

CITY OF WAUWATOSA

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LEGISLATION, LICENSING & COMMUNICATIONS COMMITTEE

Tuesday, September 14, 2004
Committee Room #2

PRESENT: Aids. Grimm, Heins, Krill, Subotich, Treis – 5

EXCUSED: Ald. Sullivan

ALSO PRESENT: A. Kesner, City Atty.; B. Aldana, Asst. City Atty.; Chief B. Weber, Police

Ald. Treis as Chair called the meeting to order at 7:00 p.m.

Operator license for Bret A. Cebulla, N75 W23175 Ridgeview Circle, Sussex

The applicant failed to appear. The Chair determined that Mr. Cebulla should appear before the committee in two weeks.

Operator license for Heather Newman, 823 N. Second Street, Milwaukee

The applicant failed to appear. The Chair determined that Ms. Newman should appear before the committee in two weeks.

Operator license for Gail Mickelson, 26820 Lakeview Drive, Wind Lake

Chief Weber said the applicant had one conviction in 2002.

Moved by Ald. Grimm, seconded by Ald. Subotich to recommend approval of the operator license – 5

Operator license for Shanna Aldrich, 710 Arcadian Avenue, Waukesha

Chief Weber said the applicant had two convictions in 2001 and one conviction in 2002.

Ald. Heins expressed concern that one of the convictions was not listed on the Ms. Aldrich's application.

Ms. Aldrich said she was told at the time, that if she pleaded guilty the charges would be dropped. She didn't mean to omit the offense. She said her employer knows about the convictions.

Ald. Grimm said his concern was that the charges were five months apart.

Moved by Ald. Grimm, seconded by Ald. Krill to recommend approval of the operator license with a review in 6 months and revocation if there are any further offenses. Vote on the motion was Ayes: 2, Noes: 3 (Heins, Subotich, Treis)

Moved by Ald. Heins, seconded by Ald. Subotich to recommend denial of the operator license – 5

Operator license for Michelle Henne, W350 N6651 Norwegian Road, Oconomowoc

Ms. Henne said she made a terrible mistake when she committed her offense. She explained that she doesn't actually serve alcohol at her place of employment, but she oversees those who do.

Chief Weber said the applicant had one conviction. Ald. Heins expressed appreciation for Ms. Henne's explanation to the committee.

Moved by Ald. Heins, seconded by Ald. Grimm to recommend approval of the operator license – 5

Operator license for Tina Schrimpf, N95 W24993 Hwy Z, Colgate

Ms. Schrimpf said her omission on the application was due to her misunderstanding of the question.

Chief Weber said the applicant shows one conviction on her record. Ald. Heins said the nature of Ms. Schrimpf's convictions seem to show a level of disrespect for the law.

Moved by Ald. Grimm to recommend approval of the operator license --

Motion dies for lack of a second.

Moved by Ald. Heins, seconded by Ald. Subotich to recommend denial of the operator license. Vote on the motion was Ayes: 3, Noes: 2 (Grimm, Treis)

Operator license for Jacqueline Jenkins, 8037 W. Coldspring Road, Greenfield

Ms. Jenkins said her place of employment is a restaurant. There is no bar, but she supervises others serving alcohol at the counter.

Chief Weber noted that the applicant had one conviction.

Moved by Ald. Grimm, seconded by Ald. Heins to recommend approval of the operator license – 5

Operator license for Raymond Bisesi, 3332 S. Whitnall Avenue, Milwaukee

Mr. Bisesi was unable to attend the meeting. The Chair determined that Mr. Bisesi should appear before the committee in two weeks.

Operator license for Scott Starr, 17295 Oak Park Row, Brookfield

Chief Weber said the applicant had two convictions in 2000 and 2001.

Mr. Starr said he didn't disclose the convictions because they happened so long ago that he had forgotten about them. He has been hired for a job out of state and he is bartending in order to make some money before he leaves.

Moved by Ald. Subotich, seconded by Ald. Heins to recommend denial of the operator license --

Ald. Grimm noted that the applicant can continue working if he does so in the presence of another licensed bartender.

Vote on the motion was Ayes: 5

Operator license for Adam Rigg, 2030 N. Oakland Avenue, Milwaukee

Chief Weber said the applicant had one conviction on the record and one the applicant disclosed voluntarily that the police did not have on their records.

Committee members complimented the applicant on his honesty.

Moved by Ald. Krill, seconded by Ald. Heins to recommend approval of the operator license – 5

Fireworks User Permit for Wauwatosa West High School for home coming celebration to be held on October 1, 2004

Ald. Treis said Wauwatosa West High School is requesting a firework's user's permit for the Home Coming celebration to be held on October 1, 2004.

Moved by Ald. Grimm, seconded by Ald. Subotich to recommend approval of the firework's user's permit – 5

Liquor license extension for William Poull, The Club Tap for annual Oktoberfest celebration to be held on October 9 and 10, 2004

Mr. Poull said that during the Oktoberfest celebration there will be no outside music. The patio in front will be used, but only for the two day event. He said that the front of Club Tap has been used during their Oktoberfest celebration for the last 8 years. That use has no connection with the special use request for outdoor dining made by Lalli's Pizza.

Mr. Kesner said using the front patio for this event does not violate the prohibition on outdoor dining. This is a temporary extension for a particular purpose and a particular time. He said that Mr. Poull should submit a drawing of which outside areas will be used during the event to the City Clerk's office.

Marlyn Spear, 2335 N. 89th Street, said she had no problem with the temporary extension. She has seen the Oktoberfest event held in the past. She was very concerned that this issue would be used as a way for Mr. Poull to gain a permanent extension to use the front patio. She cited excessive drinking as a public nuisance during these events.

Neal Spear, 2335 N. 89th Street, said the sidewalk in front of The Club Tap becomes totally impassable during these events. The drinking on the patio does not reflect well on Wauwatosa.

Mr. Kesner said the public works department or the police department would address obstruction of the public right-of-way and stipulate the amount of sidewalk space that needs to be kept clear for pedestrians.

Moved by Ald. Heins, seconded by Ald. Krill to recommend approval of the liquor license extension for The Club Tap Oktoberfest celebration contingent upon: 1) hours of operation from noon to 6:00 p.m. Saturday and Sunday, October 9th and 10th, 2) no use of the outside patio after 6:00 p.m., and 3) the temporary extension will not affect the special use request for outdoor dining for Lalli's Pizza and The Club Tap – 5

The meeting adjourned at 8:04 p.m.

Carla A. Ledesma, City Clerk
City of Wauwatosa

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