



MEMORANDUM

To: Mayor and City Council

From: Chief Danny Barton

Date: January 16, 2019

Reference: Consider approval of an Ordinance amending the Code of Ordinances by amending Chapter 6, 'Business Regulations,' Article 6-2, 'Peddlers and Solicitors,' by amending Sections 6-2 through 6-2-14; and authorizing the Mayor to sign.

Introduction:

During the November 13, 2018 Executive Session, a discussion was had concerning the current solicitor ordinance, Article 6-2, Peddler and Solicitors.

Analysis:

City Attorney Bob Hager advised that an outside commercial entity was requesting existing restrictions concerning handbill distributors be deleted, or modified, from the current ordinance. The decision was made to modify language discerning the difference between commercial handbills and noncommercial handbills. Current language makes no such distinction. This amendment to the ordinance defines both commercial handbills and noncommercial handbills as recommended. Hours and days of distribution were also modified as recommended.

Non-commercial handbills, such as handbills containing exclusively political and/or religious speech, will not be required to register with the Police Department. These noncommercial handbill distributors will still be bound by all existing ordinance regulations.

Legal Review:

This agenda item was review by City Attorney Robert Hager in November 2018 and presented to the City Council in Executive Session on December 12, 2018.

Fiscal Impact:

There is no fiscal impact.

Recommendation:

Approval recommended.