

MINUTES OF MEETING OF JUDICIARY & LAW ENFORCEMENT COMMITTEE
July 13, 2011
KCAB 2ND COUNTY BOARD COMMITTEE ROOM

Members Present: William Michel II, Bob Haas, Ronald L. Johnson, Ronald J. Frederick, Robert Zerban, John Grulich Jr., Cole Andrekus YIG

Others Present: Capt. Larry Apker, Capt. Paul Falduto, Angela Hale, Frank Mastalenz, John Karr, Harry Luge, Richard Bakh, Debbie Crawford, Kristi Duryea, Peter Ress, Janet Meizis, Richard Drezdon, Richard Issleb, Katy Terster, Jeff Hoffman, Christine Erickson, Christine Anderson, Elsie Aerstad, Lynn Crawford, Mike Ress, Hardy Kautz, Elizabeth Bower, Carrie Teister

Meeting Called to Order: 6:30 p.m. by Chairman William Michel II

Citizen Comments: Several citizens attended the meeting with concerns about the Climax Tavern. Peter Ress, owner of Edgewater Apartments, stated he was opposed to the tavern. He and his father own the apartments. They submitted petitions to the Town of Somers asking them to deny a liquor license due to concerns including noise and public nuisance. Town of Somers did not deny the license. Ress stated the tavern opened last weekend and there were car/traffic issues. He stated that the tavern itself will only park about 20 cars and people overflowed to area businesses, including across the street. People walked across apartment property to get to the tavern. Tenants reported noise issues. Ress believes that granting a cabaret license will create more problems. He stated that this business was previously in Racine and now they are bringing the clientele and problems here.

Supr. Frederick asked what type of entertainment there was. Ress replied a DJ. Supr. Haas asked how long the apartments have been there. Ress replied 43 years. Haas asked how long the tavern has been there. Peter Ress' father, Mike Ress, stated that the tavern has been vacant for seven years. When Huck had the tavern before that there was an older clientele, not hip-hop type entertainment.

Climax's owner, Angela Hale, stated that her sister lives in Somers and she likes the area. She said that the music could not be heard outside. She stated she will not discriminate. She reported that the music was "Top 100", not hip-hop; she is not that type. She has been a Kenosha resident for forty years. She has security and off-duty police. She is allowing a fence on her property to try to accommodate residents. She states she is a single parent that is just trying to support her children. Everything she has is in the business. She wants a long-term business.

Janet Meizis, a resident of Edgewater Apts., 1073 Sheridan Rd., commented that she came to Wisconsin from Chicago for peace and quiet. She described police cars in the parking lot. Noise was excessive and intolerable to her. She believes this business would diminish her quality of life. She believes permits should protect everyone; not owners that do not live in the area.

Richard Issleb, a resident of Edgewater, reported that the location is between two apartment buildings. Speed limit is 45 and the area is very dark. There are many accidents during the day. He states he counted the vehicles and gave up at 84. People were walking across the street. After leaving the bar, he stated that people went to cars and had parties on the street. He said it looked like two city blocks full of people. He believes this is a danger zone with no lights and the number of people crossing the street. Many vehicles had to brake hard.

Richard Drezdon, a resident of Edgewater, stated that he moved there a year ago because of the student atmosphere. He reported that there are many students in the complex for the quiet. Being on the lake, it is the idealistic setting for quiet and studying.

Elizabeth Bower, a resident of Edgewater, commented that she has lived there for six years and it has always been quiet. She is concerned about the security and well-being of the complex residents. She is concerned about residents' property, including their cars parked there. She does not believe this is the idealistic location for this type of entertainment. She fears there will be altercations on apartment property. With alcohol in tavern patrons' systems, they will not be paying attention.

Mike Ress, property owner, commented that the tavern parking lot is too small; capacity of a maximum of twenty cars. He believes that Lakeshore and Edgewater parking lots will be invaded. Tavern patrons were kept from parking at Edgewater because residents shooed them away. He reported that four squads responded to the location about 2 a.m. to break up a situation outside.

Supr. Michel asked if anyone was arrested. Ress replied no; the deputy stated that they should cut some slack because it was their first night. Deputies did break up the situation. Ress said they will not put up a fence. He said that when bands and DJs come, the whole neighborhood will be invaded and affected.

Carrie Teister, a resident of Edgewater, said she recently moved to Edgewater after her divorce. She stated that she never lived alone before and picked Edgewater for the tranquility of the sight and sounds of the lake. The grounds are beautiful. About 11:30 Saturday night she reported that she was awoken. She went to the balcony and saw public urination; jumping on cars; and heard swearing and comments about dope. People were running across the street and drivers were slamming on their brakes. She stated that there was a constant flow of people. She said she is not used to seeing this and said people were dressed like hookers. She was afraid her car would be damaged and was afraid for her safety.

Supervisor Comments: None

Chairman Comments: Supr. Michel stated that he appreciated everyone being prompt with the change in starting time.

Minutes Read: May 11, 2011 and June 8, 2011

Motion by: Johnson **Seconded by:** Frederick **Approved:** unanimously with June 8 minutes amended to include that Supr. Grulich abstained from voting on the Country Thunder resolution under that resolution as well as under Supervisor Comments.

Resolutions from the Kenosha County Sheriff's Department:

1) FY11 Law Enforcement Justice Assistance Grant (JAG)

Motion by: Haas **Seconded by:** Grulich **Approved:** unanimously
Capt. Falduto presented the resolution to accept \$18,870.00. This is the KSD's 40% split with the City of Kenosha. Money will be used to purchase automatic electronic defibrillators, flashlights, and marine equipment.

2) Probationary Cabaret License – The Climax Tavern

Michel passed the gavel to Haas.
Michel made a motion; seconded by Zerban; approved unanimously to table this resolution for one month allowing investigation and monitoring of the Climax Tavern by the Sheriff's

Department. Haas added that the Fire Department could evaluate for capacity maximums at the tavern. Michel stated that he is not taking sides; he wants the Sheriff's Dept. to investigate, report, and advise. Capt. Apker explained that when someone applies for a probationary cabaret license it takes time for the checks and inspections and to get on the agenda. During this time they allowed one Special Event License per month. One was used the past Saturday. They pay for each of these licenses. If they do not have the ability to have a special event, KSD will not be able to evaluate. Michel said there should be at least one more. At least watch the operation without entertainment. A probationary license can be revoked after it is issued. Apker stated that they probably will not have more entertainment until after this month. There were two calls for service for disorderly conduct and loud music. The complaints were unfounded and no citations were issued.

Frederick commented that there was a big crowd and asked if it was advertised. Angela Hale replied that it was advertised and word of mouth.

3) Activity Control for the Shadow Hill Ranch

Motion by: Frederick **Seconded by:** Johnson **Approved:** unanimously

This resolution is for an event called, "Rock the Ranch", which is scheduled for August 13, 2011. This is a one-day event with no overnight camping. Grounds have already been approved to hold the Country Thunder event. The KSD will have eight deputies assigned to this event from 8 a.m. on Saturday until 3 a.m. on Sunday morning. The cost for the law enforcement coverage will be paid for by the event coordinators. Committee members commented that they read the packet and event information and all seemed appropriate and acceptable.

Any Other Business Allowed by Law: Supr. Haas asked Capt. Apker for reports, including parking capacity, for the Climax Tavern.

Meeting Adjourned: 7:10 p.m. on motion by Haas, seconded by Johnson.

Respectfully Submitted,

Donna L. DeBree