

1. Agenda

Documents: [PSHS_20150908_AG.PDF](#)

2. Agenda Packet

Documents: [PSHS_20150908_PK.PDF](#)



Administrative
Offices
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax: (608) 270-4212
www.fitchburgwi.gov

**AGENDA
PUBLIC SAFETY & HUMAN SERVICES COMMITTEE
TUESDAY, SEPTEMBER 8, 2015
6:30 P.M.
FITCHBURG CITY HALL**

NOTICE IS HEREBY GIVEN that the Fitchburg Public Safety & Human Services Committee will hold a meeting at **6:30 P.M.** on **September 8, 2015** in the Conference Room at the Fitchburg City Hall, 5520 Lacy Rd., Fitchburg, WI for the purpose of:

(Note: Full coverage of this meeting is available through FACTv and Streaming Video, accessible on the city web site at <http://factv.fitchburgwi.gov/Cablecast/Public/Main.aspx?ChannelID=3>)

- 1. Call to Order**
- 2. Approval of Minutes – August 25, 2015**
- 3. Public Appearances – Non-Agenda Items**
- 4. Consideration of the Following Fermented Malt Beverage and Intoxicating Liquor Licenses: (Issuance Contingent upon Payment of all Fees owed to The City of Fitchburg) All are new applications.**

**CLASS “B” FERMENTED MALT BEVERAGE RETAIL LICENSE AND
RESERVE “CLASS B” INTOXICATING LIQUOR RETAIL LICENSE**

Amy Sanborn, 6254 Verona Road – DBA Mad Power Training – William F. Kohl, Agent

- 5. Temporary Operator Licenses: (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg) Midwest Gypsy Swing Fest – Emmett Delaney-Potthoff, Margaret Delaney-Potthoff, Sims Delaney-Potthoff**
- 6. Consideration of the Following Application for Temporary Class “B”/”Class B” Retailers License “Picnic License” (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg)**
Midwest Gypsy Swing Fest, 4112 Hegg Avenue, Madison, WI to hold a Music Fest on Friday, September 11, 2015 and Saturday, September 12, 2015, from 7:00 pm to 10:00 pm at 5927 Adams Road, Fitchburg, WI (For Sale of Fermented Malt Beverages and Wine)
- 7. Public Hearing for Consideration of the Following Applications for a Sound Amplification Permit**
Midwest Gypsy Swing Fest, 4112 Hegg Avenue, Madison, WI to hold a Music Fest on Friday, September 11, 2015 and Saturday, September 12, 2015 at 5927 Adams Road, Fitchburg, WI with Amplified Live Music from 7:00 pm to 10:30 p.m.

8. **Consideration of the Following Application for Street Use Permit**
Ironman Wisconsin, 5976 Executive Drive, Suite B, Fitchburg, WI for Bike Portion of Ironman Triathlon to be held Sunday, September 13, 2015 from 4:00 a.m. to 6:00 p.m. using various Fitchburg roads.
9. **Ordinance 2015-O-23** An Ordinance Amending Chapter 70, Section 70-309 Forfeiture Schedule (*tabled from July 28, 2015 meeting*)
10. **Staff Report- Operator license update**
11. **Announcements**
 - a. Next meeting date is September 22, 2015
12. **Adjournment**

Note: It is possible that members of and possibly a quorum of members of other government bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact Fitchburg City Hall, 5520 Lacy Road, Fitchburg WI 53711, (608) 270-4200.



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**DRAFT MINUTES
PUBLIC SAFETY & HUMAN SERVICES COMMITTEE
TUESDAY, AUGUST 25, 2015
6:30 P.M.
FITCHBURG CITY HALL**

PRESENT: Chairperson Carol Poole, Alder Jason Gonzalez, Alder Tony Hartmann (arrived at 6:47) Others present, Patti Anderson, City Clerk.

- 1. Call to Order** Chairperson Poole called the meeting to order at 6:34 p.m.
- 2. Approval of Minutes** – Motion by Gonzalez to **approve** the August 11, 2015 minutes.
Motion carried.
- 3. Public Appearances – Non-Agenda Items**
- 4. Motion by Gonzalez for Consideration of Change of Agent for Speedway, LLC. – DBA Speedway #4170** - Timothy J. Armstrong, 302 Madison Street, Marshall, WI 53559
Motion carried.
- 5. Motion by Gonzalez to approve all Temporary Operator Licenses: (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg)** Verona Road Business Coalition, Joyce Frey, Steven Leverentz
Motion carried.
- 6. Motion by Gonzalez to approve** request by Lucas Glasgow, Store Director for Fitchburg Hy-Vee, located at 2920 Fitchrona Road, Fitchburg, WI, for a change in the premise description for Thursday, September 17, 2015 to allow for serving of alcohol in the east side of the parking lot for a Verona Road Business Appreciation Oktoberfest Fundraiser Event during the hours of 4:00 p.m. to 8:00 p.m.
Motion carried.
- 7. Consideration of the Following Fermented Malt Beverage and Intoxicating Liquor Licenses: (Issuance Contingent upon Payment of all Fees owed to The City of Fitchburg) All are New applications.**

CLASS “A”/“CLASS A” FERMENTED MALT BEVERAGE & INTOXICATING LIQUOR
W.D.S. Inc., 5276 Williamsburg Way - DBA Liquor Town – Bill O’Connell, Agent

Bill O’Connell was present and answered questions.

Motion by Gonzalez to **approve** alcohol license as listed, contingent upon payment of all fees owed to the City.
Motion carried.

8. Consideration of the Following Applications for Cigarette License:

a. Liquor Town

Motion by Gonzalez to **approve** new cigarette licenses as listed, contingent upon payment of all fees owed to the City.

Motion carried.

9. Chairperson Poole opened Public Hearing for Consideration of the Following Applications for a Sound Amplification Permit at 6:42 p.m.

a. Verona Road Business Coalition, c/o Joyce Frey, 5520 Lacy Road, Fitchburg, WI for a Customer Appreciation and Fundraiser on Thursday, September 17, 2015 at Hy-Vee, 2920 Fitchrona Road, Fitchburg, WI with Amplified Live Music from 4:00 p.m. to 8:00 p.m.

b. Calvary Bible Fellowship, 2841 Index Road, Madison, WI for a Church Family Fun Daze on Saturday, September 19, 2015 at Tower Hill Park, 5610 Cheryl Drive, Fitchburg, WI with Amplified Live Music from 6:00 p.m. to 9:00 p.m.

Dana Marks was present and answered questions regarding the event.

Public Hearing closed at 6:44 p.m. Motion by Gonzalez to **approve** all sound permits. Motion carried.

10. Motion by Gonzalez to remove from the table Operator Licenses needing special attention where applicant must be present (tabled from August 11, 2015): (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg – Notes: N = New, All Others = Renewal - Jewitt L. White – N

Poole noted that the applicant has withdrawn his application.

Motion by Gonzalez to **deny** Operator Licenses needing special attention where applicant must be present (tabled from August 11, 2015): (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg – Notes: N = New, All Others = Renewal - Jewitt L. White – N

11. Staff Report- Operator license update

Clerk Anderson reported that 6 new operator license applications were approved.

Alder Hartmann arrived 6:47 p.m.

12. Announcements

a. Next meeting date is September 8, 2015

13. Motion by Gonzalez to adjourn. Motion carried.

Time 6:48 p.m.

Note: It is possible that members of and possibly a quorum of members of other government bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact Fitchburg City Hall, 5520 Lacy Road, Fitchburg WI 53711, (608) 270-4200.

**CITY OF FITCHBURG
LIQUOR LICENSE APPLICATIONS
September 8, 2015
6:30 P.M.**

NOTICE IS HEREBY GIVEN that the following applications have been filed in the Office of the City Clerk of Fitchburg for the sale of beer and/or liquor in said City for such premises as indicated. The applications will be considered by the Public Safety and Human Services Committee at 6:30 p.m. on Tuesday, September 8, 2015 at the Fitchburg City Hall, 5520 Lacy Road, Fitchburg, WI The Common Council will take action on these applications the same night at 7:30 p.m.

**CLASS "B" FERMENTED MALT BEVERAGE RETAIL LICENSE AND
RESERVE "CLASS B" INTOXICATING LIQUOR RETAIL LICENSE**

Amy Sanborn, 6254 Verona Road – DBA Mad Power Training – William F. Kohl, Agent

Patti Anderson
City Clerk

Publish: September 1, 2, 3

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning September 1 20 15 ;
ending June 30 20 16

TO THE GOVERNING BODY of the: Town of } Fitchburg
 Village of }
 City of }

County of Dane Aldermanic Dist. No. _____ (if required by ordinance)

Applicant's Wisconsin Seller's Permit Number: <u>456-10269929</u> 08	
Federal Employer Identification Number (FEIN): _____	
LICENSE REQUESTED ▶	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ <u>100</u>
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class B liquor	\$
<input checked="" type="checkbox"/> Reserve Class B liquor	\$ <u>500.00</u>
Publication fee	\$ <u>100</u> → R&I-10
TOTAL FEE	\$ <u>700.00</u>

1. The named INDIVIDUAL PARTNERSHIP LIMITED LIABILITY COMPANY
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): ▶ Amy Sanborn
MAD POWER TRAINING

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

President/Member Amy Sanborn Title _____ Name _____ Home Address 729 Forest View Drive Verona Post Office & Zip Code 53593
Vice President/Member _____
Secretary/Member _____
Treasurer/Member _____
Agent ▶ William F. Kohl
Directors/Managers _____

3. Trade Name ▶ MAD POWER TRAINING Business Phone Number 608-212-0654
4. Address of Premises ▶ 6254 Verona Rd Fitchburg WI Post Office & Zip Code ▶ 53719

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No (has completed)
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state _____ and date _____ of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) only served and stored at the front desk area
10. Legal description (omit if street address is given above): _____
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
(b) If yes, under what name was license issued? _____
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] Yes No
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776] Yes No
14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

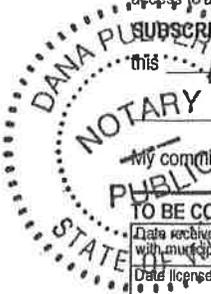
SUBSCRIBED AND SWORN TO BEFORE ME

this 10th day of July 20 15
Dana Pulver
(Clerk/Notary Public)
My commission expires 9/25/2016

Amy Sanborn
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)
(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>7-10-15</u>	Date reported to council/board <u>9-8-15</u>	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	



ch 73

SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT ORGANIZATION OR LIMITED LIABILITY COMPANY

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town Village City of Fitchburg County of Dane

The undersigned duly authorized officer(s)/members/managers of MAD POWER TRAINING
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as

MAD POWER TRAINING
(trade name)

located at 6254 Verona Rd Fitchburg, WI 53719

appoints William F. Kohl
(name of appointed agent)

(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 30 YEARS

Place of residence last year 729 Forest View Drive Verona WI

For: MAD POWER TRAINING
(name of corporation/organization/limited liability company)

By: [Signature]
(signature of Officer/Member/Manager)

And: [Signature]
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, William F Kohl, hereby accept this appointment as agent for the
(print/type agent's name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

[Signature] 7/10/2015
(signature of agent) (date)

729 Forest View Drive Verona WI
(home address of agent) Agent's age 54
Date of birth 54

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on 8-3-15 by [Signature] Title Police Chief
(date) (signature of proper local official) (town chair, village president, police chief)

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
SANBOEN		Amy		J	
Home Address (street/route)		Post Office	City	State	Zip Code
724 Forest View DR			Verona	WI	53593
Home Phone Number		Age	Date of Birth	Place of Birth	
608-212-0654		51		MADISON, WI	

The above named individual provides the following information as a person who is (check one):

Applying for an alcohol beverage license as an individual.

A member of a partnership which is making application for an alcohol beverage license.

Owner of Mad Power Training
(Officer/Director/Member/Manager/Agent) of (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 23 years
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? Yes No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
n/a
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? Yes No
 If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
 If yes, identify. _____
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? Yes No
 If yes, identify. _____
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Dragonfly Hot Yoga	6227 Mckee Road Fitchburg	~ MAY 2012	Oct. 2014
Supreme Health & Fitness	5555 Odana Road MADISON	~ 1999	2013

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 10th day of July, 2015

Dana Pulver
(Clerk/Notary Public)

My commission expires 9/25/2016

Amy J Sanboen
(Signature of Named Individual)



AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
William Kohl		William		Fredrick	
Home Address (street/route)		Post Office	City	State	Zip Code
724 Forest View Dr			Verona	WI	53593
Home Phone Number		Age	Date of Birth	Place of Birth	
262 - 617 - 5645		55		Marshall WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an **individual**.
- A member of a **partnership** which is making application for an alcohol beverage license.
- _____ of _____
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? OVER 30 years
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? Yes No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? Yes No
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
If yes, identify. _____
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? Yes No
If yes, identify. _____
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Water Street Solutions	6408 Parnell Ave 53425	Jan 2008	FEB 2012
Advanced Water Recovery	301 Wabasha St Rapid City SD 57701	MAR 2012	Present

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 15th day of July, 2015
[Signature]
(Clerk/Notary Public)

[Signature]
(Signature of Named Individual)

My commission expires permanent

AGENT AUTHORIZATION LETTER

Date: 7/10/2015

I, Amy J Sanborn, officer for
MAD POWER TRAINING,
(Corporation or LLC Name) (D/B/A)

authorize and appoint William Kohl as liquor/beer agent for
(Agent Name)

the premise located at 6254 Verona Rd Fitchburg Wi.
(Address of Licensed Premise)

Amy J Sanborn
Officer of Corporation or LLC

Subscribed and sworn to before me this 10th day of July, 2015.

Dana Pulver
Notary Public
State of Wisconsin County of Dane
My Commission Expires: 9/29/2016





APPOINTMENT OF LIQUOR/BEER AGENT

Date: 7/10/2015

State of Wisconsin

County of Dane

I, William F. Kohl, appointed liquor/beer agent, for MAD POWER TRAINING, being first duly sworn say that I have vested in me, by properly authorized and executed written delegation, full authority and control of the premise described in the license of such corporation, and I am involved in the actual conduct of the business (employee) or have a direct financial interest in the business of the licensee therein relating to the intoxicating liquor/fermented malt beverage. The interest I have in the business is: building owner.

Signature of Agent

Identify the registered agent for purposes of service of process pursuant to §180.0504, Wis. Stats. for Corporations and 101.0105(8) Wis. Stats. as it pertains to Limited Liability Companies.

Name: William F. Kohl; Mailing Address: 729 Forest View Drive; City: Verona, State: WI, Zip: 53593

Subscribed and sworn to before me this

10 day of July, 2015.

Notary Public, Dane County, Wisconsin; My commission expires: permanent

PUBLIC SAFETY & HUMANS SERVICES COMMITTEE AND COUNCIL APPROVAL REQUIRED FOR ALL AGENT CHANGES.

Packet ✓

Memorandum

To: Public Safety & Human Services Committee
From: Thomas Blatter, Chief of Police *TB*
Date: 7/31/2015
Re: Alcohol Beverage License Applications

I have reviewed the Alcohol Beverage License Applications submitted by the following and find no reason why these licenses should not be granted.

<u>Business</u>	<u>Location</u>	<u>Agent</u>
Mad Power Training	6254 Verona Road	William Kohl



Packet ✓

Tracy Oldenburg

From: Mark Sewell
Sent: Monday, August 24, 2015 3:38 PM
To: Tracy Oldenburg; Patti Anderson
Subject: RE: Licensed premises ~Mad Power Training

Public Safety and Council will have to determine if this is a recreation premises. The applicant should have a description of the "recreation" that is being contemplated

From: Tracy Oldenburg
Sent: Monday, August 24, 2015 1:59 PM
To: Patti Anderson
Cc: Mark Sewell
Subject: FW: Licensed premises ~Mad Power Training

FYI ~ sound like it is up to Fitchburg. I know that the Police (Todd Stetzer) went through the place and is okay with it and Tom Blatter signed off on the application as well.

Please let me know what you decide or if you want to talk it over with Mark.

Thank you Patti,

Tracy Oldenburg

Deputy City Clerk
City of Fitchburg
5520 Lacy Road
Fitchburg, WI 53711
Phone: 608-270-4202 Fax: 608-270-4212



From: Lee, Jason A - DOR [<mailto:Jason.Lee@revenue.wi.gov>]
Sent: Monday, August 24, 2015 1:52 PM
To: 'williamkohl@me.com'
Cc: Tracy Oldenburg
Subject: Licensed premises

Good Afternoon William,

Sorry I wasn't able to respond last week but I was out of town for training and I also had a day off. Anyway, I had a chance to look at your blueprint and state statutes regarding your fitness facility getting an alcohol license.

Please look at state statute 125.32(3m) below:

(3m) LIMITATIONS ON OTHER BUSINESS; CLASS "B" PREMISES. No Class "B" license or permit may be granted for any premises where any other business is conducted in connection with the premises, except that this restriction does not apply if the premises for which the Class "B" license or permit is issued is connected to premises where other business is conducted by a secondary doorway that serves as a safety exit and is not the primary entrance to the Class "B" premises.

No other business may be conducted on premises operating under a Class "B" license or permit. These restrictions do not apply to any of the following:

125.32(3m)(a) (a) A hotel.

125.32(3m)(b) (b) A restaurant, whether or not it is a part of or located in any mercantile establishment.

125.32(3m)(c) (c) A combination grocery store and tavern.

125.32(3m)(d) (d) A combination sporting goods store and tavern in towns, villages and 4th class cities.

125.32(3m)(e) (e) A combination novelty store and tavern.

125.32(3m)(f) (f) A bowling center or recreation premises.

125.32(3m)(g) (g) A club, society or lodge that has been in existence for 6 months or more prior to the date of filing application for the Class "B" license or permit.

125.32(3m)(h) (h) A movie theater.

125.32(3m)(i) (i) A painting studio.

After looking at the statutes, the City of Fitchburg will have to determine if your business meets the definition of a recreation premises (125.32(3m)(f)). If so, then you would be able to get a Class B fermented malt beverage/intoxicating liquor license for your business. I know that your business is a little more unique since it is only open to members and not open to the general public. I have checked with some co-workers and they have told me that there are some municipalities in Wisconsin that have issued licenses to fitness centers and that there are some that have denied fitness centers an alcohol license. Since it is the municipality that issues alcohol licenses, it will be the municipalities determination in how they interpret the statute. The main thing is that the municipality must be fair and consistent with all licensees in the same or similar circumstances.

I did not find any other statutes that would relate to your business and you being issued an alcohol license.

Please let me know if you have any further questions regarding this matter.

Thank you,

**Jason A. Lee, Special Agent
Alcohol & Tobacco Enforcement
2135 Rimrock Road
P.O. Box 8933
Madison, WI 53708
608.267.5190 (Office)
608.261.6240 (Fax)**

CONFIDENTIALITY NOTICE: This electronic mail transmission and any accompanying documents contain information belonging to the sender which may be confidential and legally privileged. This information is only for the use of the individual or entity to whom this electronic mail transmission was intended. If you are not the intended recipient, any disclosure, copying, distribution, or action taken in reliance on the contents of the information contained in this transmission is strictly prohibited. If you have received this transmission in error, please immediately contact the sender and delete the message. Thank you.

Packet

Tracy Oldenburg

From: Patti Anderson
Sent: Tuesday, August 25, 2015 3:04 PM
To: Tracy Oldenburg
Subject: FW: Mad Power 5264 Verona Road

Can you please add this information to the license request materials we have on file.

From: Todd Stetzer
Sent: Tuesday, August 25, 2015 3:01 PM
To: Mark Sewell; Patti Anderson
Subject: FW: Mad Power 5264 Verona Road

FYI during the discussion the owners indicated they were told by John Crook the capacity had been reduced to 160 due to limited parking.

From: Todd Stetzer
Sent: Tuesday, August 25, 2015 2:58 PM
To: Mark Sewell; Patti Anderson
Subject: FW: Mad Power 5264 Verona Road

From: Todd Stetzer
Sent: Tuesday, August 25, 2015 11:07 AM
To: Thomas Blatter
Subject: Mad Power 5264 Verona Road

On August 08, 2015 I met with the owners of Mad Power located at 5264 Verona Road. The owners indicated their intent is to offer alcohol on a very limited basis. The alcohol would be limited to the nail spa area and a small seating area located where the "old bar of the Dry Bean Saloon" is located in the building design.

The nail spa area would allow customers could have a glass of wine as their nails are done. A max of three people at a time are able to be seating in the nail spa area.

The seating area (old bar area) would allow beer or wine after a workout and will seat approximately 12 people. The seating area was described as being designed to be an elevated seating are above the main gym floor located adjacent to the "back bar" from the former Dry Bean Saloon. Amy one of the owners and the yoga instructor indicated her intent is to retain the memories of families to previously brought their families to dinner at the Dry Bean.

The owners indicated the capacity was for the business has been reduced to 160, however they intend to have no more than 85 people on the premises at any time.

Public hearing and consideration of Conditional Use Permit request, CU-2066-15, by William Kohl, agent for MadPower Training Center, LLC, to allow for sale of beer and wine in the private fitness studio at 5264 Verona Road, Lot 2 Willow Run.

Site Details:

Acres: ~1.2

Existing Use: Mad Power Training (yoga, nails, etc)

Current Zoning: B-G (General Business)

Background & Application Description:

MadPower Training Center, located at 5264 Verona Road (former Dry Bean building) is requesting approval to serve beer and wine at the private fitness and yoga club.

Staff Evaluation:

MadPower Training is located in the former Dry Bean building at 5264 Verona Road. The business is a hot fitness studio that offers its members fitness, yoga and barre classes. As part of the remodeling for the new business, the owners have decided to preserve the bar as a front desk; they would also like this to be an area where members can sit and enjoy a glass of wine or beer. The facility is not open to the public and is by membership only.

Section 22-640(c) of the Zoning Ordinance identifies the standards by which the Plan Commission shall review conditional use permits. No conditional use shall be approved by the plan commission

unless the commission shall find:

- (1) That the establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.
- (2) That the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.
- (3) That the establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
- (4) That adequate utilities, access road, drainage and/or necessary facilities have been or are being provided.
- (5) That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.
- (6) That the conditional use shall, in all other respects, conform to the applicable regulations of the district in which it is located.

Staff has not identified any concerns with this request.

Consistency with Comprehensive Plan:

Future Land Use Plan: BUS (Business)

Staff has not identified any inconsistencies with the proposed CUP and the Comprehensive Plan.

Staff Recommendation:

Staff recommends approval of CU-2066-15 with the following conditions:

- 1.) No other permit or approval is waived or deemed satisfied except for the approval provided herein.
- 2.) Applicant shall obtain appropriate liquor license approvals prior to serving any wine or beer on the property.
- 3.) Serving of any beer or wine is limited to members of the private fitness club.

Approved Unanimously 7/21/2015



Administrative Offices
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax: (608) 270-4212
www.fitchburgwi.gov

August 28, 2015

Mad Power Training
Attn: Amy Sanborn
724 Forest View Drive
Verona, WI 53593

Dear Amy,

This is a reminder to attend the Public Safety & Human Services Committee Meeting for Tuesday, September 8, 2015 at 6:30 P.M. in the Conference Room at City Hall, 5520 Lacy Road, Fitchburg, WI.

It will be necessary for you, or someone representing your organization to attend this meeting as you will need to be available to answer any questions the committee may have in regards to your application. Please arrive no later than 6:30 p.m.

If you have any questions, please give us a call at 270-4200. Thank you.

Sincerely,

Tracy Oldenburg
Deputy City Clerk
City of Fitchburg

APPLICATION FOR TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00

Application Date: 8/12/15

Town Village City of Fitchburg County of Dane

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
 A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 9-11-15 and ending 9-12-15 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. ORGANIZATION (check appropriate box) Bona fide Club Church Lodge/Society Veteran's Organization Fair Association

(a) Name Midwest Gypsy Swing Fest

(b) Address 4112 Hegg Ave Madsen WI 53716
(Street) Town Village City

(c) Date organized 11/2003

(d) If corporation, give date of incorporation _____

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box:

(f) Names and addresses of all officers:

President Sims Delaney Pottsoff DOB: _____

Vice President _____ MI. DOB: _____

Secretary _____ MI. DOB: _____

Treasurer _____ MI. DOB: _____

(g) Name and address of manager or person in charge of affair: Sims Delaney Pottsoff DOB: _____
 PHONE: 608/658-6988 EMAIL: _____

2. LOCATION OF PREMISES WHERE BEER AND/OR WINE WILL BE SOLD:

(a) Street number 5927 Adams Rd Fitchburg

(b) Lot _____ Block _____

(c) Do premises occupy all or part of building? part

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: **MUST PROVIDE SKETCH OF SERVING AREA WITH THIS APPLICATION**

3. NAME OF EVENT

(a) List name of the event Midwest Gypsy Swing Fest # Years for Event: 12

(b) Dates of event 9/11/15 to 9/12/15 # of Bartender/Server: 3

(c) Times Serving Alcohol 7pm to 10pm

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer Sims Delaney Pottsoff
(Signature/Date)

Midwest Gypsy Swing Fest
(Name of Organization)

Officer P.O. 08-15-15
(Signature/Date)

Officer _____
(Signature/Date)

Date Filed with Clerk 8/12/15 Rec # 1-10912

Date Reported to Council or Board _____

Date Granted by Council _____

License No. _____

ok id
8-19

Adams Rd

PARKING

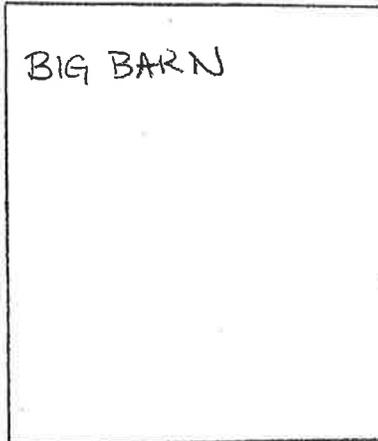


Additional parking

BAR
HERE



Drawing
HERE



Tracy Oldenburg

From: Chad Brecklin
Sent: Tuesday, August 18, 2015 2:05 PM
To: Tracy Oldenburg
Subject: Midwest Gypsy Swingers Event

Tracy,

The police department has no concerns regarding the Midwest Gypsy Swingers event.

Regards,

Chad

Chad A. Brecklin
Lieutenant
City of Fitchburg Police Department
5520 Lacy Road
Fitchburg, WI 53711
608-270-4361
chad.brecklin@fitchburgwi.gov

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City of Fitchburg Public Safety & Human Services Committee will hold a Public Hearing on Tuesday, September 8, 2015 at 6:30 p.m. In the Conference Room at the Fitchburg City Hall, 5520 Lacy Road, Fitchburg, WI for the purpose of receiving comments on the following application for a Sound Amplification Permit:

Midwest Gypsy Swing Fest, 4112 Hegg Avenue, Madison, WI to hold a Music Fest on Friday, September 11, 2015 and Saturday, September 12, 2015 at 5927 Adams Road, Fitchburg, WI with Amplified Live Music from 7:00 pm to 10:30 p.m.

Patti Anderson
City Clerk

Published: August 28, 2015



FITCHBURG OUTDOOR SOUND AMPLIFICATION APPLICATION

City of Fitchburg Clerk's Office
5520 Lacy Road
Fitchburg, WI 53711

PART I TO BE COMPLETED BY APPLICANT - PLEASE PRINT A APPLICATION MUST BE FILED AT LEAST 30 DAYS PRIOR TO THE EVENT

DATE 8/12/15

NAME (INDIVIDUAL OR ORGANIZATION) Midwest Gypsy Swing Fest

ADDRESS 4112 Hegg Ave

CITY Madison STATE WI ZIP 53716 PHONE # 608-658-6988

E-MAIL ADDRESS simsdp39@gmail.com

DATE OF EVENT 9/11 & 12/2015 HOURS FOR SOUND: FROM 7pm TO 10:30pm

TYPE OF EVENT music fest

LOCATION W/ADDRESS 5927 Adams Rd, Fitchburg

Please note: If you are using a City of Fitchburg Park, you must attach a copy of your Park Reservation Confirmation to this Application. If you are serving/selling beer and/or wine, you must also apply for a Class "B" Picnic Beer/Wine License - \$10

ESTIMATED ATTENDANCE 450

PLEASE DESCRIBE EQUIPMENT THAT WILL BE USED

small PA system LIVE Amplified Music

I, Sim Delaney-Potthoff (APPLICANT OR AGENT) DECLARE UNDER PENALTIES OF LAW THAT THE INFORMATION PROVIDED IN THIS APPLICATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

APPLICANT'S SIGNATURE [Signature]

PART II TO BE COMPLETED BY CITY OF FITCHBURG STAFF

RECEIVED BY RB DATE 8/12/15 FEE \$50.00 CHECK # 9463

DATE PUBLISHED August 28, 2015 HEARING DATE September 8, 2015

ACTION: APPROVED DENIED DATE

IF DENIED, REASON(S) FOR DENIAL:



Administrative Offices
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax: (608) 270-4212
www.fitchburgwi.gov

August 28, 2015

Mr. Sims Delaney-Potthoff
Midwest Gypsy Swing Fest
4112 Hegg Avenue
Madison, WI 53716

Dear Sims,

This is a reminder to attend the Public Safety & Human Services Committee Meeting for Tuesday, September 8, 2015 at 6:30 P.M. in the Conference Room at City Hall, 5520 Lacy Road, Fitchburg, WI.

It will be necessary for you, or someone representing your organization, to attend this meeting as you will need to be available to answer any questions the Committee may have in regards to your event. Please arrive no later than 6:30 p.m.

If you have any questions, please give us a call at 270-4200. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read 'RMB'.

Ruth M. Becker
Administrative Receptionist
City of Fitchburg



REC# 10219
8/14/15
RB

Street Use Permit Application
For Large Scale Events
(Three (3) or more City Blocks, or More than 1,200 feet)
\$60.00 NONREFUNDABLE application fee is required at time of filing

Sponsoring Agency (if applicable) Ironman Wisconsin
Street Address: 5976 Executive Dr. Suite B Fitchburg, WI 53719
Web Site and e-mail address: www.ironamnwisconsin.com ryan.richards@ironman.com
Phone # 608-209-6958 Fax # 608-276-9780

Contact Person Ryan Richards
Street address if different than above _____
E-mail address _____
Phone # _____ Fax # _____

Street name and block numbers (attach map and diagram) Map Attached.

Date(s) of Closure/Use 9/13/2015 Rain Date? NO
Hours of Closure/Use 4:00 am - 6:00 pm (set-up/tear down) Estimated Attendance 2500

Describe Event (include time table indicating hours of set up and tear down if applicable)
Bike portion of Ironman triathlon.

Additional permits are required for the following activities - applications available at the City Clerk's office:

- Use of amplified music - Sound Permit - \$50
(Applicant may apply for both street & sound permits, but do not qualify for a discount)
- Sale of beer and/or wine - Class "B" Picnic Beer/Wine License \$10

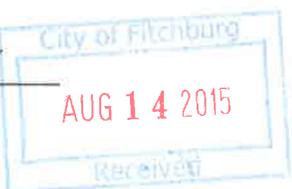
Please note: If you are using a City of Fitchburg Park, you must attach a copy of your Park Reservation Confirmation to this Application.

If traffic control devices are required for this event, the City may have a supply available for community events. These signs and barricades are designed to be light weight to be handled easily by an adult. The sponsor of the event is responsible for picking up the required equipment and placing at the locations of the approved traffic control plan. The equipment is available at the City maintenance facility at 2373 S. Fish Hatchery Rd from 7 AM to 3 PM. To Reserve Barricades: Contact Public Works/ Streets Department at mark.hodel@fitchburgwi.gov - please include "Special Events Barricades" in the subject line.

Signature of Applicant [Signature] Date 8/13/15
(Falsification of information will result in denial of permit)

Return completed application and \$60 application fee to:
Fitchburg City Clerk Office, 5520 Lacy Road, Fitchburg, WI 53711

DATE RECEIVED 8/14/15 CHECK # CASH \$60
ACTION: APPROVED _____ DENIED _____ DATE Sept. 8th 2015



BIKE COURSE

112 Miles • Two-Loop • Madison, Wisconsin

The bike course takes riders 16 miles out of town before beginning two 40-mile loops in rural Dane County. These loops are extremely hilly, with many tough climbs and turns throughout. Athletes will get a lift as they pass through the renowned crowds at the Verona Loop Festival.

TURN BY TURN

- Exit Monona Terrace down ramp on to John Nolan Drive
- Left on E. Lakeside Street
- Bear right on Olin-Turville Court
- Right on Wingra Bike Path under John Nolan Drive
- Bear left on Olin Avenue
- Right on Expo Way enter Alliant Energy Center parking lot
- Right on Alliant Energy Center Parking Lot Perimeter Road
- Bear Left across Alliant Energy Center Parking Lot to South Entrance/Exit
- Left on Rusk Avenue
- Right on Rimrock Road
- Right on E. Badger Road
- Left on Ski Lane (becomes Oregon Road)
- Right on McCoy Road
- Bear left on S. Syene Road
- Right on Irish Lane
- Left on Caine Road
- Right on Whalen Road
- Right on County Highway M
- Left on Locust Drive
- Right on Bruce Street
- Left on Paoli Street
- Right on Valley Road
- Right on Sugar River Road
- Left on Marsh View Road
- Left on County Highway G
- Right on Messerschmidt Road
- Right on Route 92
- Right on N. 8th Street
- Right on County Highway S
- Left on Witte Road
- Right on County Highway J
- Left on Garfoot Road
- Left on W. Mineral Point Road
- Right on Garfoot Road
- Right on County Highway KP
- Right on Bourbon Road
- Right on County Highway P
- Left on Stagecoach Road
- Right on North Birch Trail
- Left on Old Sauk Pass Road
- Right on Timber Lane
- Left on Midtown Road
- Right on Shady Oak Lane
- Left on County Highway PD
- Right on N. 9 Mound Road
- Left on Cross Country Road
- Right on County Highway M
- Left on Verona Avenue
- Right on Old County Highway PB
- Right on Whalen Road
- Begin second loop
- At end of second loop, turn left on Whalen Road
- Left on Caine Road
- Right on Irish Lane
- Left on S. Syene Road
- Bear right on McCoy Road
- Left on Oregon Road (becomes Ski Lane)
- Right on E. Badger Road
- Left on Rimrock Road
- Left on Rusk Avenue
- Right into Alliant Energy Center South Entrance
- Bear right into Alliant Energy Center Parking Lot Perimeter Road
- Left out of Alliant Energy Center Northwest Entrance
- Right on Expo Way
- Left on Olin Avenue
- Left on Wingra Bike Path
- Left on E. Lakeside Street
- Right on John Nolan Drive
- Right on south parking ramp to Monona Terrace

- MM** 1ST LOOP MILE MARKERS
- MM** 2ND LOOP MILE MARKERS
- A** AID STATIONS
- T** TRANSITION AREA
- G** COUNTY HIGHWAY
- S** SPECIAL NEEDS

IRONMAN[®]

Wisconsin  madison



Tracy Oldenburg

From: Gus VanderWegen
Sent: Tuesday, August 18, 2015 2:00 PM
To: Tracy Oldenburg; Chad Brecklin
Subject: RE: Paperwork for Bike Portion of Ironman

Tracy,

Public Works is OK with this event with the following concern:

Apparently some group has been painting the road to mark the course of the bike route. This is not being done under the oversight of the Ironman as their policy is to use orange duct tape a week prior to the race and then remove it the day after the race.

The organizer of this event needs to communicate to participant groups and individuals that marking the roads is not appropriate. The organizer could communicate with participants directly since they do have registration information but they could also add information to the Ironman web site so that participants know this is not permissible and not needed because the route location maps are on the web page. Although the marks that were put on the pavement are relatively minor we do not want to give the appearance that our public roads are a canvas for painters especially since we have just resurfaced Whalen Road which has been the target for individual painters in the past.

Gus VanderWegen, P.E.

From: Tracy Oldenburg
Sent: Friday, August 14, 2015 2:12 PM
To: Gus VanderWegen; Chad Brecklin
Subject: Paperwork for Bike Portion of Ironman

Tracy Oldenburg

Deputy City Clerk
City of Fitchburg
5520 Lacy Road
Fitchburg, WI 53711
Phone: 608-270-4202 Fax: 608-270-4212



Tracy Oldenburg

From: Chad Brecklin
Sent: Tuesday, August 18, 2015 2:03 PM
To: Tracy Oldenburg
Subject: Ironman

Tracy,

The police department has no concerns regarding the Ironman event.

Regards,

Chad

Chad A. Brecklin
Lieutenant
City of Fitchburg Police Department
5520 Lacy Road
Fitchburg, WI 53711
608-270-4361
chad.brecklin@fitchburgwi.gov



Administrative Offices
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax: (608) 270-4212
www.fitchburgwi.gov

August 28, 2015

Mr. Ryan Richards
Ironman Wisconsin
5976 Executive Drive, Suite B
Fitchburg, WI 53719

Dear Ryan,

This is a reminder to attend the Public Safety & Human Services Committee Meeting for Tuesday, September 8, 2015 at 6:30 P.M. in the Conference Room at City Hall, 5520 Lacy Road, Fitchburg, WI.

It will be necessary for you, or someone representing your organization, to attend this meeting as you will need to be available to answer any questions the Committee may have in regards to your event. Please arrive no later than 6:30 p.m.

If you have any questions, please give us a call at 270-4200. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read 'RMB'.

Ruth M. Becker
Administrative Receptionist
City of Fitchburg

City of Fitchburg

Committee or Commission Referral

Direct Referral Initiated by:
Direct Referral Approved by:

Date Referred: **July 14, 2015** Ordinance Number: **2015-O-23**
Date to Report Back: **July 28, 2015** Resolution Number:

Sponsored by: Alders Stern, Gonzalez & Carpenter Drafted by: Patrick Stern

**TITLE: An Ordinance Amending Chapter 70, Section 70-309
Forfeiture Schedule**

Background:

When initially enacted the fine schedule for remediation and rehabilitation made sense. As it is clear that we are edging closer to an end to national prohibition, it's time to revisit the fine for possession of marijuana to more closely reflect our values and enforcement priority. Study after study show that those affected by the fines are disproportionately minority, but also Dane County's advisory referendum showed very clearly that this is no longer an area of concern for most people. This update adheres to state and federal law, but places the proper emphasis on the enforcement of the current prohibitive policies. The current forfeiture for possession of marijuana with costs is \$1321.00. This ordinance reduces the total forfeiture to \$62.26.

Order	Referred To	Staff Contact	Place on Agenda For	Action Taken On Referral
1	Public Safety & Human Services	Anderson	July 28, 2015	Tabled, No Action Taken
2	Finance Committee	Dodge	July 28, 2015	Approved
3				
4				

Amendments:



*City of Fitchburg Municipal Court
Hamdy Ezalarab, Municipal Judge
James Gray, Clerk of Court
Suzie Jones, Liaison Officer
5520 Lacy Rd Fitchburg, WI 53711-5318
Phone: (608)-270-4224 Fax: (608)270-4212*

2015 – Possession of Marijuana

JUVENILE Tickets Issued: 1

1 Juvenile Appeared ordered to pay citation and drug testing

ADULT Tickets Issued: 29

Male: 21

Female: 8

African –American: 10

White: 9

Hispanic: 4

Asian: 2

Sent to Collection: 3

Default/ Failed to Appear: 9

Drug Testing: 10

Currently on Drug Testing Program: 8

Did not complete Drug Testing: 2

Tickets Paid in Full: 1

Partial Payments: 2



*City of Fitchburg Municipal Court
Hamdy Ezalarab, Municipal Judge
James Gray, Clerk of Court
Suzie Jones, Liaison Officer
5520 Lacy Rd Fitchburg, WI 53711-5318
Phone: (608)-270-4224 Fax: (608)270-4212*

2014 – Possession of Marijuana

JUVENILE Tickets Issued: 2

1 Juvenile completed Drug Testing and ticket dismissed

1 Juvenile Appeared ordered to pay citation

ADULT Tickets Issued: 50

Male: 38

Female: 12

African –American: 27

White: 17

Hispanic: 6

Sent to Collection: 27

Default/ Failed to Appear: 24

Drug Testing: 8

Completed Drug Testing/ticket dismissed: 6

Did not complete Drug Testing: 2

Tickets Paid in Full: 5

Partial Payments: 8



*City of Fitchburg Municipal Court
Hamdy Ezalarab, Municipal Judge
James Gray, Clerk of Court
Suzie Jones, Liaison Officer
5520 Lacy Rd Fitchburg, WI 53711-5318
Phone: (608)-270-4224 Fax: (608)270-4212*

2013 – Possession of Marijuana

JUVENILE Tickets Issued: 3

2 Juvenile completed Drug Testing and ticket dismissed

1 Juvenile Appeared ordered to pay citation

ADULT Tickets Issued: 88

Male: 69

Female: 19

African –American: 37

White: 41

Hispanic: 10

Sent to Collection: 44

Default/ Failed to Appear at Court: 31

Drug Testing: 11

Completed Drug Testing/ticket dismissed: 8

Did not complete Drug Testing: 3

Tickets Paid in Full: 11

Partial Payments: 18



*City of Fitchburg Municipal Court
Hamdy Ezalarab, Municipal Judge
James Gray, Clerk of Court
Suzie Jones, Liaison Officer
5520 Lacy Rd Fitchburg, WI 53711-5318
Phone: (608)-270-4224 Fax: (608)270-4212*

Cost of drug test

The defendant has the option to go through his/her own insurance and/or primary family doctor.

The cost of drug test is \$41/ drug test at select Dean Clinics in Madison if you do not have insurance.

The Defendant is responsible for the cost. The City pays each test up front and bills the defendant.

Steve Arnold, Mayor
Introduced by

Alders Stern, Gonzalez & Carpenter
Prepared by

Public Safety & Finance
Referred to

July 14, 2015
Date

ORDINANCE 2015-O-23

An Ordinance Amending Chapter 70, Section 70-309 Forfeiture Schedule

The Common Council of the City of Fitchburg, Dane County, Wisconsin ordains as follows:

Section 1. Section 70-309 is amended to read:

70-309 Below is the base range for forfeitures, excluding court costs and other miscellaneous fees, for penalties for any person violating any provision of this Code where a penalty has not already been provided:

Forfeiture		
70-122	Possession of marijuana	\$500.00—1,000.00 \$1

Section 2. This ordinance shall take effect the day after its publication.

Section 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by reason of a decision of any court of competent jurisdiction, such decision shall not affect the validity of any other section, subsection, sentence, clause or phrase thereof

Adopted this ____ day of _____, 20__.

Patti Anderson, City Clerk

Steve L. Arnold, Mayor

Published: