



City of Racine

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

Meeting Minutes - Final Public Safety and Licensing Committee

*Chairman Gregory Holding
Vice Chairman James Morgenroth
Melissa Kaprelian-Becker
Krystyna Sarrazin
Henry Perez*

Tuesday, March 11, 2014

5:30 PM

City Hall, Room 106

Call To Order

Alderman Holding called the meeting to order at 5:30 p.m..

PRESENT: 4 - Gregory Holding, James Morgenroth, Melissa Kaprelian-Becker and Henry Perez

EXCUSED: 1 - Krystyna Sarrazin

Approval of Minutes for the February 25, 2014 Meeting.

Minutes of the previous meeting were approved as printed on motion of Alderman Kaprelian-Becker, seconded by Alderman Morgenroth.

14-9846

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting formal bidding be waived and the purchasing agent be authorized to negotiate with Reindeers as the sole source for the purchase of a Toro 5910 Mower.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That formal bidding be waived and the purchasing agent be authorized to negotiate with Reindeers as the sole source for the purchase of a Toro 5910 Mower be approved.

Fiscal Note: N/A

Tom Molbeck was present to discuss formal bidding being waived, and the purchasing agent be authorized to negotiate with Reindeers as the sole source for the purchase of a Toro 5910 mower. Mr. Molbeck explained Reindeers is the only source for the Toro 5910 mower in the SE region. The manufacturer authorizes only certain dealers to sell large equipment such as the Toro 5910 mower, and Reindeers is the authorized dealer in our area. Alderman Morgenroth moved to approve, Alderman Perez seconded the motion. Motion carried on a voice vote.

Recommended For Approval

14-9847

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting formal bidding be waived and authorization to negotiate with Ramaker & Associates as the sole

source for the purchase of specialized cemetery software upgrade.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That formal bidding be waived and authorization to negotiate with Ramaker & Associates as the sole source for the purchase of specialized cemetery software upgrade be approved.

Fiscal Note: N/A

Tom Molbeck was present to discuss formal bidding be waived and authorization to negotiate with Ramaker & Associates as the sole source for the purchase of specialized cemetery software upgrade. Mr. Molbeck explained the package would work with both cemeteries, would have yearly support system, including two in person visits, and service calls at any time. It would also allow outside web access for local funeral homes. Mr. Molbeck mentioned he's worked with Ramaker & Associates for the past 10 years, and all of the old cards have been scanned and are now in the system. Alderman Morgenroth moved to approve, Alderman Kaprelian-Becker seconded the motion. Motion carried on a voice vote.

Recommended For Approval

[14-9850](#)

Subject: Communication from the Alderman of the 4th District requesting the addition of a Community Service Officer to help curtail the abundant alternate-side and school zone parking violations.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That the item be deferred.

Fiscal Note: N/A

Alderman Weidner was present to discuss the addition of a Community Service Officer (CSO) to help curtail the abundant alternate-side and school zone parking violations. Alderman Weidner feels it may be premature to hire another CSO, as four CSO's were recently hired for parking enforcement. The Alderman of the 4th District was not present to discuss the communication. Alderman Kaprelian-Becker moved to defer this item, Alderman Perez seconded the motion. Motion carried on a voice vote.

Deferred

[14-9865](#)

Subject: (New) Application of K&D AFH, LLC Lavanda Perkins, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1333 Douglas Ave. (4th District)

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That the application of K&D AFH, LLC Lavanda Perkins, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1333 Douglas Ave be approved.

Fiscal Note: N/A

Lavanda Perkins and Mark Gill were present to discuss the new application of K&D AFH, LLC Lavanda Perkins, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1333 Douglas Ave. Ms. Perkins and Mr. Gill are equal partners in this new venture. Mr. Gill has experience with Adult Assisted Living Facility in a different state. He currently lives in California, but is planning on moving back to Racine to open this tavern. They are leasing the building, and have plans to do renovations so people have a safe and comfortable place to go to. Alderman Kaplan was present and told the committee that he has met with Ms. Perkins and Mr. Gill to discuss their plans for the location. He fully supported the approval of this license. Alderman Morgenroth moved to approve, Alderman Perez seconded the motion. Motion carried on a voice vote.

Recommended For Approval

[13-9621](#)

Subject:(AMENDED) Application of Wisconsin CVS Pharmacy, LLC. Eric A Ennocenti, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1122 West Boulevard (9th District)

Recommendation of the Public Safety and Licensing Committee on 01-14-14: Defer this item until a new agent is named for CVS.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That the application of Wisconsin CVS Pharmacy, LLC. Eric A Ennocenti, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1122 West Boulevard be approved. Motion failed.

Ayes: Alderman Morgenroth, Alderman Perez

Noes: Alderman Holding, Alderman Kaprelian-Becker

Fiscal Note: N/A

Eric Ennocenti was present to discuss the application of Wisconsin CVS Pharmacy, LLC. Eric A Ennocenti, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1122 West Boulevard. CVS Pharmacy is located within 1000 feet of Port of Call Liquor, so there was a discussion regarding the geographic concentration restriction. Mr. Ennocenti told the committee that as of Oct. 2014, CVS will no longer sell cigarettes, so this would be another stream of revenue. He also said that beer is featured in their weekly ads that are produced regionally. Alderman Morgenroth moved to override the geographic restrictions and approve, Alderman Perez seconded the motion. Motion failed on a voice vote.

A motion was made by Vice Chairman James Morgenroth, seconded by Henry Perez, that this be Recommended For Approval. The motion FAILED by a Voice Vote.

[14-9814](#)

Subject: Request of the Committee for the appearance of Radojko Radicevic at the February 25, 2014 meeting regarding his application for an Operator's (Bartender) License.

Recommendation of the Public Safety and Licensing Committee on 2-26-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That Radojko Radicevic's application for an Operator's (Bartender) License be denied as applicant did not appear at the last to two meetings and due to his record check.

Fiscal Note: N/A

Radojko Radicevic did not appear at the meeting. The committee discussed the record check. Alderman Kaprelian-Becker moved to deny due to his record check, Alderman Perez seconded the motion. Motion carried on a voice vote.

Recommended For Denial

[14-9882](#)

Subject: (New) Application for a Waste Tire Generator License for Wisconsin Muffler Tire & Auto LLC, 2905 Lathrop Avenue.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That the application for a Waste Tire Generator License for Wisconsin Muffler Tire & Auto LLC, 2905 Lathrop Avenue be approved.

Fiscal Note: N/A

There was a discussion regarding the request for an application for a Waste Tire Generator License for Wisconsin Muffler Tire & Auto LLC, 2905 Lathrop Avenue. The license binds the applicant to the rules of the ordinance. Alderman Morgenroth moved to approve, Alderman Perez seconded the motion. Motion carried on a voice vote.

Approved

[14-9888](#)

Subject:(New) Application for a Waste Tire Generator License for Auto Excellence, LLC 3701 Durand Avenue #440.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That the application for a Waste Tire Generator License for Auto Excellence, LLC 3701 Durand Avenue #440 be approved.

Fiscal Note: N/A

There was a discussion regarding the request for an application for a Waste Tire Generator License for Auto Excellence, LLC 3701 Durand Avenue #440. The license binds the applicant to the rules of the ordinance. Alderman Morgenroth moved to approve, Alderman Perez seconded the motion. Motion carried on a voice vote.

Approved

[14-9889](#)

Subject:(New) Application for a Waste Tire Generator Licenses for Bridgestone Retail Operations, LLC located at 4920 Washington

Avenue and 1122 North Main Street.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That the application for a Waste Tire Generator Licenses for Bridgestone Retail Operations, LLC located at 4920 Washington Avenue and 1122 North Main Street be approved.

Fiscal Note: N/A

There was a discussion regarding the request for an application for a Waste Tire Generator Licenses for Bridgestone Retail Operations, LLC located at 4920 Washington Avenue and 1122 North Main Street. The license binds the applicant to the rules of the ordinance. Alderman Morgenroth moved to approve, Alderman Perez seconded the motion. Motion carried on a voice vote.

Approved

[14-9730](#)

Subject: (Direct Referral) Discussion of Metro Security's Downtown Operations.

Recommendation of the Public Safety and Licensing Committee

on 2-26-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That the item be deferred.

Fiscal Note: N/A

Alderman Perez discussed his concerns with the Chairmen of BID not complying with the request from the City Attorney's office. Joey LeGath, from the Tavern League was present and explained that the insurance company has stated the liability requirements set by the City Attorney's office are too high. Alderman Coe was also present, and noted that Metro Security shouldn't have higher liability standards than that of off duty police officers. Alderman Morgenroth moved to defer, Alderman Perez seconded the motion. Motion carried on a voice vote.

Deferred

[14-9761](#)

Subject: Communication from Alderman Wisner relating to a new ordinance and forfeiture associated with no trespassing on RUSD schools during night time hours. (Ord. 02-14)

Recommendation of the Public Safety and Licensing Committee

on 02-11-14: That the new ordinance and forfeiture associated with no trespassing on RUSD schools during night time hours be deferred.

Recommendation of the Public Safety and Licensing Committee

on 2-26-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That the item be deferred.

Fiscal Note: N/A

Alderman Wiser was not present to discuss the communication. Alderman Kaprelian-Becker moved to defer this item, Alderman Perez seconded the motion. Motion carried on a voice vote.

Deferred

[Ord.02-14](#)

Ordinance 02-14

To create Sec. 66-139. School Property in the Municipal Code of Racine, Wisconsin.

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

Part 1: To create Sec. 66-139. School Property in the Municipal Code of Racine, Wisconsin as follows:

“Sec. 66-139. School Property.

(a) It shall be unlawful for any person to go upon the grounds of any school in the district for the purposes of engaging in conduct which is disorderly, disruptive or otherwise detrimental to the orderly conduct of school affairs.

(b) It shall be unlawful for any person:

(1) Not engaged in legitimate school-related business to be present upon school grounds without express permission from the school principal or his/her designee;

(2) To remain upon the grounds of any school upon being requested to leave by any school district official, employee or law enforcement officer;

(3) After having been requested to leave the grounds, to return to the grounds of a school without the specific permission of a school district official, employee or law enforcement officer.

(4) To be upon the grounds of any school between the hours of 11:00 p.m. and 5:00 a.m. without the express permission of the principal or his/her designee.

Part 2: Sections 66-140 - 66-141 of the Municipal Code of the City of

Racine are hereby reserved.

Part 3: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Dennis Wisner

Deferred

[14-9893](#)

Subject: (Direct Referral) Licensed Premise report for March 11, 2014.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That this item be deferred.

Fiscal Note: N/A

Deferred

[13-8542](#)

Subject: Communication from the Mayor requesting that the City Attorney repeal and recreate Sec. 6-106 prohibiting the issuance of a liquor license to premises that have delinquent accounts with the City.

Recommendation of the Public Safety & Licensing Committee on 2-13-13: That the item be deferred until we can get further information on some of the questions that were raised.

Recommendation of the Public Safety & Licensing Committee on 2-25-13: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee

on 2-26-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That the communication from the Mayor requesting that the City Attorney repeal and recreate Sec. 6-106 prohibiting the issuance of a liquor license to premises that have delinquent accounts with the City be denied based on advice of legal counsel.

Fiscal Note: N/A

Attorney Weber explained that there is one municipality that prohibits the issuance of a liquor license to premises that have delinquent accounts, but if it were challenged, it would be unlawful. There was a discussion regarding whether-or-not this communication was illegal or unconstitutional. Alderman Morgenroth moved to deny, Alderman Perez seconded the motion. Motion carried on a voice vote.

Recommended For Denial

[14-9887](#)

Subject: Ordinance 02-13

To recreate Section 6-106 of the Municipal Code of the City of Racine, Wisconsin relating to payment of property tax.

Recommendation of the Public Safety and Licensing Committee

on 03-11-14: That Ordinance 02-13 be received and filed.

Fiscal Note: N/A

Recommended to be Received and Filed

Adjournment

Alderman Holding moved to adjourn the meeting at 7:00 p.m.