

CITY OF WAUWATOSA

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LEGISLATION, LICENSING & COMMUNICATIONS COMMITTEE

Meeting - Tuesday, April 24, 2007

Committee Room #2

PRESENT: Alds. Becker, Birschel, Didier, Ewerdt, Hanson -5

ALSO PRESENT: A. Kesner, City Attorney; Capt. Weiss, Police

Ald. Becker in the Chair called the meeting to order at 7:20 p.m.

Request to extend liquor license for Hector's -A Mexican Restaurant

Mr. Kesner reported that Hector's has had two similar liquor license extensions in the past year. There have been no problems. This is a request for a Cinco de Mayo event from noon to 8 p.m. on May 5th. In response to a question from the committee, Mr. Messinger, owner of Hector's, said that the tent erected on the parking lot will have the opening facing south, away from the residential properties.

Moved by Ald. Birschel, seconded by Ald. Hanson to recommend approval -5

Operate license application by Elaine Klein

Ald. Birschel pointed out that Ms. Klein did not disclose her alcohol-related conviction on her application. Ms. Klein said she misunderstood the question on the application. Ald. Didier pointed out the committee has the policy of denying any applicant who did not make a full disclosure on their application.

Mr. Kesner told the committee they are not required to deny an application without disclosure. Sometimes the committee has approved an application with a six month review, depending on length of time since the violation and the severity of the offense.

Moved by Ald. Ewerdt, seconded by Ald. Didier to recommend approval with a six month review -5

Operator license application by Brandon Anstett

Mr. Anstett was not in attendance.

Moved by Ald. Didier, seconded by Ald. Birschel to hold the item for two weeks -5

Mr. Anstett subsequently appeared at the meeting.

Ald. Didier rescinded her motion to hold, Ald. Birschel rescinded his second.

The Chair reviewed Mr. Anstett's record and stated that none of the violations were listed on the application. Mr. Anstett acknowledge the conviction in Hales corners, but said he was never arrested in Mequon. Mr. Kesner pointed out that the term "arrested" did not necessarily being led away in handcuffs, but is simply a term meaning cited for a violation. Mr. Anstett did receive a citation in Mequon. Mr. Anstett said he did not list the pending charge in New Berlin because he misunderstood what "pending" meant.

Moved by Ald. Birschel, seconded by Ald. Ewerdt to recommend denial -5

Operator license application by Adam Podkomorski

Mr. Podkomorski did not appear.

Moved by Ald. Didier, seconded by Ald. Hanson to hold this item for two weeks -5

Operator license application by Jennifer Vanek

The Chair read Ms. Vanek's record and pointed out that none of the convictions were listed on Ms. Vanek's application.

Ms. Vanek admitted she had a troubled past, but she is turning her life around and has attended classes from her latest DUI conviction. She said she is trying to move forward with her life and put everything bad behind her.

Mr. Kesner pointed out to the committee that when making a recommendation to Council they should balance the factors of: 1) whether an applicant has made a full disclosure; 2) the past history of the offenses and whether they are related to the serving of alcohol; and 3) remoteness in time of the offenses by giving lesser weight to offenses and are further in the past. This gives an applicant the opportunity to change their life.

Ald. Didier pointed out that the applicant had two opportunities to be honest and fully disclose past convictions and failed to do so at both opportunities.

Moved by Ald. Ewerdt, seconded by Ald. Didier to recommend denial due to the non-disclosure and the multiple convictions -5

Operator license application by Elena Syrrakos

Ms. Syrrakos said she disclosed her conviction on her application. Since her convictions she has turned her life around and has not been in trouble for quite some time. She pointed out her employer very strictly adheres to a three drink limit for customers and in checking identification.

Moved by Ald. Ewerdt, seconded by Ald. Hanson to recommend approval -5

Newsletter review

The committee reviewed the Summer, 2007 issue of the city newsletter.
There were no license applications forwarded for review.

The meeting adjourned at 7:56 p.m.

Carla A. Ledesma, City Clerk
Wauwatosa, Wisconsin