JUDICIARY, LICENSE AND CEMETERY COMMITTEE
MINUTES OF JULY 5, 2011

Meeting called to order by Chairperson Wagner at 4:48 p.m., in the Common Council Chambers, City Hall Plaza.
PRESENT: Alderpersons Ed Wagner and Pete Hendler
ABSENT: Alderperson Alanna Feddick
ALSO PRESENT: Alderpersons Earll, Cummings, Feirer and Buttke, Asst. City Attorney Wolfgram, Police Chief Jepsen, City Clerk Hall, Carol Kerper, Dan McGiveron and Gary Bymers.

JLC11-102 Motion by Hendler, second by Wagner to approve the minutes of the June 21, 2011 meeting.
Motion carried

CITIZEN COMMENTS
None

JLC11-103 Motion by Hendler, second by Wagner to approve by unanimous consent the following:

a. Forty-five (45) Beverage Operator Licenses for the 2011-2013 license year to: Molly Beathard, Donald Bloczynski, Jordan Bonnar, Jared Boyle, Kaley Bredemann, Jessica Buchholz, Amy Carley, Ashly Chamberlain, Kassi Dandar, Tanya Duerr, Marilyn Eckhart, Connie Eichmann, Gary Greenwald, Jose Guzman, Brady Holst, Ryan Jakobi, Sam Jirschele, Teresa Karl, Hillary Kevilus, Tammy Livingston, Shannon Longmore, Ariel Marcoe, Russell Marx, Erin Matzke, Nicole Meckley, Andy Meddaugh, Jennifer Meils, William Miller, James Rhoades, Sarah Richards, Sadie Rutherford, Robert Saba, Kimberly Schimon, AnneMarie Schneider, Katelyn Sleznikow, Kristy Steines, Nikolas Stone, Morgan Tauschek, Nicole Tomlinson, Amber Virnig, Michael Vraney, Jana Young, Kenneth Wasson, Jodi Weinfurtner and Cassandra Zopfi.
b. Temporary Class "B" Retailer's License to the Central WI State Fair Association for July 13, 2011, Badger State Tractor Pullers Tractor Pull. This event is expected to bring in about 1,500 people so the police chief is requiring the following: 2 police officers will be employed at an overtime rate; an additional 2 police officers will also be employed at an over time rate that will be covered by a grant and in addition to that the Police Department is going to try and have 2-4 auxiliary personnel on site at this event to assist with compliance.
c. Temporary Class "B" Retailer's License to the Central WI State Fair Association for September 2-5, 2011, Evening Live Band Performances during the Fair. 2 police officers will be employed at each of the concerts at an over time rate that will be covered by a grant; the remaining enforcement officers will be consistent with past years practices.

Motion carried

The committee discussed changing the code to allow denial of a license based on any moneys owed to the city from the business owner as well as the property owners.

Asst. City Attorney Wolfgram commented that section 9-02 (16) (a) of the code could be changed to add that prior to the issuance or renewal of any license or permit, the city clerk, building services supervisor, or other issuer of such license or permit shall ascertain whether or not the applicant **and any officer and agent of the applicant** is indebted to the city as provided in this subsection and, if so, shall refuse to issue the license and/or permit.

The following language could also be added:
In addition if any such taxes, assessments, claims or forfeitures are owed by a related business or entity or whether the applicant has changed from the prior license holder so as to avoid the payment, the license may be denied at the discretion of the Common Council.

He said that the city doesn't normally in any other setting assess a problem or deny something because someone else has not paid their taxes. But it may be defendable. It is something that he would want to research a little bit more if this is the route the committee would like to go.

The committee directed Asst. City Attorney to research this and bring back his findings at a future meeting.

The committee discussed the "Class B" Combination Liquor and Fermented Malt Beverage application from Ashley Tavern & Ballroom LLC. This application was held over from the last meeting because the applicant was directed to speak to the police chief regarding his premise description.

Police Chief Jepsen did speak with Mr. Kurzynski and discussed refining the premise description on his liquor license application. The police chief recommended that he refine his application to the confines of the tavern within the tavern itself and the small deck area.

Mr. Kurzynski amended his application to describe the premise description as the barroom – confines of barroom.

Police Chief Jepsen said that Mr. Kurzynski probably misunderstood that he didn't object to licensing the small deck.

JLC11-104 Motion by Hendler, second by Wagner to grant a "Class B" Combination Liquor and Fermented Malt Beverage license to Ashley Tavern & Ballroom LLC; Agent – Leonard Kurzynski; 500 N. Central Avenue with the provision that he can amend his premise description to include the small deck if he wishes.
Motion carried

Future Agenda Items
None

Motion by Hendler, second by Wagner to adjourn at 5:15 p.m.
Motion carried

Deb M. Hall
City Clerk