

**CITY OF NAMPA
ALCOHOL LICENSE REVIEW COMMITTEE
City Hall – Council Chambers
March 31, 2021**

Chairman Lieutenant Jamie Burns called the meeting to order at 5:00 p.m.

Committee Member Rosin took Roll with the following committee members in attendance Planning and Zoning Director Rodney Ashby, Building and Safety Director Patrick Sullivan, Chief of Staff Rick Hogaboam, Lieutenant Jamie Burns, City Clerk Deborah Rosin.

Also in attendance were: City Attorney Joe Borton.

❖ **(1) New Business (Action Items)** ❖

Item #1-1. – Chairman Burns presented a request to **approve** the **January 27, 2021** meeting minutes.

MOVED by Sullivan and **SECONDED** by Hogaboam to **approve** the January 27, 2021 meeting minutes as presented. Committee Member Rosin asked all in favor say aye with all members voting **AYE**. Chairman Burns declared the

MOTION CARRIED

Item #1-2. - Chairman Burns presented a request to review the appeals heard by the Nampa City Council on February 25, 2021.

Chairman Burns presented the following staff report:

Agave Cantina, 1516 1st Street South – the Committee assessed 3.5 points for the battery that took place, one year probation and 72-hour closure.

The Councilmembers after hearing the appeal assessed the 3.5 points for the battery, one year probation and assessed a 24-hour closure instead of the 72-hour closure begin the first Friday (10:00 a.m. Friday until 10:00 a.m. Saturday) following the adoption and approval of the Findings of Facts and Conclusions of Law.

4-T sports Bar, 112 13th Avenue South – the Committee assessed 3.5 points for the assault that took place, one year probation and 72-hour closure.

The Councilmembers after hearing the appeal assessed 1 point for the assault, had no closure of the venue and took the probation down to 90 days.

Chairman Burns also stated that the police department had learned that they need to ask more questions at the scene and in the investigation so as to have a more complete incident report.

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Item #1-3. - Chairman Burns presented the request to discuss any recent violations requiring action.

Chairman Burns explained that there were no incident reports for discussion.

Item #1-4. - Chairman Burns presented the request for discussion on the following changes to Title 5, chapter of the Nampa City code alcohol Beverage Control.

Discussion was held on all the following items:

Elimination of cross examination.

MOVED by Burns and **SECONDED** by Ashby to **request that the City Attorney proceed with the elimination of cross examination in the code.** Committee Member Rosin asked all in favor say aye with all members voting **AYE**. Chairman Burns declared the
MOTION CARRIED

Codify the time limits for the appeal hearing (i.e. a 15 minute appellant, 15 minutes for ARC)

MOVED by Ashby and **SECONDED** by Hogaboam to **authorize the City Attorney to amend the code with the time limits for the appeal hearing.** Committee Member Rosin asked all in favor say aye with all members voting **AYE**. Chairman Burns declared the
MOTION CARRIED

To allow addition of new documents at the appeal hearing.

MOVED by Burns and **SECONDED** by Hogaboam to **authorize the City Attorney amend the code to allow addition of new documents at the appeal hearing.** Committee Member Rosin asked all in favor say aye with all members voting **AYE**. Chairman Burns declared the
MOTION CARRIED

To allow the Council and the Committee to have flexibility on the points system to be “up to” the identified numbers i.e. “not to exceed”

MOVED by Hogaboam and **SECONDED** by Rosin to **authorize the City Attorney amend the code to allow the Council and the Committee to have flexibility on the points system.** Committee Member Rosin asked all in favor say aye with all members voting **AYE**. Chairman Burns declared the

MOTION CARRIED

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Standardize how notice of points assessment is mailed or served on bar owners.

MOVED by Burns and **SECONDED** by Ashby to **have the police department hand deliver to the establishment and/or have the clerks office send certified mail.** Committee Member Rosin asked all in favor say aye with all members voting **AYE.** Chairman Burns declared the MOTION CARRIED

Add to the points list a violation for DUI citations that can be clearly tied to over service at an establishment.

MOVED by Hogaboam and **SECONDED** by Sullivan to add to the points list a violation for DUI citations that can be clearly tied to over service at an establishment. Committee Member Rosin asked all in favor say aye with all members voting **AYE.** Chairman Burns declared the MOTION CARRIED

Update the list of crimes/actions which count towards point violations.

MOVED by Hogaboam and **SECONDED** by Sullivan to **authorize the city Attorney to bring an amended list of crimes to the next meeting.** Committee Member Rosin asked all in favor say aye with all members voting **AYE.** Chairman Burns declared the MOTION CARRIED

MOVED by Burns and **SECONDED** by Hogaboam to **adjourn the meeting** at 6:17 p.m. The Chairman declared the MOTION CARRIED

Passed this 28th day of April 2021.

CHAIRMAN BURNS

ATTEST:

NAMPA CITY CLERK