



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes

Ordinance & License Committee

Monday, June 11, 2018

6:00 PM

Council Chambers, City Hall
Use lower level glass door.

1. Call to Order

Present 3 - Manion, Johnson, and Rodriguez

Absent 2 - Perry, and Lemke

2. Public Comment

None

3. Approval of Minutes

[ID#18-0852](#) Minutes - May 21, 2018

Attachments: [O&L Minutes 5-21-18.pdf](#)

A motion was made by Manion, seconded by Rodriguez, to approve the Minutes for May 21, 2018. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

4. Licenses

[ID#18-0904](#) INVITED Bartender Applications - June 11, 2018

Attachments: [Bartenders 2018.06.11](#)

Mr. Paul Cotton appeared with agent Miranda Cotton for JR's Tap. Paul was cited for having bar open after hours. Mr. Cotton stated they had a DJ that night, things got out of hand and the bar was open 15 minutes after close time because he had trouble getting patrons out of the bar. Police showed up and issued a citation. He said this was an isolated incident that will not happen again. Ald. Manion asked what has been changed to insure this will not happen again. Mr. Cotton stated that he begins to close at 1:45 am instead of 2:15 am.

A motion was made by Chairperson Johnson, seconded by Rodriguez, to approve the bartender license for Paul Cotton Jr. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

Kayla Zuba appeared with her agent for Price Pointe Inn. Applicant stated she was cited for having marijuana on her. The agent stated he believes she learned her lesson and is a good employee.

A motion was made by Rodriguez, seconded by Manion, to approve the bartender application for Kayla Zuba. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

[ID#18-0905](#) Bartender Applications - June 11, 2018

Attachments: [Bartenders 2018.06.11](#)

A motion was made by Chairperson Johnson, seconded by Manion, to approve the remaining bartender applications with the exception of Danielle R. Curro. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

A motion was made by Chairperson Johnson, seconded by Manion, to approve the bartender application for Danielle R. Curro. The motion carried by the following vote:

Aye: 2 - Manion and Johnson

Absent: 2 - Perry and Lemke

Abstain: 1 - Rodriguez

[ID#18-0906](#) INVITED Other Applications - June 11, 2018

Attachments: [Other Licenses 6.11.18](#)

Applicants Gwen Doyle and Jacquelline Leverance appeared before the committee for Artsy Bliss, new establishment, Class "B" Beer and Class C Wine applications. Ald. Johnson stated that communication received from the Attorney's office states that they recommend that the Class C Wine application be put on hold until they can render an opinion regarding Class C licenses for establishments that are not primarily a restaurant. Applicant stated that the restaurant license is still pending with the County.

A motion was made by Chairperson Johnson, seconded by Manion, to approve the Class "B" Fermented Malt Beverage license and put the Class C Wine application on hold. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

Billy D's agent Katherine Woyahn appeared before the committee. Ald. Johnson stated this would be an extension of premise instead of expansion. Agent stated the only patrons using the back door would be those participating in the bag league games. Ald. Rodriguez stated that she did speak to the applicant and she stated the parking lot is isolated and she is in favor of the extension. Ald. Manion asked if there would be a staff person outside and agent stated she would have two people outside to monitor area.

A motion was made by Rodriguez, seconded by Chairperson Johnson, to approve an Extension of Premise to allow bag leagues for 2018 (June 20th - September 13th) on Tuesdays and Thursday nights from 6:30 pm to 8:30 pm in the back patio area of the establishment. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

Mr. Kevin Slowik, agent and catering director for Carroll University Chartwells appeared before the committee. He was cited for an OWI in September of 2017. He was on pain medication and stopped at a friend's house to have some drinks and was stopped a block from his house and was issued a citation. He is asking for the liquor license to be granted despite his mistake. Mr. Slowik stated that he does not normally serve alcohol, but may at times need to fill in when needed. Ald. Rodriguez commended Mr. Slowik for the steps he's taken. Ald. Manion stated that he agrees with Ald. Rodriguez. He has taken responsibility for his actions. Applicant stated he is very embarrassed by the entire ordeal and he is trying to move past this. Ald. Manion asked the police department if they had any objections to this application, they did not.

A motion was made by Rodriguez, seconded by Manion, to approve the "Class B" Beer & Liquor Combo license for Carroll University-Chartwells. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

Lincoln Pub - Extension of Premise for annual customer appreciation celebration held June 23, 2018 from 10 am to 11 pm.

A motion was made by Rodriguez, seconded by Chairperson Johnson, to approve Lincoln Pub's Extension of Premise application for June 23, 2018 from 10 am to 11 pm. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

[ID#18-0907](#) Other Applications - June 11, 2018

Attachments: [Other Licenses 6.11.18](#)

A motion was made by Chairperson Johnson, seconded by Manion, to approve the remaining Other Applications. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

5. Review & Act On

[ID#18-0910](#) Review and act on proposed amendments to Waukesha Municipal Ordinance 11.01(4), 11.01(5) and 11.01(9) – (11)

Attachments: [Council Agenda Cover Sheet- O&L 6-11-18](#)
[Amended Ordinance Regarding Public Offenses, Sec. 11.01](#)
[Final Red Lined Version - O&L Agenda 6-11-18](#)

Assistant City Attorney Anne Iselin spoke regarding this item. The proposed amendments to Waukesha Municipal Ordinance sec. 11.01 relates to penalties for juvenile offenders in Municipal Court and brings those penalties in line with state law. State law allows a Municipal Court to impose greater forfeitures than are now allowed by the City's ordinance. The current ordinance only allows juveniles to be assessed a forfeiture not less than \$10.00 nor more than \$25.00 plus court costs. Court costs on a \$25 forfeiture would bring the total to \$92.50 for a civil ordinance violation. However Wis Stat now requires the forfeiture to be set at \$50.00 plus costs for violations only applicable to a person under the age of 18. The statute now allows a court to impose a forfeiture not to exceed the maximum amount that may be imposed on an adult committing the same violation, i.e. disorderly conduct.

Ald. Rodriguez stated that she agrees with raising the forfeiture for minor offenses like curfew and tobacco violations. She is not in support of raising forfeitures for minors that are charged with adult offenses. She does not feel they should be treated the same.

Ald. Johnson stated he does not have any issue with the proposed amendments to the ordinance. This would allow the forfeiture to be at the discretion of the judge. He would be in support of this.

Ald. Manion stated he would support this as well.

A motion was made by Manion, seconded by Chairperson Johnson, to approve the proposed amendments to sec. 11.01(4), 11.01(5) and 11.01(9)-(11). The motion carried by the following vote:

Aye: 2 - Manion and Johnson

Nay: 1 - Rodriguez

Absent: 2 - Perry and Lemke

6. Communications

Lt. Hendricks stated in response to Ald. Rodriguez's inquiry during Communications at the last meeting, that he reviewed the report for the case in question and it is still a pending matter, however, he was able to say that it involved a 37 year old male that was found in the 2400 block of Parklawn. He will be able to comment further when the matter is closed.

Ald. Rodriguez stated that she has driven past Albaneses and that the perimeter was not closed.

Hendricks said he did a check for 2018 and there have been no police calls to Albaneses.

Another officer said today there were 50 tobacco compliance checks done and there were five failures. A report will be forthcoming.

7. Adjournment

Adjourned at 6:55 pm

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.