



CITY OF WAUWATOSA

MEMORIAL CIVIC CENTER
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LEGISLATION, LICENSING & COMMUNICATIONS COMMITTEE

Meeting - Tuesday, April 14, 2009

Committee Room #2 – 7:20 PM

PRESENT: Alds. Birschel, Dennik, Herzog, Nikceвич - 4

ALSO PRESENT: B. Weber, Chief of Police; Dr. N. Kreuser, Health Officer

EXCUSED: Ald. Organ; Ald. Hanson

Ald. Birschel as chair called the meeting to order at 7:20 PM

Operator License application by Michelle M. Aldana, 2420 S. Wentworth Avenue, Milwaukee for the period ending June 30, 2009

Ms. Aldana was present. Chief Weber had nothing to add. The applicant did disclose all information. Ms. Aldana completed the rehabilitation program through the state. The pending issue on her police report has been resolved. Ald. Herzog questioned Ms. Aldana about the details of the police report and was satisfied with her responses.

Moved by Ald. Herzog, seconded by Ald. Dennik to recommend approval of
Operator License application - 4

Operator License application by Aprille A. Spoor, 4889 Terry Avenue, Brown Deer for the period ending June 30, 2009

The applicant was not present. The committee agreed to hold this item until the next LLC meeting.

Operator License application by Eric J. Truss, 1433 S. 86th Street, West Allis for the period ending June 30, 2009

Mr. Truss was present. He was given opportunity to explain the findings of the police report. Ald. Herzog asked Mr. Truss why he didn't disclose all of the information on both applications. Mr. Truss stated that he was told by someone in another municipality's police department that nothing was on his record so he didn't need to disclose it. Ald. Herzog read the wording on the application in reference to fines, citations, crimes and explained to Mr. Truss that he should have understood what was expected of him regarding disclosing his offenses. Chief Weber said that he didn't have any additional concerns; just that Mr. Truss hadn't disclosed everything. Mr. Truss also verified that all fines have been paid.

Moved by Ald. Herzog, seconded by Ald. Nikceвич to recommend approval
of operator license with a review at the time of renewal -4

Request for reconsideration of Operator License application by Gerald M. Pfeifer, 2000 W. National Avenue, Milwaukee, for the period ending June 30, 2009

Mr. Pfeifer was present. Mr. Pfeifer explained that he went to Waukesha to investigate the unpaid fine that had been revealed on his original police report. The ticket had been sent to the wrong address and therefore Mr. Pfeifer wasn't aware of this ticket. Chief Weber had nothing additional to add. Ald. Nikcevich suggested that this request for reconsideration may be premature based on the court date that Mr. Pfeifer was scheduled to appear at on April 15, 2009. Ald. Herzog stated that he would not recommend approval because Mr. Pfeifer's police record and attitude had not changed since the original recommendation to deny. Ald. Dennik asked if this request could be held until all the outstanding issues are resolved.

Moved by Ald. Nikcevich, seconded by Ald. Dennik to hold this request for two weeks until these issues are resolved.

Ald. Herzog reminded the committee that Mr. Pfeifer's police record is still the same and he is still argumentative and disputing the findings of the Wauwatosa Police Dept. Ald. Herzog also stated that Mr. Pfeifer doesn't understand the licensing process and should not be granted an operator license.

Vote on motion, 2 Ayes; 2 Noes (Herzog, Birschel)

Moved by Ald. Herzog to deny request for reconsideration.

Motion fails for lack of a second.

The committee agreed to forward this item to council with no recommendation.

Proposed amendments to Chapters 8 and 9 of the city code

Dr. Kreuser briefly explained the purpose for this amendment was to update the language to remain current as the state statutes change as well as update some of the administrative codes. Assistant Attorney Miller Carter did a legal review and presented these updates to the Board of Health.

Moved by Ald. Dennik, seconded by Ald. Nikcevich to recommend adoption of Chapter 8 of the city code -4

Moved by Ald. Nikcevich, seconded by Ald. Dennik to recommend adoption of Chapter 9 of the city code -4

Proposed recommended balloting process for use by aldermanic selection committees

Ald. Nikcevich explained the proposed process of the aldermanic selection committee voting process. Ald. Nikcevich felt that it would behoove the city to have a clear cut process as there has not been anything in the past 30 years designating any precise procedure. Ald. Krol feels that voting process should be similar to the process used in selecting the aldermanic representative to Plan Commission: single vote, not a first and second choice, with continuing rounds until a top winner is chosen.

Ald. Birschel suggested that the above process depends on the number of applicants. A possible formula could be if there are eight applicants choose three; if five applicants, choose two; if three applicants, choose one.

Ald. Herzog said the whole idea is to discuss the process to be used as a group and the chair of the committee has to be able to decide how to proceed by the number of applicants. Ald. Herzog felt that it should not be changed. It should be left to the chair. The City Clerk would control the voting process by tallying votes and determining what the next process would be based on the results.

Ald. Nikcevich voiced support for considering a recommendation to use a formula as suggested by Ald. Birschel with no distinction between first and second choices. She again urged adoption of a clearly defined process.

Ald. Herzog strongly opposed and reiterated it should be left up to the chair to make the choice.

Moved by Ald. Nikcevich to recommend a clearly defined voting process for aldermanic selection committee, motion failed for lack of a second

Moved by Ald. Herzog to place in file, second by Ald. Dennik
– 3 Ayes; 1 No (Nikcevich)

No License Applications forwarded for review

The meeting adjourned at 8:15 PM

jp

Carla A. Ledesma, City Clerk
Wauwatosa, Wisconsin