



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes

Ordinance & License Committee

Monday, August 27, 2018

6:00 PM

Council Chambers, City Hall
Use lower level glass door.

1. Call to Order

Present 5 - Perry, Manion, Johnson, Rodriguez, and Lemke

2. Public Comment

None

3. Approval of Minutes

[ID#18-1235](#) Minutes - August 13, 2018

Attachments: [O&L Minutes 8-13-18.pdf](#)

A motion was made by Chairperson Johnson, seconded by Manion, to approve the Minutes for August 13, 2018. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

[ID#18-1249](#) Minutes - August 7, 2018

Attachments: [O&L Minutes 8-7-18.pdf](#)

A motion was made by Chairperson Johnson, seconded by Manion, to approve the Minutes for August 7, 2018. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

4. Licenses

[ID#18-1270](#) INVITED Bartender Applications - August 27, 2018

Attachments: [Bartenders 2018.08.27](#)

Brittney McCoy appeared with her agent from Fuzzy's, Phil Santiago. McCoy has possession of drug paraphernalia and controlled substance from February 2018. McCoy said she was with a friend and they got pulled over, she had paraphernalia on her that had residue on it. She has worked at Fuzzy's for 4 - 5 months, Santiago said she is doing very well; he is not concerned.

Ald. Lemke asked for clarification and stressed to the applicant that she learn from this experience.

Ald. Manion expressed to Santiago that the people he employees is a reflection on him and it can affect his license and business. He questioned whether Santiago was willing to vouch for her. Santiago said that he was.

A motion was made by Chairperson Johnson, seconded by Rodriguez, to approve the bartender application for Brittney McCoy. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

Noelle Slipek appeared before the Committee at its request. She appeared with her agent from Tofte's Table, Jason Tofte. Slipek has an OWI on her record from August 2016; Slipek had informed Tofte of the offense. Tofte said they take this seriously and they would like her to have a bartender license.

A motion was made by Perry, seconded by Lemke, to approve the bartender application for Noelle Slipek. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

Kyleigh Walechka appeared before the Committee at its request. She appeared with Holly Remitz, agent for Cue Club. Walechka has a possession of amphetamine/paraphernalia on her record with a "no disposition" outcome. She never received a citation for it.

Ald. Rodriguez asked Walechka the circumstances. Walechka said she was in a car with 3 others on the way to a music festival and they were pulled over and searched. She regrets the situation. Remitz said Walechka has worked for her for 1 1/2 years and she is very responsible.

A motion was made by Perry, seconded by Manion, to approve the bartender application for Kyleigh Walechka. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

[ID#18-1271](#) Bartender Applications - August 27, 2018

Attachments: [Bartenders 2018.08.27](#)

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

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

[ID#18-1273](#) Other Applications - August 27, 2018

Attachments: [Other Licenses 2018.08.27](#)

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

Aye: 5 - Perry, Manion, Johnson, Rodriguez and Lemke

5. Review & Act On

[ID#18-1167](#) Review and act on the proposed City of Waukesha Mailbox Repair and Replacement Policy.

Attachments: [18-1167 City of Waukesha Mailbox Policy BPW Agenda Cover Sheet.pdf](#)
[Proposed Mailbox Policy.pdf](#)
[Ordinance 6.125-Mailboxes.pdf](#)

Brian Knapp, Streets Supervisor, City Garage appeared before the Committee. They have surveyed area municipalities and there are numerous that have policies in place regarding repairing or replacing mailboxes that are damaged due to snow plowing.

The policy provides the department would first attempt to repair the damage if possible. If replacement is required, the City will replace with a 4"x4" treated wood post and steel mailbox in either black, white or green. If the property owner chooses to repair their own mailbox, the city will reimburse up to \$100 with proof of a valid receipt for materials only.

Rodriguez said that she is not in agreement with the limitation on the reimbursement. Perry said that his neighborhood has an association and a wood post would not be acceptable. He also disagrees with the 48 hour notification time limit. Knapp said as far as the 48 hour rule is concerned, they are looking for a reasonable window. Perry said the 48 hours needs to be removed; Rodriguez agreed. Knapp said that 48 hours was common in the other community policies.

Knapp said that his employees are good about reporting damage to mailboxes and he then knows about it when the resident calls. Knapp said that the Board of Public Works has approved the ordinance draft.

Manion is comfortable with the ordinance as drafted, with the exception of the 48 hour notification period. Knapp said they are open to adjusting that. He added that when snow clearing is taking place, they are in the office to take damage calls.

Rodriguez recommended a 7 day time period to cover those out of town for vacations; she also doesn't agree with the \$100 limit, she feels it should be replaced at full value.

Knapp said other communities will reimburse \$45 - \$75 with the exception of Elm Grove where if the box is less than a year old and you have a receipt, they will reimburse up to \$150.

Manion asked if DPW currently exercises discretion in damage reports; Knapp said each claim is looked at on a case by case basis.

Ald. Manion made a motion to approve the creation of sec. 6.125 with the notification period changed from 48 hours to 96 hours; motion was seconded by Chairperson Johnson. The motion failed by the following vote:.

Aye: 2 - Manion and Johnson

Nay: 3 - Perry, Rodriguez and Lemke

6. Communications

None

7. Adjournment

6:39 p.m.

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 or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.