

OFFICIAL PROCEEDINGS
OF THE COMMON COUNCIL
Special Meeting

South Milwaukee
June 29, 2011

The Special Meeting of the Common Council was called to order by Mayor Zepecki at 6:00 p.m. On roll, all were present except Stoner who was excused.

Mayor Zepecki read the call and turned the meeting over to Legislation & Permits Chairperson, Alderperson Pieper. Regarding the matter of reconsideration of the application for a "Class B" license for the 2011 -2012 period filed by DBF Enterprises, LLC/William Foerman, Agent, for the premise at 1815 10th Avenue, testimony was heard from Mr. Foerman and various patrons of the bar supporting the position that activities at the bar had improved and that he was making changes to support further improvement towards safety in and around the bar. Attorney Michelle Ford was present representing the City's interest and also questioned Mr. Foerman and the other bar patrons. Additional testimony was heard from neighbors of the bar indicating that they had not observed any great improvements since the first shooting incident and with the second shooting incident, felt unsafe in their homes and neighborhood. Attorney Ford called Chief Ann Wellens to give testimony which included whether or not the Chief still supported the approval previously given to appoint Mr. Foerman as agent on the license. The Chief indicated that since the second shooting incident, she did not hold with her previous approval. Attorney Ford also called two officers to testify that had been involved in the investigation of the shooting event to give their report on the event.

After discussion, Pieper/Brooks moved to deny the application for a "Class B" Combination license for the 2011-2012 period of July 1, 2011 ending June 30, 2012, filed by DBF Enterprises, LLC/William Foreman, Agent, for the following reasons: 1) Mr. Foerman has controlled the management at this location filed under different corporation names; 2) Mr. Foerman has kept a disorderly house and failed to change the customer clientele at 1815 10th Avenue, also known as the Frozen Rope Bar and/or the Cat House; 3) His failure to keep an orderly bar has jeopardized the safety of the immediate neighborhood and the general public's safety; 4) Mr. Foerman was given a second chance and failed to keep the peace; and 5) The peace and welfare of the neighborhood will be best served by having no bar at this location for some time. Having the bar closed is the best way to insure there will be a change of patrons at this bar. The neighborhood deserves a break from a bar in this location. On roll, all voted aye except Bukowski who abstained. Motion carried.

Pieper informed the Council that there was a typographical error in Ordinance No. 2025 amending the zoning code to create a Planned Development District at 3344 and 3355 Marina Road which was adopted on June 21, 2011. The words "one-bedroom" were inadvertently included behind the number 56 under (B) (1). There are no one bedroom units in this property and the error has been removed from the official document.

Navarro/Brooks moved to adjourn the meeting at 9:23 p.m. All voted aye, motion carried.

THOMAS ZEPECKI, Mayor
JAMES SHELENSKE, City Clerk

Approved: July 12, 2011