will also be held virtually in response to COVID-19. To participate via video, go to this website: <https://meet.google.com/xtf-ayun-xwn>. To participate via phone, call this number: 475-222-5110 and enter PIN: 808 226 480# when prompted. (Your microphone may be muted automatically).

Copies of the packet and agenda are available at:
www.ci.evansville.wi.gov/city_government/public_agendas_minutes/public_safety.php

Public Safety Committee
Regular Meeting
Wednesday, March 2nd, 2022 6:00 p.m.
City Hall, 31 S. Madison Street, Evansville, WI

AGENDA

1. Call to Order
2. Roll Call
3. Motion to Approve Agenda
4. Motion to waive the reading of the minutes of the February 2nd, 2022 meeting and approve as presented
5. Citizen appearances other than agenda items listed
 - A. Joe Kaether-Evansville Underground Music
 - B. Mark Schnepfer-Evansville Underground Music
6. Old Business
7. New Business
 - A. Motion to approve the Operator's License application(s) for:
(Approved by Lieutenant Chris Jones unless otherwise noted)
 - (1) Kaia Marie Schroeder
 - B. Discussion and possible motion to recommend to Common Council
 - (1) Staff Memo-Alcohol License, Street Closures & Temporary Land uses
 - (2) Ordinance 2022-03 Amending Chapter 6-Alcohol Beverage
 - (3) Ordinance 2022-04 Amending Chapter 106- Streets Sidewalks and Other Public Places
 - (4) Ordinance 2022-05 Amending Chapter 130-Temporary Land Uses
 - C. Discussion concerning coverage of Public Safety related activity in the Community
8. Evansville Police Department Report
9. Evansville Emergency Medical Services Report
10. Meeting Reminder: Next regular meeting scheduled for Wednesday, April 6th, 2022 6:00 p.m.
11. Motion to adjourn

Dianne Duggan, Chairperson

Please turn off all cell phones while the meeting is in session. Thank you.

Copies of the packet and agenda are available at:
www.ci.evansville.wi.gov/city_government/public_agendas_minutes/public_safety.php

Public Safety Committee
Regular Meeting
 Wednesday, February 2nd, 2022 6:00 p.m.
 City Hall, 31 S. Madison Street, Evansville, WI

Minutes

1. **Call to Order:** *The meeting was called to order by Public Safety Chair, Dianne Duggan at 5:59 p.m.*
2. **Roll Call:**

<i>Members</i>	<i>Present/Absent</i>	<i>Others Present</i>
Aldersperson Dianne Duggan, Chair	P	Patrick Reese, Police Chief
Aldersperson Erika Stuart	P	Jessica Rittenhouse, Det Sgt
Aldersperson Gene Lewis	P	Jamie Kessnich, EMS Chief Leah Hurtley, Deputy Clerk Bill Lathrop, Evansville Today

3. **Motion to approve the agenda**, by *Duggan*, seconded by *Stuart*. *Approved unanimously.*
4. **Motion to waive the reading of the minutes from the December 1, 2021 meeting and approve them as printed** by *Lewis*, seconded by *Duggan*. *Approved unanimously.*
5. **Citizen appearances other than agenda items listed.** *None*
6. **Old Business.** *None*
7. **New Business.** *None*
8. **Evansville Police Department Report.** Chief Reese and Detective Sergeant Rittenhouse read the enclosed monthly report covering the training, community outreach, updates in the department, and staffing matters. Other notables, not in the enclosed Police Chief Report included:
 - Chief Reese clarified that the conference in the Dells that he and Sgt. Reilly would be attending February 6-9th “Mid-Winter Leadership Conference was formally known as the Chief’s Conference.
 - Stuart asked for more information in regards to the Handle with Care Training such as a PowerPoint, Chief Reese said that it will be sent to Officer Reilly and he would share it with the committee.
 - Duggan asked how scheduling works with all of the upcoming trainings for department members. Chief Reese said the community fundraiser and meal collaboration with Joan Kamholtz, Justice for a Cure originally postponed to March would now be Sunday, April 3 2022 due to COVID-19 precautions, this will consist of a meal and raffle.
 - Resignation of Jen Braun from B.A.S.E.
 - Calls for Service: **January 2021: 1496; January 2022: 1240.** *Chief Reese shared the largest facture in the decrease of the number of calls for service is due to the elimination of the Alternate Side Parking Ordinance.
 - Stuart shared safety measures that ECSD had announced/implemented. Chief Reese shared that the day shift continues to do regular walk-throughs and his appreciation of the partnership between EVPD and ECSD.
 - Bill Lathrop inquired on the vandalism in the Park (Lower Park Shelter) and if there were arrests made. Chief Reese reported there had not been and there are currently no strong leads.

The minutes are not official until approved by the Public Safety Committee at the next regular meeting.

- 9. Evansville Emergency Medical Services Report.** Chief Kessenich read the enclosed monthly report covering the training, community outreach, updates in the department and staffing matters. Other notables, not in the enclosed EMS Chief Report included:
- Duggan asked if Kessenich had experienced any issues with counterfeit KN95 masks. Kessenich reported the department does not use KN95 masks. They use N95 masks and are having no supply issues.
 - Stuart discussed surrounding communities and their strive to combine Fire and EMS resources.
- 10. Meeting Reminder:** *Next regular meeting scheduled for Wednesday, March 2, 2022 6:00 p.m.*
- 11. Motion to adjourn,** *by Duggan, seconded by Stuart at 6:15 p.m. Approved unanimously.*

Leah Hurtley, Deputy City Clerk



APPLICATION FOR OPERATOR'S LICENSE

7A(1)

CITY OF EVANSVILLE CITY CLERK'S OFFICE

31 S. Madison St, PO Box 529, Evansville, WI 53536

New Operator's License: \$35.00 Renewal Operator's License: \$35.00 Provisional License: \$15.00

NOTE: APPLICATION FEE WILL NOT BE REFUNDED IF DENIED OR WITHDRAWN.

A Police check will be completed. Please read carefully and answer honestly. Falsification and/or misrepresentation may be grounds for denial of license/permit. Applicant cannot reapply for a 6 month period from date of denial. If you have any doubt as to whether to include the facts of a specific incident it is recommended that you disclose the information. If you are unsure about how to respond to any questions on this form, check with the City Clerk for clarification. You can obtain information regarding your arrest and conviction record from the police department and/or the court with which you interacted, or the Wisconsin Circuit Court Access website at: <https://www.wicourts.gov/casesearch.htm> (CCAP may not provide comprehensive list of all arrests/convictions).

1. LEGAL NAME: Kara Marse Schroeder
First Middle Last

DATE OF BIRTH: XXXXXXXXXX

ADDRESS: XXXXXXXXXXXXXXXXXX

CITY: Evansville STATE: WI ZIP: 53536 GENDER: Male Female

PHONE: XXXXXXXXXXXXXX

Driver's License No.: XXXXXXXXXXXXXXXXXX Issuing State: WI

HOW LONG HAVE YOU LIVED AT ABOVE ADDRESS? 2 years Former Name(s):

Prior Street Address if Above Address is Less Than 5 Years State Zip From To	City	State	Zip	From	To
<u>Franklin St</u>	<u>Evansville</u>	<u>WI</u>	<u>53536</u>	<u>2019</u>	<u>2019</u>

ARREST AND CONVICTION RECORD (Anywhere within the United States of America).

2. Have you ever been cited and/or convicted of a felony? Yes No

3. Have you ever been cited and/or convicted of a misdemeanor? Yes No

4. Within the past ten (10) years, have you been arrested for, received a summons to appear in court for, or forfeited a bond for any of the following:

a) Any underage alcohol violation?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
b) Operating a motor vehicle while intoxicated?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
c) Selling or furnishing alcoholic beverages to underage person?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
d) Permitting underage person on licensed premises?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
e) Allowing persons on licensed premises after closing?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
f) Any alcohol related violation other than a, b, c, d, and e?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
g) Sale of legal or illegal drugs to include prescription medications or possession of any illegal drugs to include prescription medications not prescribed to you?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
h) Fighting, disorderly conduct, assault, or battery?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
i) Resisting arrest, interfering with a police officer or obstructing an officer?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
j) Any crime or ordinance violation not listed above other than traffic or parking tickets?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

5. For each YES response above, you must identify all violations below. Attach additional sheets if necessary or continue on the back of this application.

TYPE OF ARREST, SUMMONS, VIOLATION OR CHARGE	MONTH/YEAR	CITY	STATE

Within the last two (2) years, did you have and/or complete one of the following:

<input checked="" type="checkbox"/> Successfully completed a Responsible Alcohol Servers Course	<input type="checkbox"/> An alcohol agent for a retail alcohol license
<input type="checkbox"/> Held an Operator's License issued in Wisconsin	<input type="checkbox"/> The sole proprietor of retail alcohol license

6. CERTIFICATION: I do hereby swear, under penalty of perjury, that I am the person who made and signed the foregoing application for an operator's license, and that all statements herein are complete, true and correct. I further understand a full background investigation may be conducted by the Evansville Police Department prior to consideration of this application. Additionally, I understand that this application may be denied if it contains any falsification and that I will not be able to reapply for a 6 month period. I do further agree to comply with all laws, resolutions, ordinances, and regulations, federal, state or local affecting the sale of fermented malt beverages and intoxicating liquors.

Signature: [Signature] Email: XXXXXXXXXXXXXXXXXXXX

Printed Name: Kara Schroeder Date: 2.20.22

FOR MUNICIPALITY USE ONLY BELOW THIS LINE

Police Department Recommendation and Comments:

Public Safety Committee: City of Evansville

Approved: _____ Denied: _____ Date: _____

Clerk's Office Signature: _____ Date: _____

Receipt # 1146872 Date 5/1/22

Approved: [Signature] Denied: _____

Police Chief's Signature: _____ Date: 02-04-2022

Receipt # KARA SCHROEDER Date Feb 2, 2022 12:14PM



City Clerk's Office

City of Evansville

www.ci.evansville.wi.gov
 31 S Madison St
 PO Box 529
 Evansville, WI 53536
 (608) 882-2266

February 25, 2022

Staff Memo

To: Public Safety
 From: City Clerk's Office

RE: Alcohol License & Street Closures

Overall Highlights:

The Clerk's office has received questions regarding events such as the following:

- Wine Walks or Art crawl where patrons can walk from business to business with a glass of wine, beer or seltzer in hand and toward the end of the event having a large gathering in the street.
- A street closure with music where alcohol can be consumed.
- An event such as a "festival street."

Amendment Goals

Accommodate requests for organizations to have events such as block parties but still want it to be a fun and safe environment for everyone while aligning with Wisconsin's alcohol licensing rules & regulations.

State Alcohol Regulations to Highlight:

- 1) **Temporary Class B license "Picnic License"-Allows bona fide clubs, chambers of commerce, churches, lodges or societies to sell beer or wine by the glass or container at short duration gatherings.**
 - a. A group can only hold two temporary "Class B" wine licenses in a 12-month period
 - b. Temporary Class "B" beer licenses are unlimited
 - c. Similar rules exist as other Class B licenses
- 2) **Wine Walks and/or Beer walks-**
 - a. It is illegal per state law to allow an individual or Individuals to walk around with a glass of wine from one location to another. Everything must be consumed or disposed of prior to leaving that location.
 - b. Qualified groups can receive up to 20 temporary licenses for a single day-multiple locations events.
 - c. Admission fee must be charged for event-No separate fees for beer and/or wine
 - d. If current licensed premises are participating, we do not issue that business a licenses for that event.
- 3) An existing business can apply for a temporary extension of premise to allow consumption in the street but it would need to be fenced off.
- 4) If you have a street closure per state statute liquor is not permissible (Unless you are a licensed establishment) but beer is with an approved Temporary Class B license. Beer is considered a fermented malt beverage consisting of up to .5% alcohol content.
- 5) An existing business can apply for a temporary extension of premise to but the area would need to be fenced off.
- 6) A Temporary Class B License cannot be issued to an individual and intoxicating liquors are not permitted.
- 7) All alcohol must be purchased from a WI distributor.
- 8) A Licensed operator(s) must be present at all times.

Action:

- 1) Approval to recommend Ordinance 2022-03 Amending Chapter 6 of the Municipal Code-Alcohol
- 2) Approval to recommend Ordinance 2022-04 Amending Chapter 106 of the Municipal Code-Streets
- 3) Approval to recommend Ordinance 2022-05 Amending Chapter 130 of the Municipal Code-Temporary street uses.
- 4) For the Temporary Class B license for a Wine Walks and/or Beer Walks should the city charge \$10/event or \$10/participating business licensed?
- 5) For the Temporary extension of premise a \$50 application fee is recommended. What are the committee's thoughts about this fee?

Your feedback is greatly appreciated.

Thank you,
Darnisha Haley

CITY OF EVANSVILLE
ORDINANCE #2022-03

AN ORDINANCE AMENDING CHAPTER 6 OF THE EVANSVILLE MUNICIPAL
CODE

Chapter 6

ALCOHOL BEVERAGES¹

Sec. 6-2. Regulations pertaining to licensed premises.

(h) Temporary Extension of Premise.

(1) The granting of a temporary extension of premise license for special events shall authorize the licensee to sell or serve intoxicating liquors or fermented malt beverages as permitted by the specific license held during the period of time and in the area described in the application for such temporary extension as expressly approved by the Common Council. Such authority is contingent upon and subject to the licensee obtaining any and all other special privileges and permits required for the conduct of the special event for which the temporary extension of the licensed premises is sought.

(2) Any business holding a valid Class B beer or intoxicating liquors license or Class C wine license may apply for the temporary extension of such license for a special event. The extended premise would create an outdoor seating area on part of the public right of way that immediately adjoins the premises for the purpose of consuming food or beverages prepared at the full-service restaurant, coffee shop, tavern or other business serving food or beverages adjacent thereto or participating in other amenities offered by the adjoining business, subject to the following conditions. The Extension of Premises permit shall be effective for the set date and time approved by the Common Council subject to the requirements set forth in subsection 3.

(3) General Requirements-

a. Application for the temporary extension of premise for a special event shall be made by an individual, or an authorized agent, in the case of a corporation, partnership or limited liability company, who shall be personally responsible for compliance with all of the terms and provisions of this chapter.

b. The license holder is responsible to see that alcoholic beverages are served in compliance with state laws. Alcohol beverages may be sold and served only by the licensee or licensee's qualified employees and only to patrons seated at tables.

c. If applicable obtain a street closure permit in accordance with Sec 106-163 of the Municipal Code.

d. Place a fence or barricade around the portion of the property where fermented malt beverage, intoxicating liquor and/or wine may be sold, and consumed or possessed.

f. Restrict the outdoor sale, consumption and possession of fermented malt beverages, intoxicating liquor, and wine to the approved hours.

g. Provide adequate supervision and security to ensure public order and safety.

h. Maintain compliance with accessibility requirements provided in the Americans with Disabilities Act (ADA) through and within the temporary seating and or sales display area.

i. Provide a certificate of general liability insurance which must include coverage for the applicant's activities in the extended area.

j. Remove all furniture, furnishings and equipment moved onto the sidewalk and into the street at the end of each day/event.

k. Anchor umbrellas in such a way that sudden burst of wind will not lift them out of their holders or blow them over.

l. Do not obstruct access to a fire hydrant or obstruct one's view of the hydrant from the street.

m. Pick up the trash from the approved area on a regular basis and keep it in a clean, orderly, litter free and hazard free condition.

n. If the extension is approved the City Clerk shall issue temporary extension of premises license reflecting the approved area to the licensee which must be posted on the premises at all time.

o. The licensee shall not allow patrons to bring alcohol beverages into the extended area from another location, nor carry open containers of alcohol beverages about within the area (patrons must be at a table), nor to carry open containers of alcohol beverages in the area outside the approved premise.

p. The licensee granted a temporary extension of licensed premises for special events may not sell any alcohol or nonalcoholic beverages for consumption in bottles, cans and glass containers at the location of the extension of licensed premises. Beverages may only be sold in single-service cups for on-premises consumption in the location of the temporary extension of the licensed premises.

(4) Application- The application for a temporary extension of premise shall be filed not less than 15 days prior to the date upon which the applicant wishes that the application be considered by the Public Safety Committee, which date shall be not less than 30 days prior to the proposed special event.

a. Submitted applications shall be referred by the City Clerk to the Municipal Services Director and the Police Chief along with the Street Closure application for review and recommendation. Each submitted application will be reviewed, a background check performed (If necessary) and recommend issuance or denial of the extension.

b. The Public Safety Committee will review the application and any recommendations from the Municipal Services Director and Police Chief. The Public Safety Committee shall decide by majority of those voting whether to recommend or not recommend to Common Council. The Public Safety Committee may attach any conditions and/or limitations as they deem necessary.

c. The Common Council will review the application and any recommendations set forth. Upon review the Council shall decide by majority of those voting whether to approve or deny the license. The Common Council may attach any conditions and/or limitations as they deem necessary. Upon the Common Council's approval the City Clerk shall issue a temporary extension of premise license to the applicant.

An application may be denied if the Public Safety or the Common Council does not feel it is in the best interest of the city.

Any applicant denied a license or disagrees with the conditions and/or limitations set forth on the license my request an appeal to the Common Council. The applicant must submit in writing to the City Clerk a request to appeal the decision within 30 days of the initial decision.

(Code 1986, § 12.04(12)(a), (c), (e)--(g), (13), (18), Ord 2012-23, Ord. 2022-03)

Sec. 6-3. Consumption in public place.

No person shall drink or carry for the purpose of immediate consumption in any container an alcohol beverage upon the streets, sidewalks, parks, public parking lots, public buildings or public school property within the city unless the proper licenses have been issued under Sec. 6-2, Sec. 6-43, and/or Sec. 106-163.

(Code 1986, § 9.17(1), (2)(a), Ord 2022-03)

Sec 6-5 Definitions.

Intoxicating Liquor - Any beverage (except fermented malt beverages as defined in sec. 125.02(6), Wis. Stats.) made by a distillation process from agricultural grains, fruits and sugars, containing 0.5% or more of alcohol by volume (sec. 139.01(3), Wis. Stats.). For example, beverages sold under the name of whiskey, brandy, gin, rum, cordials.

Class C Wine License – Authorizes the retail sale of wine by the glass for consumption on the licensed premises.

Cider – An alcohol beverage obtained by fermentation of the juice of apples or pears that contains 0.5 to 7.0 percent alcohol by volume. (sec. 139.01(2m), Wis. Stats.). "Cider" may be flavored, sparkling, and/or carbonated. (sec. 139.03(2n), Wis. Stats.).

Wine - Any beverage (except beer) made by a fermentation process from agricultural products, fruits and sugars, containing not less than 0.5% and not more than 21% of alcohol by volume (sec. 125.02(22), Wis. Stats.). For example, beverages sold under the name of wine, vermouth, sake. It includes cider containing more than 7% alcohol by volume.

(Ord. 2012-17, Ord. 2021-03, Ord 2022-03)

Sec. 6-43. Temporary Class "B" (picnic) beer license or temporary "Class B" (picnic) wine license.

Picnic licenses may be issued by the Council or the Public Safety Committee under Wis. Stats. § 125.26(6). Application therefor shall be filed not less than 15 days prior to the date upon which the applicant wishes that the application be considered by the Public Safety Committee, which date shall be not less than~~at least~~ thirty (30) days prior to the date such license is intended to be used., but a Applications may be accepted within such thirty (30) day period if the applicant agrees in writing to pay the cost of any special meeting of the Council or the Committee called for the purpose of acting upon such application.

(a) Application-

1. Submitted applications shall be referred by the City Clerk to the Police Chief along with the Street Closure application (if applicable) for review and recommendation. Each submitted application will be reviewed, a background check performed (If necessary) and recommend issuance or denial of the license.

2. The Public Safety Committee will review the application and any recommendations and shall decide by majority of those voting whether to recommend or not recommend to Common Council. The Public Safety Committee may attach any conditions and/or limitations as they deem necessary.

3. The Common Council will review the application and any recommendations set forth. Upon review the Council shall decide by majority of those voting whether to approve or deny the license. The Common Council may attach any conditions and/or limitations as they deem necessary. Upon the Common Council's approval the City Clerk shall issue a Temporary Class B license to the applicant.

An application may be denied if the Public Safety or the Common Council does not feel it is in the best interest of the city.

Any applicant denied a license or disagrees with the conditions and/or limitations set forth on the license may request an appeal to the Common Council. The applicant must submit in writing to the City Clerk a request to appeal the decision within 30 days of the initial decision.

(Code 1986, § 12.04(14) Ord. 2022-03)

This Ordinance shall be in full force and effect upon passage and publication.

Passed and adopted this _____ day of _____, 2022.

William C. Hurtley, Mayor

Darnisha Haley, City Clerk

Introduced: 00/00/2022
Adoption: 00/00/2022
Publication: 00/00/2022

**CITY OF EVANSVILLE
ORDINANCE #2022-04**

**AN ORDINANCE AMENDING CHAPTER 106 OF THE EVANSVILLE MUNICIPAL
CODE**

Chapter 106

STREETS, SIDEWALKS AND OTHER PUBLIC PLACES¹

Sec. 106-163. Closure by application.

- (a) **Temporary placement on right-of-way.** Upon written application and review by the Municipal Services Department and Police Chief, the City Clerk-~~treasurer~~ may issue a temporary placement license authorizing the, obstruction, encroachment, occupation or physical encumbrance of the parking area of any street, highway, alley, and sidewalk, except federal or state highways, for a period of no more than 30 days.
1. A temporary obstruction shall cover only that portion of the public grounds as set forth in the permit.
 2. The obstructions shall be adequately barricaded and lighted so as to be in full view of the public from all directions.
 3. If sidewalk use by pedestrians is interrupted, temporary sidewalks, guarded by a fence or other structure, may be required during the period of occupancy.
 4. The process of moving any building or structure shall be as continuous as practicable until completed, and if ordered by the Municipal Services Superintendent or designee, shall continue during all hours of the day and night.
 5. No building or structure shall remain overnight on any street-crossing or intersection or where it prevents access to any building by emergency vehicles.
 6. Upon termination of the work necessitating such obstruction, all parts of the public grounds occupied under the permit shall be vacated, cleaned of all rubbish and obstructions; restored to a condition reasonably similar to that prior to the permittee's occupancy, but in all cases placed in a safe condition for use by the public, at the expense of the permittee.
- (b) **Short-Term Closure.** Submitted applications shall be referred by the City Clerk to the Municipal Services Director and the Police Chief for review and recommendation. Upon the Municipal Services Director and Police Chiefs approval ~~written application~~ the City Clerk-~~treasurer~~ may issue a street use license authorizing the closing, obstruction, encroachment, occupation or physical encumbrance of any street, highway, alley, and

sidewalk, except federal or state highways, for a period of no more than ~~eight-four~~ (84) hours in a ~~24 hour time period~~ ~~calendar year~~. A street use license does not authorize the serving or consumption of alcoholic beverages in the area of the closed street; such a license may be obtained separately under section 6-2 or 6-443.

- (c) **Long-Term Closure.** Excluding City sponsored activities and repairs, all closures of the traveled portion of a right-of-way for more than ~~eight-four~~ (84) hours in a ~~calendar year~~ 24 hour time period shall require a license. Submitted applications shall be referred by the City Clerk to the Municipal Services Director and the Police Chief for review and recommendation. Upon receiving the recommendations the application must go before the Public Safety Committee for a public hearing. ~~written application and a~~ After a public hearing, the Public Safety committee may authorize the City Clerk ~~treasurer~~ to issue a street use license authorizing the closing, obstruction, encroachment, occupation or physical encumbrance of any street, highway, alley, and sidewalk, except federal or state highways. The person or an authorized representative of the organization making the application for a street use license shall be present at the meeting at which the Public Safety Committee considers authorizing the issuance of the street use license, and failure to attend is ground for denial of the application. A street use license does not authorize the serving or consumption of alcoholic beverages in the area of the closed street; such a license may be obtained separately under section 6-2 or 6-443.
- (d) Any person or organization desiring to obtain a license under paragraph (a),(b) or (c) shall submit to the City Clerk ~~treasurer~~ the an application ~~for the same on a form provided by the city clerk treasurer and~~ the applicable fees, ~~if any,~~ and the deposit required under paragraph (e) at least 30 days prior to the proposed use of the street. The application form shall contain a statement that the applicant agrees to indemnify the city as provided in paragraph (i) of this section and require the applicant to provide the following information:
1. The name, address and telephone number of the applicant or applicants;
 2. The name address and telephone number of the person or persons who will be responsible for conducting the proposed use of the street if different than the applicant(s);
 3. The date and duration of time for which the requested use of the street is proposed to occur;
 4. An accurate description of the portion of the street proposed to be used;
 5. The proposed use, described in detail, for which the street use license is requested and a description of the security measures, if any, the applicant will provide during the use of the street.
 6. Any other information deemed necessary.
- (e) The City Council shall by resolution establish and may from time to time amend a fee for a street use license, which shall be set forth in appendix A. The applicant must submit this fee with the application for a street use license. In addition, the council shall by

resolution establish and may from time to time amend a clean-up deposit for a street use license, which shall be set forth in appendix A. The applicant must submit the clean-up deposit with the application for a street use license. Upon completion of the use of the street, the municipal services department shall inspect the portion of the street subject to the street use license to determine if the area has been cleaned and restored by the applicant to its pre-use condition, in which event the deposit shall be refunded to the applicant; otherwise, the deposit shall be forfeited to defray the clean-up cost incurred by the city.

- (f) If the applicant submits with the application for a street use license a petition on a form provided by the City Clerk ~~treasurer~~ and signed by at least one resident or business owner from at least two-thirds of the addresses on the portion of the street to be used, no additional fees are required for mailing notices under paragraph (h).
- (g) Upon receiving a street use license application and a petition under paragraph (f), if any, the City Clerk ~~treasurer~~ shall review the application and petition and determine if they have been properly completed. If either the application or petition has not been properly completed, the Clerk ~~treasurer~~ shall promptly inform the applicant of the deficiency.
- (h) If the City Clerk ~~treasurer~~ receives a properly completed application for a street use license under paragraph (c) with a properly completed petition under paragraph (f), the city clerk-treasurer shall cause to be published a notice of public hearing on the application at least 14 days before the public hearing. If the City Clerk ~~treasurer~~ receives a properly completed application for a street use license under paragraph (c) without a properly completed petition under paragraph (f), the City Clerk ~~treasurer~~ shall cause to be published a notice of public hearing on the application and mail a copy of the public hearing notice to each owner of a parcel that is adjacent to the portion of the street proposed to be used at least 14 days before the public hearing.
- (i) By applying for and receiving a street use license, the applicant agrees to indemnify, defend and hold the city and its employees and agents harmless against all claims, liability, loss, damage or expense asserted against or incurred by the city on account of any injury or death of any person or damage to any property caused by or resulting from the activities for which the license is granted. As evidence of the applicant's ability to perform the conditions of the license, the public safety committee may require the applicant to furnish a certificate of comprehensive general liability insurance with the city and its employees and agents as an additional insured. The insurance shall include coverage for a contractual liability with minimum limits in an amount as required by the public safety committee. The certificate of insurance shall provide 30 days written notice to the city upon cancellation, non-renewal or material change in policy.
- (j) The city, through its police department or other agents, may terminate, without prior notice, any use authorized by a street use license if the health, safety or welfare of the public appears to be endangered by activities generated by or associated with the use or if there are activities that violate any condition specified by the public safety committee when authorizing the issuance of the street use license.

- (k) Following the conclusion of the street closure, any traffic control materials that collected by the Municipal Services Department shall be placed in the Right of Way, so as not to obstruct pedestrian or vehicle traffic, by the responsible party.

(Ord. 2005-51, Ord. 2013-03, Ord. 2014-02, Ord 2016-21, Ord 2022-04)

This Ordinance shall be in full force and effect upon passage and publication.

Passed and adopted this _____ day of _____, 2022.

William C. Hurtley, Mayor

Darnisha Haley, City Clerk

Introduced: 00/00/2022
Adoption: 00/00/2022
Publication: 00/00/2022

CITY OF EVANSVILLE
ORDINANCE #2022-05

AN ORDINANCE AMENDING CHAPTER 130 OF THE EVANSVILLE MUNICIPAL
CODE

Chapter 130

TEMPORARY LAND USES

Sec 130-568. Sidewalk Cafes

(3) *Pedestrian movement.* No portion of the sidewalk café may impede pedestrian movement. Generally, a 43-foot wide unobstructed walkway allows adequate pedestrian movement.

(10) *Alcoholic beverages* ~~prohibited~~. No alcoholic beverages may be served or consumed in the sidewalk café unless the proper licenses have been issued under Sec. 6-2, Sec 6-43, and or Sec. 106.163.

This Ordinance shall be in full force and effect upon passage and publication.

Passed and adopted this _____ day of _____, 2022.

William C. Hurtley, Mayor

Darnisha Haley, City Clerk

Introduced: 00/00/2022
Adoption: 00/00/2022
Publication: 00/00/2022



Evansville Public Safety Police Report

Match 2nd 2022

Committee Members:

Chair Dianne Duggan
Aldersperson Erika Stuart
Aldersperson Gene Lewis

City Representatives:

Mayor: William Hurtley
City Administrator: Jason Sergeant
Prepared by: Chief Patrick Reese

Officer Training:

- All sworn staff had low light firearms instruction at the indoor BTC range
- March 1st all staff will attend LGBTQ+ issues and policing, presented by Jake Lepper of UWPD
- Ofc. Schmidt and Ofc Blom attended conflict communication skills on 02/28
- Sgt. Reilly will attend FTO Supervisor course 03/07
- Ofc. Nankee will be attending a DRE Update class on 03/10
- Ofc. Johnson will be attending Peer Support training on 03/09
- Ofc. Blom will be attending intoxometer training 03/15-03/17
- Sgt. Reilly will be attending First Line Supervisors course 02/28-03/01
- Quinn and Jill will be attending an open records release course on 03/10

Community Relations:

- Lt. Jones and Chief Reese met with middle school staff to discuss safety within the school
- Staff stopped in and visited Jennifer Braun during her last week with BASE
- Lt. Jones has been meeting with the ECSD to go over their emergency operations plan

Monthly Update:

Technology/Equipment/Building Update:

- Staff has been assisting Lt. Jones on setting up the server equipment as it arrives
- We received and put into service the new handheld radar units
- We received and put into service new medical bag (Ofc Nankee won grant money to pay for the bags)
- Chief Reese spoke with Genesis painting and they agreed to honor their quote from last year for the painting of the building and we are tentatively scheduled for the spring
- Update from Ford on our new squad. The plant was shut down for a couple of weeks, per our sales person. He thinks we'll have a more firm delivery date in the coming week

Police Commission/staffing:

Two employees will be out on FMLA one in March and one in May.

Calls for Service: February 2021: 1150 February 2022: 1043 (as of 12:00PM 12/28)

Accreditation:

- Chief Reese has been continuing to review policy and update where necessary
- Sgt. Reilly reviewed the pursuit policy which will then be reviewed by Lt. Jones and some recommended changes to the pursuit policy language to better define when we do and don't pursuit
- Chief Reese has been updating employee files so they are better organized and within the guidelines of accreditation recommendations
- Lt. Jones is working on updating our search warrant policy. He has two of the field training officers reviewing the policy as well. Then the Sergeants will review and Chief Reese will finalize
- Quinn has been continuing to work on the accreditation files with Sgt. Rittenhouse

Notable calls/incidents by Sgt. Reilly:

- Ofc Johnson was able to identify a suspect who had attempted to enter a residence and stole a package out of the driveway
- 42 traffic stops conducted 1 resulting in an OWI arrest
- Officers investigated 4 hit and run crashes and were able to identify suspects in 3 of those cases and citations were issued

Other Concerns/Comments:

