



City of Racine

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

Meeting Minutes - Draft City Plan Commission

*Alderman Dennis Wiser, Mayor John T. Dickert, Atty. Elaine
Sutton Ekes Vincent Esqueda, Tony Veranth, Alderman Molly
Hall, Pastor Melvin Hargrove*

Wednesday, February 27, 2013

4:30 PM

City Hall, Room 205

Call To Order

Commissioner Elaine Sutton Ekes called the February 27, 2013 Plan Commission meeting to order at 4:30 p.m.

PRESENT: 1 - Elaine Sutton Ekes

EXCUSED: 6 - Vincent Esqueda, Tony Veranth, John Dickert, Molly Hall, Dennis Wiser and Melvin Hargrove

Others present:

*Matthew Sadowski, Principal Planner / Assistant Director of City Development
Jill Johanneck, Associate Planner*

Approval of Minutes for the February 13, 2013 Meeting

No action taken due to a lack of quorum.

4:30 P.M. PUBLIC HEARING

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[13-8699](#)

Subject: (Direct Referral) Request by Ray Nicholson, representing Buffalo Wild Wings, to build a new restaurant at 5880 Durand Avenue. (PC-13)

Attachments: [PH Notice - 5880 Durand Avenue](#)
[PH Notice - 5880 Durand Avenue.2](#)

Commissioner Sutton Ekes introduced the item and inquired if anyone present in the audience was there to speak on the public hearing who was not a part of the Buffalo Wild Wings representative team. It was identified that all individuals present were involved with the project.

Commissioner Sutton Ekes went on to explain that the public hearing will be held, but an opinion from the City Attorney will be sought as to whether another public hearing needs to be held due to lack of a quorum. If required, the second public hearing requires notification and would be scheduled for the next Plan Commission date of March 13th. Following that meeting the request will go before the Common Council for final action, which is scheduled for March 19th.

The public hearing opened at 4:32 p.m.

1. *Andrew Goodman, Principal with GMX Real Estate Group and the purchasers of*

the property, asked procedural questions relating to how this lack of a quorum happened, and requested more information on why another public hearing may be required.

Commissioner Sutton Ekes responded by stating she is unaware of why the other members could not be present to make the quorum. She then stated the Plan Commission is required to make a recommendation to the Common Council, and a quorum is needed to make that recommendation. If another public hearing is required, it can be held at the same meeting the Plan Commission takes action on the item in two weeks. If another public hearing is not required, a special meeting may be able to be called to take vote on the item.

Principal Planner Sadowski advised calling a special meeting would not help in this case, due to reporting requirements to the City Clerk's office that has to take place by Thursday morning; this would leave no time to hold a special meeting.

2. Curt Pruitt, General Manager of Regency Mall, spoke on the item. He stated the applicants have come from all over the country to be at this meeting and it is not acceptable that there is no quorum, and further that this situation is very unprofessional and un-business friendly conduct on behalf of the City. He feels the City should take better steps to ensure there is a quorum for their meetings. He stated he was furious with the City officials who did not show up for this meeting.

The public hearing closed at 4:42 p.m.

No action taken due to a lack of quorum.

Administrative Business

None.

Adjournment

Commissioner Sutton Ekes advised follow-up will be made to determine whether another public hearing is required, and adjourned the meeting at 4:43 p.m.