



City of Racine

Meeting Agenda - Final

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

Public Safety and Licensing Committee

*Chairman Q.A. Shakoor, II, Vice Chair Gregory Holding
Alderman David L. Maack, Alderman Jim Kaplan, Alderman Robert Mozol*

Monday, October 8, 2007

5:00 PM

City Hall, Room 205

Call To Order

Approval of Minutes for the September 24, 2007 Meeting.

PUBLIC COMMENT

07-1228

Subject: Communication from Chief of Police Kurt S. Wahlen requesting authorization for the purchase of a personnel transport vehicle for the department's Special Investigations Unit.

Staff Recommendation to the Finance & Personnel Committee on 10-08-07: Permission granted for Chief Wahlen to purchase a personnel transport vehicle for the department's Special Investigations Unit.

Fiscal Note: Funds up to the amount of \$50,000 to defray the purchase of requested vehicle and related equipment are available in Account 241.000.5780.

07-1226

Subject: Communications from the Fire Chief requesting the Mayor and City Clerk be authorized and directed to enter into a Clinical Affiliation Agreement with Waukesha County Technical College (WCTC) to provide precepting of paramedic students at the Racine Fire Department.

Staff Recommendation to the Finance & Personnel Committee on 10-08-07: The Mayor and City Clerk be authorized and directed to enter in a Clinical Affiliation Agreement with Waukesha County Technical College (WCTC) to provide precepting of paramedic students at the Racine Fire Department from November 1, 2007 through December 31, 2008.

Fiscal Note: WCTC would reimburse the Fire department \$1.50 per hour for each student that is precepted, up to 250 hours per student; and the department would in turn pay \$1.00 per hour to Fire Department paramedics doing the precepting.

- [07-1235](#) **Subject: Direct Referral** Bids for Contract 52-07 (K7-061) Remodel Racine Zoological Gardens Phase III
- [07-1219](#) **Subject:** Request of the Director of Parks, Recreation & Cultural Services to meet with the Public Safety and Licensing Committee for permission to enter into an agreement with Southern Wisconsin Appraisal to conduct an appraisal of properties for the Zoological Society Entrance Complex Project.
- [07-1218](#) **Subject:** Request of the Director of Parks, Recreation & Cultural Services to meet with the Public Safety & Licensing Committee to enter in an agreement with Nielsen Madsen & Barber SC to prepare a property survey of N. Owen Davies Park.
- [07-1197](#) **Subject:** Application of Oakland Food Service Management, Inc., Joseph D. Oakland, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 555 Main Street. (1st District)
- [07-1244](#) **Subject: (Direct Referral)** Request of the Committee for the appearance of Roger Springsteen, Agent for Roger's Place, 1843 N. Wisconsin Street, for a large fight that occurred at your establishment on August 16, 2007.
- [07-1117](#) **Subject: (New)** Application of Tinita LLC, James W. McCann Agent, for a "Class B" Fermented Malt beverage and Intoxicating liquor license at 500 Sixth Street. (1st District)

Recommendation of the Public Safety & Licensing Committee on 09-10-07: That the Application of Tinita LLC, James W. McCann Agent, for a "Class B" Fermented Malt beverage and Intoxicating liquor license at 500 Sixth Street be deferred until the September 24, 2007.

Recommendation of the Public Safety & Licensing Committee on 09-24-07: That the Application of Tinita LLC, James W. McCann Agent, for a "Class B" Fermented Malt beverage and Intoxicating liquor license at 500 Sixth Street be deferred until October 8, 2007.

Fiscal Note: N/A

- [07-1220](#) **Subject:** Report from the Police Department regarding a shooting incident at George's Tavern, at 1201 N. Main Street on 8-31-07.
- [07-1221](#) **Subject:** Report from the Police Department regarding a shooting incident at Kenny's Tavern, at 1300 N. Main Street on 8-31-07.

07-1222

Subject: Report from the Police Department regarding an incident with a baseball bat at Warning Track, 1301 Washington Avenue on 9-1-07.

Ord.19-07

Ordinance No. 19-07

To amend Article 1, Chapter 6 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages.

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

Part 1:

Article 1. Chapter 6 of the Municipal Code of the City of Racine is hereby amended by adding the following at the end of Article 1:

“Sec. 6-20. Purpose.

The identification of purchasers/providers of keg fermented malt beverages (beer) for consumption by underage persons is a major law enforcement concern in the City of Racine. When keg fermented malt beverages are found where underage persons are present it is necessary to readily identify those responsible. The investigation of offenses involving the furnishing of alcohol to minors and related offenses involving keg fermented malt beverages is inhibited by the inability to identify who purchased the keg alcohol.

Registration/identification information must be available on all keg fermented malt beverages in the City. Individual identification number, purchaser and retail seller identity information will better enable law enforcement to identify providers of keg fermented malt beverages to underage persons. Therefore, it is in the public interest to place reasonable keg registration/identification rules as hereafter set forth. This ordinance provides for the registration and documentation of retail sales of keg fermented malt beverage.

Sec. 6-21. Registration and Return Procedure.

All retail sales/purchases of fermented malt beverages by keg container of a two gallon volume or more in the City for off site (at a location which does not hold a liquor or fermented malt beverage license) consumption must comply with the following registration, documentation and labeling requirements and restrictions imposed by this ordinance:

(a) Purchasers shall provide a current government issued photo identification with the purchaser's name, address and individual identification number to the seller who shall then record and document that information in a log. The log shall also contain the individual keg identification assigned to the keg by the seller, and include the date of sale and indicate that the photo identification that was produced was matched to the purchaser. The log shall also contain some identifier of each person, owner/employee who sold to each purchaser. This information shall be kept by the seller for a minimum period of six months from

the date of sale.

(b) Sellers shall assign, record and attach to each retail keg sold for off site consumption an individual keg identification number/tamper-proof tag, at or before the time of sale to the purchaser, and the tamper-proof tag shall also include a prominent warning thereon that it is illegal to alter, damage or remove the tamper-proof tag from the keg, and that it is illegal to sell or distribute, or to permit the sale or distribution of fermented malt beverages from the keg to underage persons.

(c) Sellers of keg fermented malt beverages shall obtain the individual keg identification tamper-proof tag from the City Clerk's office which shall record to whom the consecutively numbered tamper-proof tags are distributed and shall restrict the distribution of the tamper-proof tags to licensed alcoholic beverage retailers. The City Clerk shall keep the record of distribution for one year.

(d) Sellers shall collect a deposit in an amount set by the retailer for each keg. Purchasers shall return kegs to the retail seller where it was purchased with the individual keg identification tamper-proof tag attached, intact and legible on or before sixty (60) days from the date of sale or the deposit shall be forfeited.

(e) Sellers shall record the date on which the keg is returned, who returned the keg and indicate whether the keg identification tamper-proof tag is present or absent by notation on the log.

(f) Sellers shall remove the individual keg identification tamper-proof tags from the kegs when they are returned and shall maintain them with the keg registration records.

(g) Sellers shall produce keg registration logs/records to the Racine police department upon request.

(h) This ordinance does not apply to keg sales to liquor or fermented malt beverage licensees.

Sec. 6-22. Keg possession requirements and restrictions.

No person shall possess a keg container of fermented malt beverages of two gallons or more which was purchased in the City of Racine for consumption, after the effective date of this ordinance, without an intact and legible individual keg identification tamper-proof tag attached (except for retail sellers of keg fermented malt beverages and liquor and fermented malt beverage licensees).

Sec. 6-23. Penalty for violation.

A seller or purchaser or other person who violates any of the above requirements and/or restrictions imposed by sections 6-21 and 6-22 shall be subject to a forfeiture not to exceed \$ 500 and costs. Any unregistered keg found in violation of section 6-22 is subject to seizure by the Racine police

department.”

Part 3:

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

Sponsors: Gregory Holding

[07-1111](#) **Subject: (Direct Referral)** Communication from the Purchasing Agent submitting the monthly report for the sale of abandoned vehicles for September 20, 2007

[07-1240](#) **Subject:** Operator (bartender) Applications

Miscellaneous Business

Adjournment

If you are disabled and have accessibility needs or need information interpreted for you, please contact City Clerk's Office at (262) 636-9171 at least 48 hours prior to this meeting.