



CITY OF WAUWATOSA

LEGISLATION, LICENSING & COMMUNICATIONS COMMITTEE

MINUTES • DECEMBER 9, 2014

Regular Meeting

Committee Room #1

6:00 PM

7725 West North Avenue, Wauwatosa, WI 53213

LLC COMMITTEE ITEMS

| Attendee Name | Title | Status | Arrived |
|------------------------|---------------------|---------|---------|
| Craig Wilson | Alderman | Present | |
| Jeffrey Roznowski | Alderman | Present | |
| Gregory Walz-Chojnacki | Alderman | Present | |
| Matthew Stippich | Alderman | Present | |
| Jason Kofroth | Alderman | Present | |
| Michael Walsh | Alderman | Excused | |
| Alan Kesner | City Attorney | Present | |
| Barry Weber | Police Chief | Present | |
| Eileen Miller-Carter | Asst. City Attorney | Present | |
| James Archambo | City Administrator | Present | |
| George Schimmel | Attorney | Present | |
| John German | Defense Attorney | Present | |
| Alec Messnick | Defendant | Present | |

- Hearing to consider the non-renewal of the Precious Metal and Gem Dealer License for the Gold Emporium, 7024 W. North Avenue

Ald. Wilson opened the meeting and turned it over to Ms. Miller Carter. She reviewed for the committee the notice of revocation for the existing license and the notice of non-renewal for the 2015 licensing year.

Mr. Schimmel stated the specific dates and the details of the offenses to create a clear scenario of Mr. Messnick's current legal status. All of the offenses were based on the violations of City Code 6.53.060 Sections A,C,D; 6.55.060 (E) and 6.55.020 (F); (A).

Mr. John German asked Mr. Messnick several questions regarding the incidents in question in defense of Mr. Messnick's actions and decisions.

Mr. Schimmel asked Mr. Messnick if the Judge explained each of the violations clearly to him and verified that he pleaded guilty to each of them. He responded yes.

Mr. Schimmel stated that Mr. Messnick's criminal convictions, ordinance violations and business practices demonstrate a pattern of noncompliance and disregard for the law and lack of moral character to continue to operate this business in the City of Wauwatosa. Mr. Messnick is no longer eligible for a new license based on sec. 6.53.050(B).

Ald. Wilson asked if there were any comments from the committee or the audience. Chief Weber commented that in the investigation of Mr. Messnick's business practices it was found that he consistently violated the requirements of City Code 6.53.060. He also stated that the Wauwatosa Police Department will object to Mr. Messnick doing any business of this type in the city.

Ald. Wilson asked the committee if they preferred to deliberate openly or go into closed session.

Moved by Ald. Wilson, seconded by Ald. Walz-Chojnacki to go into closed session -5

The hearing reconvened at 7:09 pm and the unanimous decision by the LLC committee was to recommend the revocation of Mr. Messnick’s current Precious Metal and Gem Dealer license and the non-renewal of that said license.

This recommendation will go to the Common Council on Tuesday, December 16, 2014.

2. Continued discussion of the Common Council Committee Structure

Ald. Wilson opened up this item to the committee for a motion to hold due to the lack of time.

Moved by Ald. Wilson, seconded by Ald. Stippich to hold until January -5

Meeting adjourned at 7:11 pm.

| | | |
|----------------|---|--------------------------------|
| RESULT: | HELD | Next: 1/13/2015 6:00 PM |
| TO: | Legislation, Licensing & Communications Committee | |

Carla A. Ledesma, CMC, City Clerk