

ORDINANCE COMMITTEE

October 19, 2023

MEMBERS

Chairman Skultety  
Alderman Dorchinecz  
Alderman Bryant  
Alderman Mitchelson

ALSO PRESENT

Mayor Barry	Tammy Rogers	Tim McArdle
Alderman Driskell	Alderman Brown	Nick Zepin
Alderman Wilson	Alderman Olive	Jeff Stoner
Superintendent Mann	Jim Morris	Chief Adermann
HBO Goodall	Cody Rogers	Treasurer Miles

Chairman Skultety called the meeting to order at 6:51 P.M.

**STOP SIGN-KNUTE ROCKNE AND WESTERN**

Motion by Alderman Mitchelson and seconded by Alderman Dorchinecz to recommend to the City Council to direct the City Attorney to prepare an Ordinance to amend the City Code to place a stop sign at the corner of Knute Rockne Drive and Western Avenue. Motion carried 4-0.

**NO PARKING SIGNS-NORTH SIDE OF THE 400 BLOCK OF WEST VINE**

Discussion was held about the need for No Parking Signs on the North side of the 400 block of West Vine. There have been some backing accidents in the area due to cars parking in areas too close to driveways. Superintendent Mann advised Ordinance number 6-3-9 number 9 in the City Code states that "At any place where the vehicle would be parked along a street or roadway where any portion of such vehicle is parked directly across from a driveway or where any portion of such vehicle is parked within eight feet (8") adjacent to either side of the entrance to a driveway." Aldermen agreed that the Police Department needs to be enforcing these ordinances. Alderman Bryant stated she will speak with TPD about this issue.

Motion by Alderman Bryant and seconded by Alderman Mitchelson to table this matter to a future meeting. Motion carried 4-0.

**VAPE SHOPS**

Aldermen held discussion about the ongoing issue of vape pens being sold to underage individuals. TPD Resource Officers have been having numerous issues at the schools with children in possession of vape pens. TPD has conducted two sting operations over the last few months, and there are vape shops in town that are repeat offenders. Aldermen agree that Ordinances need to be updated, and new ones put in place to alleviate this issue.

Motion by Alderman Bryant and seconded by Alderman Dorchinecz to recommend to the City Council to direct the City Attorney to prepare an Ordinance to amend the City Code for Cigarette and Tobacco Dealer's License from the current cost of \$100.00 per year to \$3,000.00 per year beginning May 1, 2024. Motion carried 4-0.

Motion by Alderman Bryant and seconded by Alderman Dorchinecz to recommend to the City Council to direct the City Attorney to prepare an Ordinance to amend the City Code for Sales Or Gifts Of Or Possession By Minors to any persons under 21 years of age, to add Nicotine Containing Products (Vape Pens), and to add penalties for first time offense to be \$750.00, second offense to be 90 day suspension of license and third offense to be loss of license for the remainder of the license year. Motion carried 4-0.

Motion by Alderman Bryant and seconded by Alderman Dorchinecz to recommend to the City Council to direct the City Attorney to prepare an Ordinance to amend the City Code for Cigarette, Tobacco, and Vape Shop Signage to follow similar rules as the signage for Video Gaming Parlors. Motion carried 4-0.

### **506 NORTH COTTAGE**

Chairman Skultety requested an update on the demolition of 506 North Cottage. The process was temporarily halted while Mayor Barry was working with the owner of the property on fixing needed issues. HBO Goodall stated he has spoken with the Fire Chief and the Street Superintendent about various safety issues regarding the property. The property is not structurally sound.

Motion by Alderman Bryant and seconded by Alderman Mitchelson to recommend to the City Council to direct HBO Andy Goodall to continue with the process for demolition of 506 North Cottage. Motion carried 4-0.

### **HATHAWAY HOMES WARRANTY DEED**

Chairman Skultety along with Superintendent Mann, HBO Goodall, and Mr. Jim Morris with Benton & Associates did a walk-thru at the Hathaway Homes. Mr. Morris explained some of the issues with the homes. There were wiring, plumbing and sewer issues that would need to be addressed. He recommends the City have an Insurance Bond and necessary repairs be made before moving forward.

Motion by Alderman Bryant and seconded by Alderman Dorchinecz to recommend to the City Council to direct Benton & Associates to draft a letter to accept the Hathaway Homes Project conditionally upon repairing needed areas, and to require a \$1,000,000.00 Insurance Bond for a minimum of ten years. Motion carried 4-0.

### **HBO UPDATES**

HBO Goodall presented the September 2023 monthly report. He gave updates on Building Permits, Solar Applications, Animal Control issues, and Ordinance Violations. All Hathaway Homes have been inspected. Sonic remodel plans have been approved, with a tentative opening date in late January. Starbucks and T-Mobile plans are currently under review. HBO Goodall also discussed updating codes and fees.

### **ANY OTHER MATTERS**

No other matters were brought forth to this Committee.

Motion by Alderman Bryant and seconded by Alderman Dorchinecz to adjourn. The motion carried 4-0.

Meeting adjourned at 7:38 P.M.

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Chris Skultety, Chairman  
Ordinance Committee