

CITY OF ELKHORN
Legislative and Regulatory Committee
Common Council Chambers, 9 S. Broad Street, Elkhorn, Wisconsin

February 28, 2013

Chairman Gary Payson called the Legislative and Regulatory Committee meeting at 4:00 p.m. followed by Roll Call.

ROLL CALL

Present: Aldermen Gary Payson, Jim D'Alessandro, Jerry Anderson

Also present: Alderman Kim DeHaan, Police Chief Joel Christensen, City Clerk Darlene Igl. Attorney Tony Coletti, Driton Dzabiroski, Representatives of FL Partners

CONSIDER CLASS "B" BEER/"CLASS B" LIQUOR LICENSE FOR GARANA RESTAURANT INC., AGENT DRITON DZABIROSKI, DBA FAMILY KITCHEN RESTAURANT, 31 N. WISCONSIN

Chief Christensen stated that the application for Garana Restaurant had been reviewed, the inspection and background checks complete. Motion (Anderson) to recommend approval of the license to the Council. Motion failed due to lack of second.

It was discussed that there was currently one regular liquor license available and a second application listed on the agenda for consideration. There was discussion regarding two incomplete applications received from El Pueblito prior to the current application. Chairman Payson stated that the only valid application for El Pueblito was received on March 18 while the application for Garana Restaurant was received on March 6. It was stated that the license that had been held by Don Jose's Mexican Restaurant had been surrendered in January as the business was closing.

Attorney Coletti asked that the regular liquor license be issued to El Pueblito based on the date of the original application even though it was insufficient. He stated that he believed based on case law that the City did not need to issue the license based solely on the date of valid application. Alderman Anderson stated that perhaps the issue should be sent to the full Council for consideration.

After discussion, motion (D'Alessandro/Payson) to recommend to Council to issue a Class "B" Beer/"Class B" Liquor License for Garana Restaurant Inc., Agent Driton Dzabiroski, DBA Family Kitchen Restaurant. Motion carried.

CONSIDER CLASS "B" BEER/"CLASS B" LIQUOR LICENSE FOR EL PUEBLITO, LLC, AGENT STEPHEN LUEPTOW, DBA EL PUEBLITO, 56 N. MARKET

Attorney Coletti asked that the application be considered as a reserve license. Motion (Anderson/D'Alessandro) to recommend to Council to issue a Class "B" Beer/Reserve "Class B" Liquor license for El Pueblito, LLC, Agent Stephen Lueptow, DBA El Pueblito, 56 N. Market. Motion carried.

MUNICIPAL CODE AMENDMENTS: REGULATION OF WEAPONS

Draft language amending Section 9.02 Weapons was presented and reviewed. After discussion, motion (Anderson/D'Alessandro) to move the language forward to Council for consideration.

ADJOURNMENT

Motion (Anderson/D'Alessandro) to adjourn at 4:42 p.m. Motion carried.

Darlene R. Igl
City Clerk