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MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR
SUBJECT: RUSTY SPOKE 2025-2026 LIQUOR LICENSE RENEWAL
DATE: FEBRUARY 24, 2025

Enclosed for your review is a liquor license request for from the Rusty Spoke for 2025-2026. The reason this request has been separated from the others is that, due to ongoing code enforcement issues, staff is recommending denial of the request until the code enforcement issues have been correct.

For the application, all required paperwork has been submitted, insurance provided, fees paid, and there are no taxes, assessments, or other financial claims with the City that are delinquent or unpaid.

For over a year, the City has been working to get vehicles deemed to be inoperable removed from the property. In 2023, the City issued a citation for refuse and inoperable vehicles being located on the property. During the court process, Scott County prosecutors recommended the citation be thrown out and a judge did so. Working with City Attorney Scott Riggs, in July 2024 the City issued a citation for a nuisance affecting public peace and safety. This citation is currently unresolved and under court jurisdiction.

Speaking with City Attorney Scott Riggs, it is his opinion that the City is able to deny a liquor license for outstanding nuisance. According to Mr. Riggs, Sections 110.15(k) and 110.20(a) give the City this authority. A letter was sent to Don't Be Lion, LLC, Attn: Ms. Pauline Baldazo, on January 17, 2025, stating as such, with a deadline of March 14, 2025, to address the nuisance or staff would be recommending denial of her liquor license. As of the writing of this memo, the nuisance has yet to be addressed.

Recommendation

Staff recommends tabling this 2025-2026 Liquor License until the March 17, 2025 meeting to give Don't Be Lion, LLC the opportunity to address the nuisance citation.