



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes

Ordinance & License Committee

Monday, June 13, 2016

6:00 PM

Council Chambers, City Hall
Use lower level glass door.

1. Call to Order

Present 3 - Perry, C. Payne, and Jankowski

Absent 2 - Manion, and Johnson

2. Public Comment

3. Approval of Minutes

[ID#16-0967](#) Minutes - May 23, 2016

A motion was made by Perry, seconded by C. Payne, to approve the Minutes for May 23, 2016. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

4. Licenses

[ID#16-0986](#) INVITED Bartender Applications June 13, 2016

Sandra Hanson appeared before the Committee with her agent from the Elks Lodge, Barbara Ruchie. Hanson has an OWI from August 2014. She has been with the Elk's for 5 years and is a volunteer bartender.

A motion was made by Perry, seconded by C. Payne, to approve the bartender application for Sandra Hanson. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

[ID#16-0988](#) Bartender Applications June 13, 2016

Jankowski made a motion to approve the remaining bartender applications; motion seconded by Perry. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

[ID#16-0989](#) INVITED Other Applications June 13, 2016

Joey Gudgeon failed to appear regarding his Secondhand Dealer application. He will be invited to the next meeting.

A motion was made by Perry, seconded by C. Payne, to hold the Gudgeon Secondhand Dealer application. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

Lincoln Pub appeared for an Extension of Premise for July 30th.

A motion was made by C. Payne, seconded by Perry, to approve Lincoln Pub's Extension of Premise application for July 30th. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

Margaritas Mexican Grill appeared before the Committee. They were cited for being open after hours.

A motion was made by Perry, seconded by C. Payne, to approve the alcohol license application for Margaritas Mexican Grill. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

Ride & Dine - Karter Busse appeared. Class "B" Beer application. Busse was cited for sale of alcohol to an underage person in December 2015. His wife was the one that served the alcohol; it was busy and she was short on help and sold to the minor in a sting operation. They now have an application to help with determining underage customers. He said they sell very little alcohol at their store.

A motion was made by Perry, seconded by C. Payne, to approve the "Class B" Beer & Liquor Combo application for Ride & Dine. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

[ID#16-0991](#) Other Applications June 13, 2016

A motion was made by Perry, seconded by C. Payne, to approve the remaining Other Applications. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

5. Discussion and Recommendation

[ID#16-0973](#) Modify the Code to allow the Director of Public Works, or their designee, to issue citations without limitation.

Mike Mazmanian, chief building inspector, appeared for Community Development. Currently, DPW's citation ability is limited to snow removal. There was a recent situation involving a dumpster, which required DPW to send a referral to Community Development to investigate, after they had done their investigation. This change would allow DPW to directly issue a citation and increase efficiency.

The Committee would like to hear from Dr. Abadi how he will address this using his current staff.

A motion was made by C. Payne, seconded by Perry, to put this item on hold.

The motion carried by the following vote:

Aye: 2 - Perry and C. Payne

Nay: 1 - Jankowski

Absent: 2 - Manion and Johnson

[ID#16-1007](#)

Discuss possible amendments to Municipal Code sec. 11.41 regarding sex-offender residency restrictions.

Bruce Flieschmen spoke, he is a City resident and owns four properties in the City. He is opposed to a change in the residency restriction ordinance; he is opposed to singling out one group. He doesn't want drug dealers, drunks or murderers living next to him. His properties are too close to parks for this to affect him, but he is opposed to increased restrictions for this one group.

Mr. Bartel, a registered sex offender, offended 23 years ago. He has a college degree and works now. He is a productive member of society and makes good money. He made a mistake a long time ago and wants to be able to move on; he has lived here for 30 years. He wants the Committee to take into consideration that some offenders are working hard to better their lives and should be allowed to do so.

The City Attorney was not able to attend this evening. He did provide a memo to the Committee on this item.

The current ordinance is 750'; the proposal is 2,500' which would be the largest in the county. It is proposed to amend the loitering provision to as much as 2,500'.

Jankowski spoke against changing the current restrictions.

C. Payne does not agree with the City of Waukesha taking in more of its fair share of offenders.

This item will be on the next meeting with an anticipated draft ordinance.

7. Communications

There were no communications.

A motion was made that this be approved. The motion carried by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

8. Adjournment

C. Payne made a motion to adjourn; motion seconded by Perry. The motion passed by the following vote:

Aye: 3 - Perry, C. Payne and Jankowski

Absent: 2 - Manion and Johnson

Ald. Steve Johnson, Chairman

"A majority of the Council members may be in attendance"

NOTICE: Any person who has a qualifying disability under the Americans with Disabilities Act that requires that the meeting be accessible or that materials at the meeting be in an accessible format, please contact Fred Abadi 48 hours prior to the meeting at 524-3600, Fax 524-3898, or the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.