



MINUTES OF A REGULAR MEETING OF THE **LEGISLATIVE & LICENSING COMMITTEE** HELD ON TUESDAY, **MARCH 5, 2019** AT **7:15 P.M.** IN THE SELIGENSTADT (MAIN) CONFERENCE ROOM, 2000 NORTH CALHOUN ROAD, BROOKFIELD, WISCONSIN

ALDERMAN JEFF MCCARTHY PRESIDING

MEMBERS PRESENT: Alderman Brad Blumer, Alderman Bill Carnell

OTHERS PRESENT: City Attorney Jenna Merten, City Clerk Kelly Michaels, Alderman Jerry Mellone, Alderman Chris Blackburn

EXCUSED: Alderman Buck Jurken, Alderman Gary Mahkorn

1. Acting Chairman McCarthy noted a quorum was present and called the Legislative & Licensing Committee to order at 7:15 p.m.
2. Announcements/Reports:
 - a. The next regularly scheduled meeting is Tuesday, March 19, 2019.
3. Minutes
 - a. Minutes of the February 19, 2019 meeting.

Motion by Alderman Carnell second by Alderman Blumer to approve the February 19, 2019 meeting minutes as presented. Motion carried 3-0.

4. New Business
 - a. Ordinance to consider the following:
 1. Legislative Referral: Revision of Section 9.04.010 of the Municipal Code regarding general offenses. (Mayor Ponto)
 2. Legislative Referral: Creation of Section 5.14.020 of the Municipal Code regarding restrictions on sale or gift of cigarettes or nicotine or tobacco products. (Mayor Ponto)
 3. Legislative Referral: Revision of Subsection 1.12.010.C of the Municipal Code regarding the bond schedule. (Mayor Ponto)

Attorney Merten summarized her memo regarding various revisions to the Municipal Code as stated. Basically, we are adopting State Statutes to be in compliance.

The committee questioned whether citation fees as it related to selling tobacco to minors were steep enough. Attorney Merten responded that the Municipal Judge had reviewed the bond schedule and there are always additional fees and court costs added to the bond so they are actually paying a higher amount.

Motion by Alderman Blumer second by Alderman Carnell to approve the ordinance as presented. Motion carried 3-0.

- b. Legislative Referral: Consider the creation of Section 9.28.060 to prohibit the carrying of firearms and weapons in city buildings.

Attorney Merten indicated some communities have an ordinance prohibiting the carrying of firearms and weapons in city buildings however, the Brookfield Common Council passed a resolution. She noted you cannot issue a citation based on a resolution. However, as it is posted under Section 9.43.13, there is a trespassing clause, where if someone is carrying a firearm, they can be cited under this statute. It is a round about way to do it, but that is the way we must do it because we have a resolution instead of an ordinance. She stated that when she was reading the minutes back when it was adopted she noticed quite a bit of discussion and wondered if members had an opinion as to whether they would like an ordinance to state what is currently in resolution format. Alderman Carnell felt an ordinance would be preferable so that the information would be published online, in our code. Alderman McCarthy agreed.

Motion by Alderman Carnell, second by Alderman Blumer to postpone the matter to the next Legislative & Licensing Committee meeting to allow the City Attorney to draft and bring back an ordinance for them to consider. Motion carried 3-0.

- c. Resolution regarding applicants for Original Operator’s (Bartender) licenses.

Original

- Adams, Brendan C.
- King, Kasey M.
- Luebke, Donald J.
- Proctor, Lester T.
- Schulteis, Molly M.

Motion by Alderman Carnell, second by Alderman Blumer to approve Original Operator’s Licenses for the above named applicants. Motion carried 3-0.

d. Resolution regarding Renewal Class B Beer Licenses. (6 months)

Brookfield Jaycees Inc.
D/b/a: Brookfield Jaycees
2585 Pilgrim Road (Wirth Park)
Agent: Alan B. Nosbusch

Bulldogs/Blue Sox Baseball Club, Inc.
D/b/a: Bulldogs/Blue Sox Baseball Club
18875 Wilderness Way (McCoy Field)
Agent: Jason A. Booth

Motion by Alderman Carnell, second by Alderman Blumer to approve Renewal Class B Beer Licenses (6 months) for the above named applicants. Motion carried 3-0.

Motion by Alderman Blumer, second by Alderman Carnell to adjourn the Legislative & Licensing Committee meeting. Motion carried 3-0. Meeting adjourned at 7:30 pm.

Minutes respectfully submitted by Kelly Michaels, City Clerk