



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes

Ordinance & License Committee

Monday, May 7, 2018

6:00 PM

Council Chambers, City Hall
Use lower level glass door.

1. Call to Order

Ald. Perry arrived at 6:14 pm

Present 4 - Perry, Manion, Johnson, and Rodriguez

Absent 1 - Lemke

2. Public Comment

None

3. Approval of Minutes

[ID#18-0638](#) Minutes - April 23, 2018

A motion was made by Manion, seconded by Rodriguez, to approve the Minutes for April 23, 2018. The motion carried by the following vote:

Aye: 3 - Manion, Johnson and Rodriguez

Absent: 2 - Perry and Lemke

5. Review & Act On

[ID#18-0681](#) Amendment to Municipal Code section 2.015(7) to require the completion of the City Administrator's annual review by the last day of February each year

Referral by Ald. Cummings. Matter of practice that reviews are conducted annually. In the last two years, the City has not been as strict, there is a gap in the ordinance that needs to be corrected. Atty Running has reviewed the language that is being presented.

Cummings stated that the HR chairman would wait until it went to the O&L Committee.

Atty Running stated this is a simple addition to the ordinance that makes perfect sense which he supports. HR wants to explore other changes to this ordinance. Ald. Thieme, chair of the HR Committee stated that he is in favor of this change as well as taking a look at other changes.

Ald. Manion asked why the deadline of February. Cummings stated that there was a change in the legislative body. You would want to get this done in March so the new legislative body would vote on this item. Therefore the deadline was the end of February.

Ald. Rodriguez stated that she liked the date that Cummings has suggested and she doesn't think it's unreasonable. She will be in support of this.

A motion was made by Chairperson Johnson, seconded by Rodriguez, to approve the proposed amendment to sec. 2.015(7) of the Municipal Code to require the completion of the City Administrator's annual review by the last day of February each year. The motion carried by the following vote:

Aye: 2 - Johnson and Rodriguez

Nay: 1 - Manion

Absent: 1 - Lemke

Abstain: 1 - Perry

4. Licenses

[ID#18-0677](#) INVITED Bartender Applications - May 7, 2018

Danica B. Skarbek failed to appear, she will be invited to the next meeting.

Applicant David Boxhorn appeared with his agent Rita McKerrow from Point on Main. Applicant was cited for serving an underage person in July of 2016. Johnson questioned the conviction date, as he was cited in 7/16 and convicted 10/17. Boxhorn stated he paid the citation as soon as he received it, he doesn't know why it took over a year to be issued. He stated that the person he served appeared to be old enough. He stated it has not happened since this date and Rita stated that she has made it very clear that anyone under the age of 35 is to be carded.

A motion was made by Chairperson Johnson, seconded by Manion, to approve the bartender license for David Boxhorn. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

[ID#18-0678](#) Bartender Applications - May 7, 2018

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

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

[ID#18-0679](#) INVITED Other Applications - May 7, 2018

Michael Hoehnen, agent for Foxx View Lanes came in to discuss his extension of premise application for May 23, 2018. This is a car show date that he failed to include on his previous application.

A motion was made by Perry, seconded by Manion, to approve the extension of premise application for Foxx View Lanes. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

Anselmo Villarreal, agent and director for La Casa de Esperanza is requesting an extension of premise for June 9th and June 10th for Fiesta Waukesha to be held at the parking lot of their establishment. Aneslmo stated this year it will not be held at Frame Park and will held on their property. It will be much smaller than previous years. Event will go to 8pm on both days.

A motion was made by Rodriguez, seconded by Chairperson Johnson, to approve an extension of premise for La Casa de Esperanza for June 9th & June 10th for Fiesta Waukesha. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

Daniel Italiano, owner and agent of Magellan's appeared before the committee. He is asking for an extension of premise for Friday nights to coincide with FNL similar to last year. Staffing will be the same - 3 bouncers.

A motion was made by Perry, seconded by Manion, to approve Magellan's Extension of Premise to coincide with 2018 Friday Night Live dates. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

Agent and owner, Abel DeLoa appeared before the committee due to a failed compliance check in 2017. His waitress failed to check for I.D. Ald. Manion asked if the employee that committed the offense was still employed. Abel stated she was still employed. Ald. Manion asked what his policy is with regard to disciplining his employees. Abel stated that if she were to do that again she would be dismissed. They have trained their employees to ask for I.D. in all circumstances.

A motion was made by Rodriguez, seconded by Chairperson Johnson, to approve Margarita's Mexican Grill "Class B" Beer & Liquor License. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

Sandy Cianciolo, agent and owner of Mia's appeared before the committee. He is asking for an extension of premise to coincide with FNL. This will be the same as previous years.

A motion was made by Chairperson Johnson, seconded by Manion, to approve an Extension of Premise for Mia's to coincide with 2018 Friday Night Live. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

Owner and agent for The Salty Toad, Richard Jajtner appeared before the committee requesting an extension of premise to coincide with Friday Night Live. This will be the same footprint and set up as previous years.

A motion was made by Perry, seconded by Manion, to approve an Extension of Premise for Salty Toad to coincide with 2018 Friday Night Live. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

Michael Hoehnen, licensee for Sunset Bowl appeared before the committee due to a failed compliance check in 2017. He appeared with his bartender that sold to an underage person during the check; Hoehnen said he normally dismisses employees with such a violation, however, Tom is a good employee and he is still employed, however, not as a bartender right now. Hoehnen makes clear to his employees the importance of carding and welcomes the compliance checks.

A motion was made by Perry, seconded by Manion, to approve Sunset Bowl's "Class B" Beer & Liquor application. The motion carried by the following vote:

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

[ID#18-0680](#) Other Applications - May 7, 2018

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

Aye: 4 - Perry, Manion, Johnson and Rodriguez

Absent: 1 - Lemke

6. Communications

None

7. Adjournment

Adjourned at 6:46 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.