



## PUBLIC SAFETY COMMITTEE AGENDA

DATE: November 30, 2020

TIME: 4:00 p.m.

LOCATION: Zoom

- 1) CALL TO ORDER
- 2) ATTENDANCE
- 3) APPROVAL OF ELECTRONIC MEETING

*“In order to comply with the technical aspects of the Governor’s Executive Order regarding holding open meetings in a forum other than in the open and in public, this governing body determines that meeting electronically is necessary to protect the health, safety, and welfare of its citizens due to the COVID-19 outbreak.”*

- 4) AUTHORITY OF SECURITY OFFICERS

1. **ORDINANCE 49-2020-21** Amending the Official Code pertaining to authority of City Security Officers *Will Wyatt/Wes Golden*

- 5) ADJOURNMENT

ORDINANCE 49-2020-21

AN ORDINANCE AMENDING THE OFFICIAL CODE, PART II (CODE OF ORDINANCES) PERTAINING TO AUTHORITY OF CITY SECURITY OFFICERS

*WHEREAS*, the City Council finds that the best interests of the City would be served by providing specific authority to City Security Officers to enforce certain provisions of the City Code, to include the issuance of trespass notices, and citations for violations of certain City Code provisions to persons who commit such civil ordinance violations while on City owned property.

*NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TENNESSEE:*

(1) That **City Code, Title 1 (Administration, Officers, and Personnel), Chapter 9 (City Court)** is hereby amended by adding a new **Section 1-913. Authority of City Security Officers to issue citations for violations of City Ordinances or City Code** as follows:

**Section 1-913. Authority of City Security Officers to issue citations for violations of City Ordinances and City Code.**

City Security Officers appointed by the Mayor and employed by the City shall have authority to issue civil citations to any person(s) who commit any violation of City Code Section 2-401, or Title 10 (Offenses – Miscellaneous), while on City owned property. The City Court shall have jurisdiction to hear and decide such cases, and to impose civil penalties up to and including FIFTY DOLLARS AND ZERO CENTS (\$50.00), and any lawfully authorized courts costs or taxes, upon those found to be in violation.

(2) That **City Code, Title 2 (Alcoholic Beverages), Chapter 4 (Use and Sale of Alcoholic Beverages in City Parks), Section 2-401 (Use or sale of alcoholic beverages in city parks; ejection)** is hereby amended by deleting said section in its entirety and substituting therefor the following:

**Section 2-401. Use or sale of alcoholic beverages in city parks; ejection.**

It shall be unlawful for any person, organization, association or entity to possess, use, consume, sell, distribute or otherwise provide any alcoholic beverage while upon, on, or inside the boundary of any city park or recreational center or facility, except may otherwise be provided in this chapter. Any person, organization, association or entity in violation of this chapter, or other state laws of general application, or local ordinances, may be required to leave the premises by any employee of the city department of parks and recreation, **or by any City employed Security Officer**, and ejected and removed from the premises by any city law enforcement officer. **It shall be unlawful, a trespass, and a violation of this section, for any person, organization, association or entity to refuse to leave the premises upon request by any employee of the city department of parks and recreation, or by any City employed Security Officer, or City law enforcement officer.**

(2) That **City Code, Title 2 (Alcoholic Beverages), Chapter 4 (Use and Sale of Alcoholic Beverages in City Parks), Section 2-402 (Citation; city court adjudication; assessment of civil fine)** is hereby amended by deleting said section in its entirety and substituting therefor the following:

**Section 2-402. Citation; city court adjudication; assessment of civil fine.**

Any city law enforcement officer **or City employed Security Officer**, is hereby empowered to issue a citation to any person for any violation of any of the provisions of this chapter. Citations issued for violation of any of the provisions of this chapter shall be tried in the city court. The city court judge shall determine whether a violation has occurred and shall assess a civil monetary fine as penalty against any person convicted of violating any of the provisions of this chapter, said fine to be in an amount of fifty dollars (\$50.00) for each violation.

(3) That **City Code, Title 9 (Motor Vehicles and Traffic), Chapter 1 (General), Section 9-116 (Violation of traffic regulations a misdemeanor)** is hereby amended by deleting said section in its entirety.

(4) That **City Code, Title 10 (Offenses - Miscellaneous), Chapter 1 (In General)** is hereby amended by adding a new **Section 10-102 (Authority of City law enforcement officers and City employed Security Officers)** as follows:

**Section 10-102. Authority of City law enforcement and City Security Officers.**

City law enforcement officers and City employed Security Officers appointed by the Mayor shall have authority to issue civil citations to any person(s) who commit any violation of any provision of Title 10 (Offenses – Miscellaneous), while on City owned property.

*FIRST READING:*

*SECOND READING:*

*EFFECTIVE DATE:*