

**Special
Commission Meeting**

1:00 p.m.

February 12, 2025

The Governing Body of the City of Emporia, Kansas, met in Special Session, Wednesday, February 12, 2025, with Mayor Harter presiding and Commissioners Brinkman and Sauder were present. Commissioner Curtis and Smith were absent. Also present were City Manager Cocking, Deputy City Manager Detter, Assistant City Manager Wash, City Clerk Sull and City Attorney Montgomery.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments.

The public is invited to make comments at this time. Please limit comments to two (2) minutes each. Please state your name and address prior to making comments.

No comments were made at this time.

**CITY COMMISSION
(Common Consumption Area)
(Ordinance Number 25-05)**

AN ORDINANCE ESTABLISHING A COMMON CONSUMPTION AREA AND AUTHORIZING THE POSSESSION AND CONSUMPTION OF ALCOHOLIC LIQUOR AND CEREAL MALT BEVERAGE WITHIN THE COMMON CONSUMPTION AREA BOUNDARIES; ESTABLISHING SECTION 4-5 OF THE CODE OF THE CITY OF EMPORIA, KANSAS, to which the City Clerk assigned Ordinance Number 25-05, was presented to the Governing Body for their consideration.

Commissioner Brinkman asked she had a conflict of interest for discussion and voting on this item due to ownership of an establishment that could participate within the proposed Common Consumption Area.

City Attorney Montgomery stated this does not create a conflict of interest for a legislative action in adopting an ordinance.

City Attorney Montgomery was recognized and addressed the Governing Body. She stated Kansas legislation permits municipalities to create Common Consumption

Areas in designated districts, where individuals can consume alcoholic beverages outside of licensed establishments on specific city properties. Private organizations have sponsored Downtown CCAs in Emporia annually since 2021. She stated this proposed ordinance establishes a CCA in the downtown area generally north of 4th Avenue to south of 12th Avenue and east of Constitution Street to west of Union Street as shown in the attached map. The boundaries of the CCA will be clearly marked with signage. The CCA will be open daily from 8:00 a.m. to 11:59 p.m. She stated the Police Chief may close all or a portion of the CCA for special events or in the interest of public safety. Licensed establishments within the CCA may apply to the State if they wish to participate in the CCA. The ordinance will go into effect after publication in the official city newspaper. After publication, the City of Emporia will apply for a CCA permit from the Kansas Alcoholic Beverage Control.

Commissioner Sauder made a motion to approve Ordinance Number 25-05 establishing a common consumption area. Mayor Harter seconded the motion. The vote follows: Commissioner Sauder, aye; Mayor Harter, aye; and Commissioner Brinkman, aye.

Commissioner Brinkman then made a motion to adjourn. Commissioner Sauder seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Harter, aye.



Erren Harter, Mayor

ATTEST:


Kerry Sull, City Clerk