



**CITY OF WAUWATOSA**  
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**LEGISLATION, LICENSING & COMMUNICATIONS COMMITTEE**

Tuesday September 4, 2012  
Committee Room #2 – 6:00 p.m.

**PRESENT:** Aids. Birschel, Donegan, Dubinski, Ewerdt, Tilleson (6:12p.m.), Walz-  
Chojnacki – 6

**ALSO PRESENT:** A. Kesner, City Attorney; B. Weber, Police Chief

**ABSENT:** Ald. Tilleson

Ald. Donegan as Chair called the meeting to order at 6:00 p.m.

Request of Class “B” Beer/ “Class B” Liquor License extension by West End Wine LLC d/b/a Vino 100, 1442 Underwood Avenue, Dennis Kramer, agent on Friday and Saturday, September 7<sup>th</sup> and 8<sup>th</sup> during Tosa Fest

Dennis Kramer was not present at the meeting.

Mr. Kesner stated to the committee that Vino 100 has participated in this event for approximately five years without incident.

Moved by Ald. Walz-Chojnacki, seconded by Ald. Birschel  
to recommend approval of the Liquor License extension - 5

Held from previous meeting, Operator License application by Andrea K. Luke 6044 N. 36<sup>th</sup> Street, Milwaukee, for the period ending June 30, 2013

Ms. Luke was not present.

Moved by Ald. Birschel, seconded by Ald. Walz-Chojnacki  
to recommend denial of the Operator License application – 6

Ms. Luke arrived at 6:27 p.m. due to miscommunication regarding the time of the meeting.

Ald. Donegan asked the committee if they agreed to reconvene. The membership became five (Walz-Chojnacki excused 6:30 p.m.).

The committee reconvened at 6:30 p.m.

Ald. Birschel opened up by reading the bullet points on the application that state failing to list all violations, providing inaccurate information or omitting information may be grounds for denial. He explained to the applicant that this is a very important point of interest to the committee when considering an applicant.

Ms. Luke explained that she didn't intend to try and hide anything because she was fully aware of the police department doing a background check. As the committee listened to her explanation and continued reviewing her application, based on her answers, they were uncomfortable with her sense of responsibility.

Moved by Ald. Ewerdt, seconded by Ald. Birschel to recommend denial of the Operator License application

Further discussion ensued. Ald. Tilleson felt that approval with a six month review would be appropriate.

Ald. Ewerdt stated that he was concerned that the applicant's explanation for disclosure on her application was not satisfactory and did not show a serious sense of responsibility regarding the entire matter.

Friendly amendment made by Ald. Tilleson, seconded by Ald. Donegan to recommend approval with a six month review.

Vote on the amended motion – Ayes: 2; Noes: 3 (Birschel, Dubinski, Ewerdt)  
Motion fails.

Moved by Ald. Ewerdt, seconded by Ald. Birschel to recommend denial of the Operator License application –  
Vote on original motion to deny – Ayes: 3; Noes: 2 (Donegan, Tilleson)

Held from previous meeting. Operator License application by Ava J. Azinger, W201N16668 Hemlock Street #12, Jackson, for the period ending June 30, 2013

Ms. Azinger was present. Ald. Donegan requested comments from the committee.

Ms. Azinger shared the circumstances of the police report findings. Her explanation was emotional and the committee was respectful of the personal nature. Ms. Azinger was very honest and forthright in disclosing everything on her application. She supplied the committee with all of her paperwork from the courts and probation officer.

Moved by Ald. Ewerdt, seconded by Ald. Tilleson to recommend approval of the Operator License application -6

Operator License application by Christopher C. Cummings, 5449 Town Hall Road, Delavan for the period ending June 30, 2013

Mr. Cummings was not present initially. The committee agreed to hold this item until the next scheduled meeting. Mr. Cummings arrived at 6:14 p.m.

Ald. Ewerdt mentioned that Mr. Cummings did disclose the findings on the police report, but he was concerned about a pattern to Mr. Cummings behaviors.

Mr. Cummings explained in detail the four step behavioral program that he is currently working through and the program is coupled with the probation department. He will have completed the program at the end of 2012.

Ald. Dubinski asked Mr. Cummings for his probation officer's name and phone number for the record and the applicant complied.

Moved by Ald. Birschel, seconded by Ald. Ewerdt  
to recommend approval of the Operator License  
application with a six month review -6

Review of 2012 Fall Newsletter

The committee reviewed the 2012 fall newsletter and made suggestions and revisions.

No License applications forwarded for review

The meeting adjourned at 6:57p.m.

Carla A. Ledesma, City Clerk  
City of Wauwatosa

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