



City of Racine

City Hall
730 Washington Ave.
Racine, WI 53403
www.cityofracine.org

Meeting Minutes - Final Public Safety and Licensing Committee

*Chairman Aron Wisneski, Alderman David Maack, Alderman
Jim Kaplan, Alderman Robert Mozol, Alderman Sandy
Weidner*

Monday, March 22, 2010

5:00 PM

City Hall, Room 205

Call To Order

PRESENT: 5 - Alderman Wisneski, Jim Kaplan, Robert Mozol, David L. Maack and Sandy Weidner

Approval of Minutes for the March 8, 2010 Meeting.

Minutes of the previous meeting were approved as printed on motion of Alderman Maack.

10-4841

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Butterfield, Rudie, & Seitz Architects, Inc. to prepare plans and specifications for a restroom facility at Horlick Athletic Field.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That the Director of Parks, Recreation & Cultural Services be authorized to enter in an agreement with Butterfield, Rudie, & Seitz Architects, Inc. to prepare plans and specifications for a restroom facility at Horlick Athletic Field.

Fiscal Note: Funds are available in account 990.700.5030, Parks Facility Upgrades, 10 year plan.

Donnie Snow appeared and informed committee members that they are required to install additional restrooms to meet the state guidelines for the number of people who are present at this location at one event. There is a requirement for every 1000 people. He is requesting approval of the plans and specifications.

Recommended For Approval

10-4842

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for design of Washington Park Golf Course Storm Water Lift Station by Earth Tech, Inc.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That final payment for design of Washington Park Golf Course Storm Water Lift Station by Earth Tech, Inc. be approved.

Fiscal Note: Funds are available in account 107.000.5750,

Washington Lift Station.

Donnie Snow appeared and informed committee members the work had been completed and he requested final payment be made.

Recommended For Approval

[10-4843](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for preparing a survey to replace three greens and one tee at Johnson Park Golf Course by Nielsen Madsen & Barber, S.C.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That final payment for preparing a survey to replace three greens and one tee at Johnson Park Golf Course by Nielsen Madsen & Barber, S.C. be approved.

Fiscal Note: Funds are available in account 107.000.5750, Johnson Greens & Tees.

Donnie Snow appeared and informed committee members the work had been completed and he requested final payment be made.

Recommended For Approval

[10-4851](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with J & D Enterprises to provide canteen concession services at 5th Street Boat Launch.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That the Director of Parks, Recreation & Cultural Services be authorized to enter into an agreement with J & D Enterprises to provide canteen concession services at 5th Street Boat Launch.

Fiscal Note: N/A

Donnie Snow appeared and informed committee members that he requested to enter into an agreement with J&D Enterprises. He stated there would be no monetary contribution returned to the City, but they would oversee and maintain the upkeep of the restrooms, they agreed to pick up trash in the area as well as monitor the fish cleaning station and alert City staff of problems. He stated the Kiosk would generate more revenue.

Recommended For Approval

[10-4874](#)

Subject: (Direct Referral) Request of the Public Safety and Licensing Committee for the appearance of Catherine Kett, agent for Evelyn's Club, 331 Main Street due to the incident on 2-28-2010 at their establishment.

Recommendation of the Public Safety & Licensing Committee on

3-22-10: Committee members reminded the agent of the statues and policies that need to be followed by the employees of her establishment and that the item be received and filed.

Fiscal Note: N/A

Catherine Kett appeared and informed committee members she arrived at the establishment after the paramedic. She stated she did speak with several individuals about their behavior that night and she would address some concerns with her bouncer. She stated her bartender informed her the individual did not have much to drink at their establishment and did not look to be intoxicated. Committee members asked 3 things: please discuss importance of monitoring intoxication with staff, impress importance of no drinks leaving establishment with door staff, and remind bartending staff to NOT prop front door open when music is playing. Sgt. Weitzel informed committee members that the staff at the emergency room found no medical problems with the individual they only stated the individual was very intoxicated.

Received and Filed

[10-4804](#)

Subject: Communication from the 1st District Alderman requesting to rescind Resolution 10-1828 of January 19, 2010 and to establish a policy which does rebate \$9,500.00 of the reserve "Class B" liquor license fee if a regular "Class B" license becomes available within 364 days of the issuance of the reserve "Class B" license.

Recommendation of the Public Safety & Licensing Committee on

3-8-10: That the item be deferred until the Alderman of the 1st District can appear before committee members to speak on the item.

Recommendation of the Public Safety & Licensing Committee on

3-22-10: That the item be received and filed.

Roll call vote: AYES: WISNESKI, MAACK AND WEIDNER
NOES: KAPLAN AND MOZOL

Fiscal Note: N/A

Alderman Jeff Coe spoke and stated he only was requesting fairness be giving to businesses in these tough economic times and he was hoping the rebate could be re-instated with a time limit placed on it. He stated the date would begin when the common council granted the license to the business.

Alderman Holding spoke against the matter citing logistical concerns.

Alderman Kaplan stated he would like to see the time begin with the date the application is submitted and paid for.

A motion was madethat this be Recommended to be Received and Filed. The motion PASSED by the following vote:

AYES: 3 - Alderman Wisneski, David L. Maack and Sandy Weidner

NOES: 2 - Jim Kaplan and Robert Mozol

[07-1098](#)

Subject: (Direct Referral) communication from the City Attorney requesting authorization to represent police officers in the lawsuit filed in US District Court for the Eastern District of Wisconsin as Case # 09-CV-0909, Kenny Simmons v. David Boldus.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That the City Attorney's request to represent police officers in the lawsuit filed in US District Court for the Eastern District of Wisconsin as Case # 09-CV-0909, Kenny Simmons v. David Boldus be approved.

Fiscal Note:

Attorney Weber informed committee members that the plaintiff has file 4 lawsuits against the City. He stated the plaintiff is serving a 10 year sentence. He informed the committee members that he requested the officer involved in this case is now retired, but felt the City should represent the office as the incident occurred during his tenure with the City.

Recommended For Approval

[10-4834](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report of bids received on the sale of abandoned vehicles 03-05-2010.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That the item be received and filed.

Fiscal Note: This will generate \$11,010.01 in revenue.

Recommended to be Received and Filed

[10-4873](#)

Subject: Licensed Premise Report and DRC Reports

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That the reports be received and filed.

Fiscal Note: N/A

Alderman Maack requested that the status on the incident for Park 6 on 3-6-2010 be changed to "unfounded". Sgt. Payne informed committee members he had sent a letter to the victim and as of this date has not received a response. He stated if he had not heard anything from the victim by the end of this week, that the incident be changed as he would not have a case if there is no victim.

Received and Filed

[10-4877](#)

Subject: (Direct Referral) Operator's (Bartenders) License for 03/22/2010.

Recommendation of the Public Safety & Licensing Committee on 3-22-10: That the Operator's (Bartenders) License for 03/22/2010 be granted.

Fiscal Note: N/A

Granted

Alderman Maack was excused at 6:35p.m.

[10-4893](#)

Subject:(Direct Referral)) "Discussion of enforcement of side agreements and ordinance Article II, Sec. 6-59"

Recommendation of the Public Safety & Licensing Committee on 3-22-10:

Regarding discussion of side agreements, Alderman Mozol stated that a lot of time and effort is put into preparing these side agreements, but we don't take time to enforce these when there are violations. After a brief discussion, it was determined that the City Clerk's Office will follow-up on agreement requirements to make sure they are complete and update committee members. The Clerk's office will work with the necessary departments; (police, fire, building and health) to make sure all businesses are in compliance.

Regarding Sec. 6-59 - Conditional License, it was determined that a letter be sent to the three establishments in question (Envi, Grumpy's and Gerald's) and request they appear at the next meeting to update the committee on their progress.

Received and Filed

PUBLIC COMMENT

No one appeared.

Adjournment

The meeting was adjourned at 6:55p.m..