

August 24, 1989

Councilmember Dimond referred to the Carousel on display at the Minnesota State Fair and he encouraged everyone to attend the Fair and ride the Carousel.

Councilmember Rettman arrived at this point in the meeting.

COMMITTEE REPORTS

5. Resolution - 89-1384 - Establishing residential permit parking on N. Cretin from the Mississippi River Boulevard to Selby. (Public Works Committee recommends approval)
Councilmembers Long and Goswitz moved approval of the resolution.
Adopted Yeas - 6 Nays - 0
6. Resolution - 89-862 - Amending the 1989 budget by adding \$196,888 to the Financing & Spending Plans for Public Works performance improvements activities. (Finance Committee recommends approval of a substitute resolution for \$55,216)
Councilmember Long moved approval of the resolution.
Adopted Yeas - 6 Nays - 0
7. Resolution - 89-1418 - Removing residential permit parking restrictions on both sides of Selby between Wilder and Moore. (Public Works Committee recommends approval)
Councilmember Sonnen moved approval of the resolution.
Adopted Yeas - 6 Nays - 0

NEW BUSINESS - RESOLUTIONS

8. Resolution - 89-1435 - Approving appointments by the Mayor of Mary Ann Sudeith and Lyn Burton to serve as members of the Port Authority. (Housing & Economic Development Committee recommends approval - Laid over from August 15th)
Councilmember Dimond moved approval of the resolution.
Adopted Yeas - 6 Nays - 0

Councilmember Wilson arrived at this point in the meeting.
9. Resolution - 89-1514 - Granting the request of Parrish's Supper Club for a modification of parking requirements to allow service of liquor in new addition for property located at 2176 W. 7th. (FOR ACTION - Hearing held August 17th)
Councilmember Scheibel said he spoke with representatives of Pearson's who are unwilling to put their consent allowing parking in writing but the owners of the Road Rescue are willing to provide written consent stating they will allow parking for Parrish's, and Mary Bunnell of PED stated that was also his understanding.
After some discussion Councilmember Long moved approval of the resolution with the stipulation written consent will be provided by Road Rescue for parking.
Roll call.
Adopted Yeas - 7 Nays - 0

ORDINANCES

11. Final Adoption - 89-1082 - An ordinance amending Section 409 of the Legislative Code pertaining to the phasing out of Private Club licenses in favor of On Sale Intoxicating Liquor licenses. (Community & Human Services Committee recommends approval)
Councilmember Rettman moved approval of the ordinance.
Councilmember Long spoke in support of the ordinance.
Roll call on the motion for approval.
Adopted Yeas - 7 Nays - 0 Ord. #17676

WHITE - CITY CLERK
PINK - FINANCE
CANARY - DEPARTMENT
BLUE - MAYOR

CITY OF SAINT PAUL

Council File NO. 89-1082
Ordinance NO. 17676
6/1/89
Date 6-15-89
Date _____

Ordinance 11

Presented By William Anderson
Referred To Common & Human Serv Committee:
Out of Committee By _____

An ordinance to phase out private club licenses in Saint Paul in favor of on-sale intoxicating liquor licenses.

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

Section 1

The definition of the term "Club" in section 409.02 of the Saint Paul Legislative Code is hereby amended to read as follows:

"Club shall mean a corporation organized under the laws of the state for civic, fraternal, social or business purposes or for intellectual improvement or promotion of sports which has more than fifty (50) members and for more than a year owned, hired or leased a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable accommodation of its members, and whose affairs and management are conducted by a board of directors, executive committee or other similar body chosen by the members at a meeting held for that purpose, none of whose members, officers, agents or employees are paid, directly or indirectly, any compensation by way of profit from the distribution or sale of beverages to the members of the club or to its guests beyond the amount of such reasonable salary or wage as may be fixed and voted each year by the directors or other governing body.

COUNCIL MEMBERS

| Yeas | | Nays | |
|------|----------|----------|----------|
| | Dimond | | |
| | Long | | |
| | Goswitz | <u>7</u> | In Favor |
| | Rettman | | |
| | Scheibel | <u>0</u> | Against |
| | Sonnen | | |
| | Wilson | | |

Adopted by Council: _____ Date _____
Certified Passed by Council Secretary
By Lynne Anderson
Approved by Mayor: _____ Date _____
By _____

Requested by Department of: _____
By _____
Form Approved by City Attorney
By Philip B. Byrne 6-6-89
Approved by Mayor for Submission to Council
By _____

CF 89-1082
17676

A Club shall also, in order to be licensed, meet the provisions of Minn. Stat. §340A.404, subd. 1(4), which requires that the organization shall have been in existence for at least three years, and liquor sales will be only to members and bona fide guests. The above term will include private clubs formerly licensed under chapter 404 of the Code, so long as they meet the above requirements upon application for an on-sale license."

Section 2

Section 409.05 of the Saint Paul Legislative code is hereby amended by adding a new subsection (h) to read as follows:

"(h) the annual license fee for a club and a private club shall be in conformity with Minnesota Statutes, section 340.408, subd. 2(b)."

Section 3

Section 409.08 of the Saint Paul Legislative Code is hereby amended by adding the following new subsection ¹⁷~~(13)~~:

"¹⁷~~(13)~~ No club shall sell any alcoholic beverage to any person not a member or a bona fide guest of a member."

Section 4

The last paragraph of section 409.06(b) of the Saint Paul Legislative Code is hereby amended to read as follows:

"No new license ~~except-an-on-sale-wine-or intoxicating-malt-liquor-license-issued-under Section-409-15~~ shall be issued for any location within a one-half mile radius of which there already are four (4) or more premises licensed for the sale and consumption of intoxicating liquor on the premises; provided, however, that this restriction shall not apply (1) if the proposed new location lies within a designated commercial development district; (2) to an on-sale wine or intoxicating malt liquor license issued under section 409.15 of the Code; or (3) to a license issued to a club which at the time of application for an on-sale

PB 4/6

license hereunder held a private club license under chapter 404 of the Code for the same premises now sought to be licensed under this chapter, and for so long as the on-sale license remains at that location and the licensed premises is neither enlarged nor transferred."

Section 5

Section 409.06 of the Saint Paul Legislative Code is hereby amended by adding a new subsection ~~(a)~~ to read as follows:

"~~(a)~~ Nonconforming Clubs; Transition. The restrictions and requirements in sections 409.06(f), 409.06(1), and 409.08(11) of this chapter shall not apply to licenses issued to a club under this chapter which at the time of application for an on-sale license held a private club license under chapter 404 of the Code for the same premises for which a license hereunder is sought or will be issued, for so long as the on-sale license remains at that location and the licensed premises is neither enlarged nor transferred. Such licensed premises will be deemed a lawful nonconforming use under the zoning code."

Section 6

No new private club licenses shall be issued or renewed by the City Council under chapter 404 of the Saint Paul Legislative Code on and after January 1, 1990. Clubs holding licenses whose termination dates occur after January 1, 1990, will be permitted to operate under applicable provisions of chapter 404 until but not after said termination date.

Section 7

Chapter 404 of the Saint Paul Legislative Code is hereby repealed in its entirety effective January 1, 1991.

Section 8

Section 410.01(b) of the Saint Paul Legislative Code is hereby amended to read as follows:

"(b) On-sale licenses shall permit the licensee for the sale of said nonintoxicating malt liquors to sell such for consumption on the premises.

CF-89-1082
17676

On-sale licenses shall be granted only to restaurants, hotels, bona fide clubs, establishments for the exclusive sale of nonintoxicating malt beverages and establishments licensed for the exclusive sale of intoxicating liquors. The term bona fide clubs shall include private clubs formerly licensed under chapter 404 of the Code so long as they meet the requirements of Minn. Stat. §340A.101, sub. 7."

Section 9

Section 410.03 of the Saint Paul Legislative Code is hereby amended by adding a new subsection ~~(j)~~ to read as follows:

^K
"~~(j)~~ ^K Nonconfirming Clubs; Transition. The restrictions and requirements in sections 410.03(g) and 410.04(g) of this chapter shall not apply to licenses issued under this chapter to a club which at the time of an application for an on-sale license held a private club license under chapter 404 of the Code for the same premises for which the on-sale license hereunder is sought or will be issued, for so long as the said on-sale license remains at that location and the licensed premises is neither enlarged nor transferred. Such licensed premises will be deemed a lawful nonconforming use under the zoning code."

WHITE - CITY CLERK
PINK - FINANCE
CANARY - DEPARTMENT
BLUE - MAYOR

CITY OF SAINT PAUL Ordinance

Council File NO. 89-1082

Ordinance NO. 17676

Presented By _____
Referred To _____ Committee: _____ Date _____
Out of Committee By _____ Date _____

Section 10

This ordinance shall be in full force and effect thirty (30) days following its passage, approval and publication.

COUNCIL MEMBERS

| | | | |
|------|----------|----------|----------|
| Yeas | | Nays | |
| | Dimond | | |
| | Long | <u>7</u> | In Favor |
| | Goswitz | | |
| | Rettman | <u>0</u> | Against |
| | Scheibel | | |
| | Sonnen | | |
| | Wilson | | |

Adopted by Council: Date AUG 24 1989

Certified Passed by Council Secretary
By Louise M. Anderson

Approved by Mayor: Date AUG 24 1989
By [Signature]

PUBLISHED SEP - 2 1989

Requested by Department of: _____

By _____

Form Approved by City Attorney

By Philip B. Byrne 4-6-89

Approved by Mayor for Submission to Council

By _____

CF 89-1082
17676

CITY OF SAINT PAUL
OFFICE OF THE CITY ATTORNEY

EDWARD P. STARR, CITY ATTORNEY
647 City Hall, Saint Paul, Minnesota 55102
612-298-5121



GEORGE LATIMER
MAYOR

MEMORANDUM

TO: Bill Wilson
FROM: Phil Byrne *PBB*
DATE: June 1, 1989
RE: Private Clubs

RECEIVED

JUN 1 1989

BILL WILSON

Here is a draft ordinance for your review. It provides as follows (in summary description):

- Section 1. It re-defines "club" to include the additional restrictions imposed by state law on the on-sale licensing of clubs to sell hard liquor. None of the conditions should be a problem for established clubs.
- Section 2. The club fee is limited by state law, e.g., \$300 annual fee for a club with under 200 members; \$500 for a club of 201-500 members; and so on. Sec. 340A.408.
- Section 3. Prohibits sales to nonmembers, as mandated by state law.
- Section 4. Exemption from "anti-concentration" language, for grandfathering.
- Section 5. A club switching from club to on-sale license is grandfathered at its present location.
- Section 6. No new private club licenses issued after January 1, 1990; no renewals of licenses terminating in 1990.
- Section 7. Chapter 404 (private club licenses) is repealed January 1, 1991.
- Section 8. Definition of club for 3.2 licenses.
- Section 9. Grandfathering for 3.2 licenses replacing club licenses.

- NOTE:
- A. In each case, the new on-sale licenses will be subject to all regulations, including gambling and charitable gambling, which apply to other licenseholders.
 - B. The 3.2 license does not restrict sales to members, because state law does not.

PBB:paw
enc.



CITY OF SAINT PAUL
OFFICE OF THE CITY COUNCIL

Date: August 3, 1989

JANICE RETTMAN
Councilperson

Committee Report

To: Saint Paul City Council

From : Community and Human Services Committee
Janice Rettman, Chair

Members:
Janice Rettman, chair
Bill Wilson
Bob Long

Bill Wilson
CF 89-1082
17676

A meeting of the Community and Human Services Committee was held on Wednesday, August 2, 1989.

1. Approval of Minutes of July 19, 1989 meeting.

Minutes approved on 3-0 vote.

2. City Council Agenda 5/5/89, Item No. 2: First Reading - 89-1001 - An ordinance amending Section 409.26 of the Legislative Code allowing fines to be imposed in lieu of suspensions. (For referral to the Community and Human Services Committee.) (Laid over to August 2, 1989 for draft ordinance to be composed using the seating rationale in lieu of fines in the matrix on all items except Numbers 1, 2, 3, 7, and 10.)

Substitute ordinance recommended for approval on 3-0 vote.

3. City Council Agenda 6/15/89, Item No. 2: First Reading - 89-1082 - An ordinance amending Section 409 of the Legislative Code pertaining to the phasing out of Private Club Licenses in favor of On Sale Intoxicating Liquor Licenses. (For referral to the Community and Human Services Committee.)

Recommended for approval on 3-0 vote.

4. Ordinance increasing gambling manager wages and worker wages. This ordinance is presented as an outgrowth of discussion in the Community and Human Services Committee.

Recommended, on 3-0 vote, to be placed on City Council agenda for action.

5. Child Care Financing Program, as requested by Greg Davidson, Neighborhood Development Division of P.E.D.

Discussion was held.

cc: Al Olson
Ed Starr

1

Add agd.
Aug. 24th
\$ 38 - 40

AGENDA OF THE SAINT PAUL CITY COUNCIL
THURSDAY, AUGUST 17, 1989 - 9:00 A.M. COUNCIL CHAMBERS
THIRD FLOOR CITY HALL AND COURT HOUSE
ALBERT B. OLSON, CITY CLERK

OFFICIAL COMMUNICATION OF THE MAYOR

1. Presentation of proposed 1990 budget for the City of St. Paul by Mayor George Latimer.

ORDINANCES

2. Final Adoption - 89-10 - An ordinance amending Chapter 91 of the Administrative Code pertaining to procedures for public hearings regarding public nuisances by authorizing the billing of a real property owner for the cost of police enforcement activities incurred in the execution of a search warrant on the property of an owner when an illegal drug or drugs are recovered thereon and subsequent legal action, as appropriate, if the bill is not paid. (Community & Human Services Committee recommends approval - Laid over from August 10th)
3. Second Reading - 89-1398 - An ordinance amending Chapter 409 of the Legislative Code pertaining to gambling managers by increasing allowable compensation to them and other employees by setting new upper and lower limits for their compensation. (Community & Human Services Committee recommends approval)
4. First Reading - 89-1460 - An ordinance amending Chapter 183 of the Legislative Code pertaining to human rights by repealing sections dealing with the director and the commission and renumbering the remaining provisions which deal only with enforcement. (FOR REFERRAL TO THE COMMUNITY & HUMAN SERVICES COMMITTEE)
5. First Reading - 89-1461 - An ordinance amending the Administrative Code by adding a new chapter establishing a Department of Human Rights and creating the position of director for said department. (FOR REFERRAL TO THE COMMUNITY & HUMAN SERVICES COMMITTEE)
6. First Reading - 89-1462 - An ordinance amending the Administrative Code by adding a new chapter establishing a Human Rights Commission. (FOR REFERRAL TO THE COMMUNITY & HUMAN SERVICES COMMITTEE)

APPLICATIONS - COMMUNICATION

7. Letter of the City Attorney's Office announcing date of public hearing for August 28th before an Administrative Law Judge pertaining to possible adverse action against licenses for the Caravelle Restaurant located at 799 University Avenue.
8. Letter of the City Attorney's Office announcing date of public hearing for August 30th before an Administrative Law Judge pertaining to possible adverse action against licenses for Grand Auto located at 904 University Avenue.
9. Letter of the Mayor's Office announcing a vacancy on the Mayor's Advisory Committee for People with Disabilities.

COMMITTEE REPORTS

10. Second Reading - 89-897 - An ordinance amending Chapters 369 and 370 of the Legislative Code pertaining to building trades business licenses and certificates of competency. (Finance Committee recommends denial or withdrawal)
11. Resolution - 89-1238 - Amending Section 28.B of the Civil Service Rules pertaining to compensation. (Second Reading & Adoption - Finance Committee recommends approval)

12. Resolution - 89-860 - Amending the Salary Plan and Rates of Compensation regarding Unclassified Positions. (Finance Committee recommends approval of a substitute resolution)
13. Resolution - 89-1181 - Granting wage and benefit provisions of contracts between the City and the Supervisors Organization to non-represented managers who elected not to be covered by the new Manager's Wage and Benefit Policy. (Finance Committee recommends approval)
14. Resolution - 89-351 - Amending the 1989 budget by transferring \$32,062 from Contingent Reserves to Police Administration for full time position to oversee license renewal and application process. (Finance Committee recommends approval)
15. Resolution - 89-1153 - Amending the 1989 budget by adding \$17,068 to the Financing & Spending Plans for Fire & Safety Services Administration. (Finance Committee recommends item be withdrawn)
16. Resolution - 89-1004 - Amending the 1989 budget by adding \$112,000 to the Financing & Spending Plans for Community Services Utility Needs. (Finance Committee recommends approval as amended)
17. Resolution - 89-1024 - Amending the 1989 budget by adding \$23,500 to the Financing & Spending Plans for Community Services Division of Libraries Maintenance Services. (Finance Committee recommends approval as amended)
18. Resolution - 89-1272 - Declaring intent to reopen negotiations in an attempt to resolve firefighters issue. (Finance Committee recommends approval of a substitute resolution)
19. Resolution - 89-1242 - Approving the appointments by the Mayor of Jerome Lantry, LeClair Lambert, Donald Larson and Richard Swanberg to serve on the Civic Center Authority. (Finance Committee recommends approval)
20. Resolution - 89-1343 - Amending the 1989 budget by adding \$8,000 to the Financing & Spending Plans and accepting grant from BCED Development Company to the City's Purchasing Division for Targeted Business Program. (Housing & Economic Development Committee recommends approval with amendment)
21. Resolution - 89-1344 - Approving funding priorities and budgets for six projects in compliance with the Neighborhood Partnership Program requirements and extending appreciation to all applicants in developing proposals for the 12th cycle of the NPP. (Housing & Economic Development Committee recommends approval)
22. Resolution - 89-1307 - Amending C.F. 89-802 adopted June 27, 1989 pertaining to new fees for zoning and environmental reviews by deleting language relative to the \$200 maximum penalty. (Housing & Economic Development Committee recommends approval)

NEW BUSINESS - RESOLUTIONS

23. Resolution - 89-908 - Allocating \$50,000 to the Police Department for continuation and expansion of the Beat Patrol Program for 1989 and transferring \$25,000 to a contingent reserve fund to cover possible additional overtime costs related to the program and drug law enforcement efforts. (Finance Committee recommends denial - Laid over from August 10th)
24. Resolution - 89-1323 - Establishing an Advisory Committee on Environmentally Acceptable Packaging and consenting to appointments. (Laid over from August 10th)
25. Resolution - 89-1463 - Amending the 1989 budget by adding \$45,000 to the Financing & Spending Plans for Special Accounts Government Responsiveness Program. (FOR ACTION)

- 26. Resolution - 89-1464 - Amending the 1989 budget by adding \$316,672.32 to the Financing & Spending Plans for Public Works equipment. (FOR ACTION)
- 27. Resolution - 89-1465 - Amending the 1988 CIB budget by adding \$120,648 for the E. 7th Street trestle reconstruction project between Payne and Mounds Blvd. (FOR ACTION)
- 28. Resolution - 89-1466 - Approving the Energy Park Tax Increment Financing Plan and Restated Joint Powers Agreement including Twin Testing Development Area. (Housing & Economic Development Committee recommends approval)
- 29. Resolution - 89-1467 - Saving and holding harmless Ramsey County for City's usage of the Ramsey County Showmobile in connection with KIDSDAY on October 14, 1989. (FOR ACTION)
- 30. Resolution - 89-1468 - Authorizing the issuance of refund in the amount \$575 to Belfany Homes, Inc. on payment made for property located at 601 Burlington Road for Sewer Availability Charge. (FOR ACTION)
- 31. Resolution - 89-1469 - Authorizing District Councils to use funds allocated for neighborhood clean up projects in addition to Neighborhood Cleanup Day and that District 15 Community Council is authorized to utilize its Neighborhood Cleanup allocation for printing and distribution of solid waste reduction and recycling brochure. (FOR ACTION)
- 32. Resolution - 89-1470 - Directing the abatement of nuisance for property located at 856 Carroll be done and in the event the work is not completed the City may proceed for perform the necessary work. (FOR ACTION - Hearing held July 27th)
- 33. Resolution - 89-1471 - Directing the abatement of nuisance for property located at 423 E. Jessamine be done and in the event the work is not completed the City may proceed for perform the necessary work. (FOR ACTION - Hearing held June 20th)
- 34. Resolution - 89-1472 - Directing the abatement of nuisance for property located at 930 Marshall be done and in the event the work is not completed the City may proceed for perform the necessary work. (FOR ACTION - Hearing held June 6th)
- 35. Resolution - 89-1473 - Directing the abatement of nuisance for property located at 874 Marion be done and in the event the work is not completed the City may proceed for perform the necessary work. (FOR ACTION - Hearing held July 11th)
- 36. Resolution - 89-1474 - Affirming a decision by the Board of Zoning Appeals and denying the appeal of Nguyen Tuan and directing Mr. Tuan to remove the illegal encroachment and bring into compliance property located at 1359 Blair within 60 days. (FOR ACTION - Hearing held July 27th)
- 37. Resolution - 89-1475 - Affirming a decision by the Board of Zoning Appeals and denying the appeal of Bernard Waltzing for a setback variance for property located at 2214 St. Anthony. (FOR ACTION - Hearing held July 20th)

PUBLIC HEARINGS

- 38. *Final Adoption*
~~Third Reading~~ - 89-1082 - An ordinance amending Section 409 of the Legislative Code pertaining to the phasing out of Private Club licenses in favor of On Sale Intoxicating Liquor Licenses. (Community & Human Services Committee recommends approval)
- 39. Hearing to consider the appeal of Ronald Gnetz to a decision of the Planning Commission denying request for a nonconforming use permit for property located at 2048 Bohland to continue as a six unit apartment. (Laid over from August 10th)

40. Hearing to consider the request of Parrish's Supper Club for a modification of parking requirements to allow service of liquor in new addition for property located at 2176 W. 7th Street. (*Laid over from Aug 17*)
41. Resolution - 89-1476 - Ratifying assessment for construction of concrete curb on Minnehaha between Stroh Drive and vacated Greenbrier in conjunction with the Arcade/Minnehaha Street Paving & Lighting project. (Public Works Committee recommends approval)
42. Resolution - 89-1477 - Ratifying assessment for sidewalk reconstruction for parts of McAfee, Mechanic, Norfolk, W. Page, E. Rose, E. Sixth, Taylor and Wilson.
43. Resolution - 89-1478 - Approving application for the transfer of Class A Gambling License applied for by the Department of Minnesota Jewish War Veteran's currently located at 1060 University to 733 Pierce Butler Route.
44. Resolution - 89-1479 - Approving application for the transfer of Class A Gambling License applied for by Neils Wold Chapter #5 Military Order of the Purple Heart currently located at 1060 University to 733 Pierce Butler Route.
45. Resolution - 89-1480 - Approving application for the transfer of Class A Gambling License applied for by St. Peter Claver Social Club located at 1060 University to 733 Pierce Butler Route.
46. Resolution - 89-1481 - Approving application for the transfer of Class A Gambling License by Merrick Booster Club currently located at 1060 University to 733 Pierce Butler Route.
47. Resolution - 89-1482 - Approving application for the transfer of Class A Gambling License by Merrick Companies currently located at 1060 University to 733 Pierce Butler Route.
48. Resolution - 89-1483 - Approving application for the transfer of Class A and C Gambling Licenses applied for by Juan Diego Club Our Lady of Guadalupe Church currently located at 408 Main Street to 1324 E. Rose.
49. Resolution - 89-1484 - Approving/denying application for the renewal of Class B Gambling License applied for by Johnson Area Hockey at Governors located at 959 Arcade.
50. Resolution - 89-1485 - Approving/denying application for the renewal of State Class B Gambling License applied for by Johnson Area Hockey at Minnehaha Lanes located at 955 Seminary.
51. Resolution - 89-1486 - Approving/denying application for the renewal of Gambling Manager's License applied for by Bruce Wigen dba Johnson Area Hockey at Governors located at 959 Arcade.
52. Resolution - 89-1487 - Approving/denying application for the renewal of Gambling Manager's License applied for by Donald Hayden dba Brunettes Youth Boxing at Lentsch's located at 1091 Rice Street.
53. Resolution - 89-1488 - Approving with stipulation application for the renewal of State Class B Gambling License applied for by Brunettes Youth Boxing Association at Lentsch's located at 1091 Rice Street.

1st 6-15-89 2nd 8-15-89
 3rd 8-19-89 Adopted 8-24-89

Statement of Comm Services

Council File NO. 89-1082
 Ordinance NO. 17674
6/1/89
 Date 10-15-89
 Date _____

Yeas

Nays

DIMOND OK 89-1082
 GOSWITZ
 LONG
 RETTMAN
 SONNEN
 WILSON

MR. PRESIDENT, SCHEIBEL

ate club
 on-sale

DAIN:

The definition of the term "Club" in section 409.02 of the Saint Paul Legislative Code is hereby amended to read as follows:

"Club shall mean a corporation organized under the laws of the state for civic, fraternal, social or business purposes or for intellectual improvement or promotion of sports which has more than fifty (50) members and for more than a year owned, hired or leased a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable accommodation of its members, and whose affairs and management are conducted by a board of directors, executive committee or other similar body chosen by the members at a meeting held for that purpose, none of whose members, officers, agents or employees are paid, directly or indirectly, any compensation by way of profit from the distribution or sale of beverages to the members of the club or to its guests beyond the amount of such reasonable salary or wage as may be fixed and voted each year by the directors or other governing body.

COUNCIL MEMBERS

| | | | |
|----------|-------|----------|-------|
| Yeas | _____ | Nays | _____ |
| Dimond | _____ | In Favor | _____ |
| Long | _____ | Against | _____ |
| Goswitz | _____ | | |
| Rettman | _____ | | |
| Scheibel | _____ | | |
| Sonnen | _____ | | |
| Wilson | _____ | | |

Requested by Department of:

By _____

Adopted by Council: _____ Date _____

Form Approved by City Attorney

Certified Passed by Council Secretary

By Philip B. Byrne 6-6-89