

Ordinance & Police Committee Meeting – January 09, 2023

The Ordinance & Police Committee of the City of Aledo met in Open Session in the Council Chambers of the City Hall building on January 09, 2023. Chairman MICHAEL CHAUSSE called the meeting to order at 6:00 P.M. The roll was called, whereupon the following committee members answered present:

Aldermen MICHAEL CHAUSSE, DENNIS DIXON, JIM HOLMES, and CHRIS KOPP. Mayor CHRISTOPHER HAGLOCH.

Also present were ILA BERTRAND, Alderman; BARRY COOPER, Alderman; JAY DOHERTY, Alderman; LINDA SARABASA, Alderman; JUSTIN BLASER, Director of Public Works & Utilities, and JAROD DALE, City Clerk.

Approval of Committee Minutes: Motion was made by ALD. DIXON and seconded by ALD. KOPP to approve the Ordinance & Police Committee meeting minutes of 10/13/22 as presented. A Unanimous voice vote followed in agreement.

Public Comment – No Report.

Old Business – No Report.

New Business –

Discussion regarding an Ordinance Amending Title 3, Chapter 2, Section 6 of the Aledo City Code regarding Licensee Restrictions:

During liquor license renewals in December for Aledo, we came across an issue regarding Miguel's Grill & Bar. The owner is not a citizen of the US but does have a green card and the manager is not a US citizen but does live in Aledo. The Liquor Commissioner did approve the license for the new business but the Mayor, City Attorney, and City Clerk have requested the City Council discuss the issue. As informational, 3-2-6 of the City Code related to licensee restrictions is as follows:

No such license shall be issued to:

- (A) A person who is not a resident of the city.
- (B) A person who is not of a good character and reputation in the community in which he resides.
- (C) A person who is not a citizen of the United States.
- (D) A person who has been convicted of a felony under the laws of the state of Illinois.
- (E) A person who has been convicted of being the keeper or is keeping a house of ill fame.

- (F) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality.
- (G) A person whose license issued under this chapter has been revoked for cause.
- (H) A person who at the time of application for renewal of any license issued hereunder would not be eligible for such license upon a first application.
- (I) A copartnership, unless all of the members of such copartnership shall be qualified to obtain a license.
- (J) A corporation, if any officer, manager or director thereof, or a stockholder or stockholders owning in the aggregate more than five percent (5%) of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship and residence within the political subdivision.
- (K) A person whose place of business is conducted by a manager or agent, unless said manager or agent possesses the same qualifications required of the licensee.
- (L) A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this chapter, or shall have forfeited his bond to appear in court to answer charges for any such violation.
- (M) A person who does not own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is to be issued.
- (N) Any law enforcing public official, any mayor, alderman, or member of the council or commission, or any president or member of a county board; and no such official shall be interested in any way, either directly, or indirectly, in the manufacture, sale or distribution of alcoholic liquor.
- (O) Any person not eligible for a state retail liquor dealer's license.

MAYOR Hagloch reported as the Liquor Commissioner to review item A and item C from the above listed ordinance requirements. CITY ATTORNEY Walton noted the State of Illinois has recently eliminated the US citizenship requirement in the recent past.

The Committee provided a consensus to eliminate item A and item C from the City Liquor Code and move forward for review by the City Council.

Discussion regarding an Ordinance Amending Title 3, Chapter 2, Section 9 (3-2-9(C)) of the Aledo City Code regarding Hours of Operation:

CITY CLERK Dale reported at the regular City Council meeting held on January 3rd, Lt. Seefeld asked for a discussion regarding New Year's Eve notification to the City. He noted he would have liked more time and requested the establishment notify the City of Aledo earlier than a couple days before. Below is the code as it currently stands:

(C) New Year's Eve: Notwithstanding the above closing hours for the sale or consumption of alcoholic liquor on licensed premises, in the case of New Year's

Eve, all licensees shall have the right to remain open that evening and sell alcoholic liquor until two o'clock (2:00) A.M. on New Year's Day. If New Year's Eve (December 31) falls on a Sunday, those licensees who do not have a license to operate on Sundays shall nevertheless have the right to open for business at four o'clock (4:00) P.M. on New Year's Eve with all other licensees having a license to operate on Sundays at such time to open on that day at the time as authorized under the respective type of liquor license issued to such licensees. (Ord. 5/86, 10-6-1986)

There is no actual requirement in the code that the establishment must notify the City of plans to stay open until 2 AM but the license holders have provided a courtesy notice to Aledo in the past.

The Committee encouraged the Chief of Police to reach out to each establishment in advance and inquire if they would be staying open on NYE. There was a consensus for no need to change the ordinance at this time.

Discussion regarding an Ordinance Amending Title 6, Chapter 4, Section 22 of the Aledo City Code regulating Liquor Consumption:

The Liquor Commissioner has requested City Council amend the regulation of liquor consumption during special events (festivals, events, etc.) in the downtown area. Per the Mayor, "The amendment will be there to help create an opportunity in the downtown area during special events that will draw additional attendee's to specific community events."

City Attorney Walton has drafted an ordinance to allow for public consumption of alcohol in designated areas at public events. These locations would need to be approved by the Chief of Police or City Administrator. Title 6, Chapter 4, Section 22 of the Aledo City Code entitled "Liquor Consumption or Possession on Public Property" is hereby amended as follows (additions are indicated by underline and deletions by ~~strikeout~~):

6-4-22: LIQUOR CONSUMPTION OR POSSESSION ON PUBLIC PROPERTY: The consumption or the transportation and/or possession of alcoholic liquor by any person while on public property including, but not limited to, all public parks located within the City, is hereby forbidden except when the transportation and/or possession of alcoholic liquor is in the original package with the seal unbroken; provided, however, that no person shall be guilty of a violation of this section if at the time he is in possession or the transportation of alcoholic liquor he is located on public property operating under a valid special events liquor license as provided under section 3-2-19 of this Code, or during a public event in locations as designated by the Chief of Police or City Administrator.

ALD. Bertrand voiced concern if there were no fencing for the regulation of minor consumption.

Motion was made by ALD. CHAUSSE and seconded by ALD. KOPP to approve the amendment to Title 6, Chapter 4, Section 22 of the City Code regulating liquor consumption as presented and move to the full City Council for approval. A Roll call vote was recorded of all those present as follows:

YEAS: Chausse, Cooper, Dixon, Doherty, Holmes, Kopp, and Sarabasa. NO: Bertrand.
Motion carried. 7 yeas, 1 nay.

Discussion regarding an Ordinance Authorizing the Sale of Surplus City Property:

DPW Blaser reported in October, 2012 the City of Aledo purchased 19 – 60” Oregonian Wreath with (2) 18” Imperial Red/Gold bows with 40 C7 LED Lamps with the mounting hardware included from Holiday Lights & Magic, Inc. in the amount of \$5,183.20. 38 replacement bows were purchased in 2019 in the amount of \$3,699.30 due to fading.

The Director of Public Works has asked that the wreaths be removed from the public works building due to lack of space and storage capabilities & the need to have storage for the new garland that were purchased in 2022.

Committee provided a consensus to bring forward an ordinance to the full City Council for review and approval.

Other - MAYOR Hagloch reported along with the new Tahoe’s at the Aledo Police Department the Impalas to also be included within the rotation of the fleet during shifts. MAYOR to confirm with LT. Seefeld that this is being during shifts.

ADJOURNMENT: There being no further business, motion was made by ALDERMAN KOPP and seconded by ALDERMAN DIXON that the meeting be adjourned. Unanimous voice vote followed in agreement. Meeting was adjourned at 6:32 P.M.

Jarod M. Dale, City Clerk