



# City of Racine

## Meeting Agenda - Final

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

### Public Safety and Licensing Committee

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Monday, March 12, 2007

5:00 PM

City Hall, Room 205

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#### Call To Order

#### Approval of Minutes for the February 26, 2007 Meeting.

#### Public Comments

1. [07-0263](#) **Subject: (Direct Referral)** Final payment on contract 27-05 (K5-034), Monument Square Site and Landscape Improvement.
2. [07-0236](#) **Subject:** Communication from Chief of Police Wahlen, requesting to waive formal bidding for the purchase of an interactive "Smart Board" for the Racine Police Department; further requesting that the Purchasing Agent be authorized and directed to negotiate with Smart Technologies for this purchase.

**Staff Recommendation to the Finance & Personnel Committee on 3-12-07:** That the Purchasing Agent be authorized and directed to negotiate with Smart Technologies for the purchase of an interactive "Smart Board" for the Racine Police Department and that formal bidding be waived.

**Fiscal Note:** Funding for this project is estimated at \$9,999 and is available in Account 211.00.5950.

3. [07-0254](#) **Subject:** A communication from the Fire Chief requesting permission to accept the donation of stock certificates to be used in the purchase of four Thermo Imaging Cameras for the Racine Fire Department. It is also requested that the Finance Director be authorized to set up the necessary accounts to facilitate this donation.

**Staff Recommendation to the Finance & Personnel Committee on 3-12-07:** Permission be granted to the Fire Chief to accept a donation of stock certificates from Mr. Charles Johnson, which are valued at approximately \$35,000.00. And, that the Finance Director be authorized to set up the necessary accounts to facilitate this donation.

**Fiscal Note:** NA

4. [07-0241](#) **Subject:** Communication from the 7th & 9th District Alderman requesting to discuss concerns regarding the expired City contract with P.A.M., the firm which handles parking ticket collections.

**Staff Recommendation to the Finance & Personnel Committee on 3-12-07:** Permission granted to discuss concerns regarding the expired City contract with P.A.M., the firm which handles parking ticket collections.

**Fiscal Note:** NA

5. [07-0142](#) **Subject: (New)** Application of Douglas Petro, LLC., Surinder Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License, Gasoline Station Owner's and Manager's License for 3357 Douglas Avenue. (7th District)

**Recommendation of the Public Safety & Licensing Committee of 02-26-07:** That the Gasoline Station Owner's and Manager's License be granted, and the Class "A" Retail Fermented Malt Beverage License application be deferred until the March 12, 2007 meeting.

**Fiscal Note:** N/A

6. [07-0074](#) **Subject: (New)** Application of Magic Dollar Plus LLC., Hussein Asad, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1007 Washington Avenue. (1st District)

**Recommendation of the Public Safety & Licensing Committee of 02-12-07:** That the item be deferred until the February 26, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of 02-26-07:** That the license be granted.

**Fiscal Note:** N/A

7. [07-0253](#) **Subject: (Change of Agent)** Application of J & A, LLC (Bar 44), Kenneth R. Meyer, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1300 N. Main Street. (4th District)

8. [07-0175](#) **Subject: (Direct Referral)** Application of Cruz Castro for a Public

Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of**

**02-26-07:** That the Public Passenger Driver's License be denied.

**Fiscal Note:** N/A

9. [07-0188](#) **Subject:** Request of the Committee for the appearance of Nine, Inc. (Benny's On Sixth), Benjamin Nelson, Agent, for 213 Sixth Street, who had a clerk that sold alcohol to an underage volunteer on December 23, 2006.

**Recommendation of the Public Safety & Licensing Committee of**

**02-26-07:** That the item be deferred until the March 12, 2007 meeting.

**Further Recommend:** The appearance of Nine, Inc. (Benny's On Sixth), Benjamin Nelson, Agent, for 213 Sixth Street, for incidents that also appeared on the January 1, 2007-February 17, 2007 Licensed Premise Report.

**Fiscal Note:** N/A

10. [07-0291](#) **Subject:** Request of the Committee for the appearance of Rosie's, Rosie H. Carothers, Agent, for 1333 Douglas Avenue for incidents that appeared on the January 1, 2007-February 17, 2007 Licensed Premise Report.

11. [07-0292](#) **Subject:** Request of the Committee for the appearance of the American Legion Post 546, James Price, Agent, for 1234 Douglas Avenue, for an incident that appeared on the January 1, 2007-February 17, 2007 Licensed Premise Report.

12. [07-0293](#) **Subject:** Request of the Committee for the appearance of the Blue Rock Lounge & Eatery, Mark R. Thomas, Agent, 306 Sixth Street, for incidents that appeared on the January 1, 2007-February 17, 2007 Licensed Premise Report.

13. [07-0095](#) **Subject:** Ordinance No. 1-07

To repeal and recreate Article XXV. Pawnbrokers and Secondhand Dealers, to create Secs. 22-900 - 22-919, Pawnbroker Licenses, and amend Sec. 114-468, Conditional Uses, of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That Ordinance No. 1-07 be adopted.

**Recommendation of City Plan Commission on January 31, 2007:**

That Parts 1, 2, and 4 of Ord. 01-07 be adopted. (07-0125)

Further that Part 3 be deleted from Ord. 01-07.

**Recommendation of the Public Safety & Licensing Committee of**

**02-12-07:** That the ordinance be deferred until the February 26, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of**

**02-26-07:** That the City Attorney recreate the Ordinance to include Pawnbrokers and Secondhand Dealers, and resubmit to Committee for discussion.

**Fiscal Note:** N/A

14. **Ord.02-07**

Ordinance No. 2-07

To repeal and recreate Sec. 66-566 of the Municipal Code of the City of Racine, Wisconsin relating to Offenses - Issuance of Worthless Checks - Prohibition.

The Common Council of the City of Racine do ordain as follows:

Part 1:

Sec. 66-566 of the Municipal Code of the City of Racine is hereby repealed and recreated to read as follows:

"Sec. 66-566. Prohibitions.

It shall be unlawful for anyone to issue a check or other order for the payment of money that, at the time of issuance, the person intends shall not be paid."

Part 2:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

\_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_

City Clerk

Fiscal Note: N/A

**Recommendation of the Finance & Personnel Committee on**

**2-12-07:** Refer to Public Safety and Licensing Committee as this is a law enforcement issue as opposed to a municipal finance issue.

**Recommendation of the Finance & Personnel Committee on**

**02-26-07:** The action taken of deferred on 02-12-07 meeting did not allow the item to Council. The recommendation remains the same to refer to Public Safety and Licensing Committee with the action changed to recommended for further consideration.

**Fiscal Note:** N/A

**Sponsors:** Gregory Holding

15. [Ord.05-07](#) ORDINANCE NO. 5-07

To amend Secs. 6-9, 6-131, repeal and recreate Sec. 6-132, create Sec. 6-134 and amend Sec. 6-136 of the Municipal Code of the City of Racine, Wisconsin relating to Operator's - Provisional Operator's licenses.

The Common Council of the City of Racine do ordain as follows:

Part 1:

Sec. 6-9 of the Municipal Code of the City of Racine is hereby amended by adding in the second line after the word "licenses" the phrase, "or provisional operator's licenses," ...

Part 2:

Sec. 6-131 of the Municipal Code of the City of Racine is hereby amended by changing the title to read: "**Operator's or provisional operator's license required.**" and by adding the words "or provisional operator's license" in two places in the third sentence after the words "operator's license".

Part 3:

Sec. 6-132 of the Municipal Code of the City of Racine is hereby created to read as follows:

**"Sec. 6-132. Sales authorized; fee.**

(a) *Operator's license.* An operator's license shall authorize the holder to serve or purvey those alcohol beverages for which sale is authorized at the premises where the operator is employed. The licenses shall expire on the second June 30 following issuance. The fee for an operator's license will be prorated as follows:

12-24 months	\$75.00
9-12 months	\$40.00

3 months or less \$75.00 for the next licensing period and the three months would not be charged.

(b) *Provisional operator's license.*

(1) A provisional operator's license may be issued by the city clerk to a person who has applied for an operator's license, who meets all the requirements for receiving such license and whose operator's license application has been approved by the public safety and licensing committee, except that the applicant has not successfully completed a responsible beverage server training course. The license shall expire 60 days after its issuance, upon denial of the license or when an operator's license is issued to the holder, whichever is sooner.

(2) The city clerk shall issue a provisional operator's license to a person who, at the time of application for an operator's license, files a certified copy of a valid operator's license issued by another Wisconsin municipality. The provisional license shall expire the sooner of 60 days after its issuance, upon issuance of an operator's license, or upon expiration of the operator's license issued by the other municipality.

(3) A provisional license may be revoked by the city clerk if the city clerk discovers that the holder of the license made a false statement on the application or, if the provisional license is issued under (2) above, the city clerk determines that the operator's license issued by the other municipality and filed under (2) is not valid.

(4) The fee for a provisional operator's license shall be \$25.00."

Part 4:

Sec. 6-134 of the Municipal Code of the City of Racine is hereby created to read as follows:

**"Sec. 6-134. Qualifications for provisional operator's license.**

(a) A provisional operator's license shall not be issued unless the applicant provides proof that he is enrolled in a beverage server training course. If the applicant fails to successfully complete the beverage server training course, the provisional operator's license shall be revoked. A provisional operator's license shall not be issued to a person whose application for an operator's license has been denied.

(b) If the applicant is denied a provisional operator's license, the \$25.00 license fee shall be refunded.

(c) The licensee shall carry the provisional operator's license on his person at all times during which the licensee is providing services under the provisional operator's license."

Part 5:

Sec. 6-136 of the Municipal Code of the City of Racine is hereby amended by adding the phrase "or provisional operator's license" after the phrase "operator's license" in the first sentence.

Part 6:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council

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Approved: \_\_\_\_\_

\_\_\_\_\_

Mayor

Attest:

\_\_\_\_\_

City Clerk

Fiscal Note: N/A

Sponsors: David L. Maack

16. [07-0275](#) **Subject: (Direct Referral)** Communicaton from the Purchasing Agent submitting the monthly report for the sale of Abandoned Vehicles, March 5, 2007.
17. [07-0290](#) **Subject: (Direct Referral)** Applications for Operator's (Bartender's) Licenses.

**Miscellaneous Business**

**If you are disabled and have accessibility needs or need information interpreted for you, please contact the City Clerk's Office at 636-9171, at least 48 hours prior to this meeting.**