



MINUTES OF A REGULAR MEETING OF THE **LEGISLATIVE & LICENSING COMMITTEE** HELD ON TUESDAY, **JUNE 4, 2019** AT **7:00 P.M.** IN THE SELIGENSTADT (MAIN) CONFERENCE ROOM, 2000 NORTH CALHOUN ROAD, BROOKFIELD, WISCONSIN

ALDERMAN GARY MAHKORN PRESIDING

MEMBERS PRESENT: Alderman Brad Blumer, Alderman Bill Carnell, Alderman Buck Jurken, Alderman Gary Mahkorn, Alderman Jeff McCarthy

OTHERS PRESENT: City Attorney Jenna Merten, Deputy City Clerk Renee Tadych, Shawn Demain, Luke Larson, and Brian Shecterle

1. Chairman Mahkorn noted a quorum was present and called the Legislative & Licensing Committee to order at 7:00 p.m.
2. Announcements:
  - a. The next regularly scheduled meeting is Tuesday, June 18, 2019.
3. Minutes
  - a. Minutes of the May 21, 2019 meeting.

**Motion by Alderman McCarthy, second by Alderman Carnell to approve the May 21, 2019 meeting minutes as presented. Motion carried unanimously.**

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4. Old Business
  - a. Resolution regarding an Original Bartender License for an applicant with a record less than 18 months: Jacqueline Flood.  
  
Jacqueline Flood did not appear (for the second time).

**Motion by Alderman McCarthy, seconded by Alderman Jurken, to table the license. Motion carried unanimously.**

5. New Business
  - a. Resolution regarding an applicant for an Original Alcohol License:

**Reserve Class B Beer & Liquor:** Skylark SL, LLC; d/b/a: X-Golf Brookfield, 12565 W. Feerick St., Unit 2; Agent - Shawn M. DeMain.

Shawn DeMain and Luke Larson appeared before the Committee. Alderman Mahkorn stated that Class B liquor licenses are “near and dear” to the City. However, the presentation made from the applicant at the last meeting gave a better sense of what this business does. Alderman Blumer stated this is a unique business to have. If the location isn’t here, it will go elsewhere. He pointed out that the building is behind a major frontage road, though. Mr. DeMain stated that he would like signage to the east and north. Alderman Carnell asked if walk-ins are encouraged (without a reservation to golf). Mr. DeMain replied, yes, they will serve that client, however, the primary service will be for golf. Simulations will be the largest driver for sales as well as lessons and club sales.

**Motion by Alderman McCarthy, seconded by Alderman Jurken, to approve the Reserve Class B Beer & Liquor license for Skylark SL LLC, d/b/a X-Golf Brookfield, at 12565 W. Feerick St., Agent – Shawn M. DeMain. Motion carried unanimously.**

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b. Ordinance amending Subsection 5.24.060 B of the Municipal Code regarding restrictions on granting premises licenses.

City Attorney Jenna Merten stated that our current code prohibits applicants from being considered for a license unless they own or lease the premises. The statutes prohibits municipalities from engaging in the sale of alcohol beverages so the City itself could not obtain the required license for the Brookfield Conference Center. The City and North Central Group do not have a landlord-tenant relationship; instead, North Central Group has authority to operate the premises through a management agreement. Accordingly, the language in the Code needs to be expanded to include management agreements.

**Motion by Alderman McCarthy, seconded by Alderman Blumer, to approve the Ordinance amending Subsection 5.24.060 B. of the Municipal Code regarding restrictions on granting premises licenses. Motion carried unanimously.**

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Items 5c thru 5f were taken together.

c. Resolution regarding applicants for Original Bartender/Operator’s Licenses.

- |                       |                      |
|-----------------------|----------------------|
| Bero, Kaitlin J.      | Kloth, Ricky J.      |
| Borck, Abigail L.     | Manning, William J.  |
| Chapple, Farrah S.    | Noll, Richard P.     |
| Cross, Skye M.        | Schueler, Marlyn K.  |
| Gordon, Daniel A.     | So, Yon M.           |
| Green, Marcus A.      | Stegall, Jeanne M.   |
| Gruenwald, Madilyn C. | Stern, Eric J.       |
| Hofman, Elizabeth M.  | Sullivan, Rebecca M. |

d. Resolution regarding applicants for Renewal Bartender/Operator Licenses.

Bartz, Thomas J.	Horick, Douglas J.
Bembenek, Ruth M.	Litscher, Shari B.
Cawley, John R.	Oakes, Daniel M.
Dakins, Christine L.	Parkhurst, Kate M.
Dinkins, Taylor A.	Sanfillippo, Peter A.
Doucette, Kelly J.	Schiedemeyer, Tracy L.
Eckert, Monica B.	Truttschel, Kathryn C.
Faber, Michael W.	Waldbillig, Shelly M.
Froelich, Noreen L.	Weinberg, Samuel L.
Gillis, Cheyenne L.	Wysocki, Brian J.
Han, Jay Y.	

e. Resolution regarding an applicant for a Temporary Bartender/Operator's License.

Chaplock, Natalie C.

f. Resolution regarding applicants for Renewal Alcohol Licenses.

**CLASS A BEER & LIQUOR**

Bar Stars Bartending Service LLC; D/b/a: Bar Stars Bartending Service  
200 S. Executive Drive, Suite 101; Agent: Janine Y. Rajchel

Lakes Venture, LLC; D/b/a: Fresh Thyme Farmers Market  
17300 W. Bluemound Road; Agent: Dave J. Holvick

Shop-Rite, LLC; D/b/a: Metro Market #301  
17630 W. Bluemound Road; Agent: Carrie M. LaPointe

Mega Marts, LLC; D/b/a: Metro Market #853  
12735 W. Capitol Drive; Agent: Brenda L. Kromanaker

Mega Marts, LLC; D/b/a: Pick N Save #373  
2205 N. Calhoun Road; Agent: Sarah M. Drezdon

Ultra Mart Foods, LLC; D/b/a: Pick N Save #368  
17295 W. Capitol Drive; Agent: Anthony L. Meyer

Ultra Mart Foods, LLC; D/b/a: Pick N Save #397  
15170 W. Greenfield Avenue; Agent: Larry T. Egly

Target Corporation; D/b/a: Target Store T2780  
12725 W. Bluemound Road; Agent: Kelsey L. Karnopp

Wisconsin Fine Wines & Spirits, LLC; D/b/a: Total Wine Spirits Beer & More  
17300 W. Bluemound Road, Suite 20; Agent: Todd M. Giammo

Trader Joe's East Inc.; D/b/a: Trader Joe's #726  
12665 W. Bluemound Road; Agent: Jeffrey J. Clark

**CLASS B BEER**

Chipotle Mexican Grill of Colorado, LLC; D/b/a: Chipotle Mexican Grill #618  
3705 N. 124<sup>th</sup> Street, Suite 200; Agent: Brian J. Bushaw

GSBR Milwaukee, LLC; D/b/a: Game Show Battle Rooms  
12565 W. Feerick Street, Suite B; Agent: Gretta R. Hunt

Metro Cigars – Brookfield, LLC; D/b/a: Metro Cigars  
13640 W. Capitol Drive; Agent: Jennifer L. Groh

**CLASS B LIQUOR**

Clay Jar Holdings, LLC; D/b/a: Water 2 Wine  
17135 W. Bluemound Road, Suite G & H; Agent: Larry J. VanHoveln

**CLASS B BEER & LIQUOR**

Cudworth-Stenz-Grisell-Smith Post 449; D/b/a: American Legion Post 449  
3245 N. 124<sup>th</sup> Street; Agent: Michael L. Cannon

Brookfield Bar Inc.; D/b/a: Bar Louie  
95 N. Moorland Road, E7; Agent: Jacob L. Schermetzler

Bailey, Belva, Louise; D/b/a: Belle's Castle Inn  
13170 W. Greenfield Avenue; Agent: Belva L. Bailey

Brookfield Hills Golf Course, Inc.; D/b/a: Brookfield Hills Golf Course  
16075 Pinehurst Drive; Agent: Linda A. Stiloski

Bluemound Restaurant Corporation; D/b/a: Champps Americana  
1240 S. Moorland Road; Agent: Anthony W. Lewanovich

ERJ Dining III, LLC; D/b/a: Chili's Grill & Bar  
17915 W. Bluemound Road; Agent: Paul S. Thompson

Cooper's Hawk Brookfield, LLC; D/b/a: Cooper's Hawk Winery & Restaurant  
15 S. Moorland Road; Agent: Garrett M. Wootan

Courtyard Management Corporation; D/b/a: Courtyard By Marriott  
16865 W. Bluemound Road; Agent: Shawn J. Jaremko

Devine, Robert T.; D/b/a: Devine's Lariat  
4165 N. 124<sup>th</sup> Street; Agent: Diane L. Townsend

Luby's Fuddruckers Restaurants, LLC; D/b/a: Fuddruckers  
16065 W. Bluemound Road; Agent: Debra L. Everett

HOA Restaurant Holder LLC; D/b/a: Hooters of Brookfield  
17105 W. Bluemound Road; Agent: Lucas M. Benavides

Sydney Lee Inc.; D/b/a: Maxim's Restaurant  
18025 W. Capitol Drive; Agent: Dimitri Glavas

North Star West, Inc.; D/b/a: North Star American Bistro  
19115 W. Capitol Drive, Suite 100; Agent: Michael T. Stoner

O'Sullivan's Public House, Inc.; D/b/a: O'Sullivan's Public House  
12525 W. North Avenue; Agent: Rebecca M. Sullivan

Outback Steakhouse of Florida, LLC; D/b/a: Outback Steakhouse  
1260 S. Moorland Road; Agent: Kirsten E. Lockwood

Restaurant of Brookfield Inc.; D/b/a: Parkside 23  
2300 Pilgrim Square Road; Agent: George N. Flees

Sabella's Pub, Inc.; D/b/a: Sabella's Pub  
2850 N. Brookfield Road; Agent: Silvio Sabella

Sharon Lynne Wilson Center of the Arts, Inc.;  
D/b/a: Sharon Lynne Wilson Center of the Arts  
19805 W. Capitol Drive; Agent: Susan M. Hornung

BLWI Associates, LLC; D/b/a: Sheraton Brookfield/Milwaukee  
375 S. Moorland Road; Agent: Denise L. Kaminski

Sluggo's on Burleigh, Inc.; D/b/a: Sluggo's Sports Pub  
12760 W. Burleigh Road; Agent: Thomas J. Beckmann

Uncle Julio's of Florida, Inc.; D/b/a: Uncle Julio's  
245 N. Moorland Road; Agent: Eric J. Folmer

Westmoor Country Club Inc.; D/b/a: Westmoor Country Club  
400 S. Moorland Road; Agent: Ann M. Cekosh

### **RESERVE CLASS B BEER & LIQUOR**

Bonefish Grill, LLC; D/b/a: Bonefish Grill

18355 W. Bluemound Road; Agent: Catherine R. Sharkey

Carrabba's Italian Grill, LLC; D/b/a: Carrabba's Italian Grill  
18375 W. Bluemound Road; Agent: Erica A. Bista

OSI/Fleming's, LLC; D/b/a: Fleming's Prime Steakhouse & Wine Bar  
15665 W. Bluemound Road; Agent: Kelly M. Beyer

Mitchell's Entertainment, Inc.; D/b/a: Mitchell's Fish Market  
275 N. Moorland Road; Agent: Tyler H. Peyton

Hanbai, Inc.; D/b/a: Wasabi Sushi Lounge  
15455 W. Bluemound Road; Agent: Jay Y. Han

**Motion by Alderman McCarthy, second by Alderman Jurken, to approve Original Bartender/Operator Licenses, Renewal Bartender/Operator Licenses, Temporary Bartender/Operator's License, and Renewal Alcohol Licenses respectively (Items 5c-5f). Motion carried unanimously.**

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5g. ADDENDUM - New Business

g. Consider non-renewal of Class B Beer & Liquor License and directing staff to issue Summons and Complaint to WB Hotels LLC, d/b/a Residence Inn at 765 S. Pinehurst Court for a non-renewal hearing.

Attorney Merten stated that the building was torn down in 2017 with the intent of it being rebuilt in 2018. The license was renewed in 2018 and expires June 30, 2019. However, the progress of the rebuilding has been slow as there are only footings to date. No alcohol has been sold at the location since 2017. Attorney Merten stated that she will prepare a Summons to begin a non-renewal hearing. Once the construction is completed, Residence Inn can re-apply for a new liquor license (a non-reserve license) utilizing the provisions of the Code for premises under construction.

**Motion by Alderman Blumer, seconded by Alderman Carnell, to direct staff to issue a Summons to WB Hotels LLC, d/b/a Residence Inn, at 765 S. Pinehurst Court, for a non-renewal hearing. Motion carried unanimously.**

*Editor's Note: Staff has been instructed to call the applicant to request it to surrender its Alcohol license and reapply under the Code for premises under construction.*

**Motion by Alderman McCarthy, second by Alderman Blumer to adjourn the Legislative & Licensing Committee meeting. Motion carried unanimously. Meeting adjourned at 7:19 p.m.**

Minutes respectfully submitted by Renee Tadych, Deputy City Clerk