

MINUTES
COMMITTEE ON LAW & LICENSING

May 29, 2007 - 5:00 p.m.
Common Council Chambers

Present: Chairperson Ald. Jim Bohren
Members Present: Ald. Richard Manny, Ald. Eric Rindfleisch
Excused: Ald. Jeanne Kliejunas
Unexcused: Vice Chairperson Ald. William Wangemann
Others in Attendance: Asst. City Atty. Charles Adams, Lt. David Schafhauser, City Clerk Sue Richards, Licensing Clerk Cinda Hawver, Micah Powers, Hamilton Watt, Jeremy Ebert, Douglas Wunrow, Kevin McCabe, Debbie Marks, Lisa Pearson, Jason Violetta, Terry DeYoung

Chairperson Ald. Jim Bohren called the meeting to order at 5:03 p.m.

A motion to approve the minutes of the previous meeting held May 15, 2007 was made by Ald. Rindfleisch and seconded by Ald. Manny. **All ayes; motion approved.**

Discussion and approval of Committee policies

Assistant City Attorney Charles Adams distributed copies of the previous committee policies. Ald. Manny moved, seconded by Ald. Rindfleisch, to adopt the policies as the policies for the 2007-08 Law & Licensing Committee. **All ayes; motion approved.**

R.C. No. 550-06-07 (26-67) – Various License Applications: Bev. Op. Lic. No. 7432-Micah A. Powers [from R.O. No. 601-06-07 (25-77)]

Submitting various license applications for the period ending June 30, 2007 and June 30, 2008.

Micah A. Powers appeared before the committee to discuss his application. Mr. Powers requested that his discussion take place in open session. After discussion of his record and his failure to include violations on his application, Ald. Manny moved, seconded by Ald. Rindfleisch, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

R.O. No. 16-07-08 (3-60) – Various License Applications: “Class B” Liquor Lic. Nos. 1083-The Wild Side (Hamilton Watt) and 1101-Doug’s Skip ‘Er Inn (Douglas V. Wunrow); Bev. Op. Lic. No. 7464-Kevin J. McCabe

Submitting various license applications for the period ending June 30, 2008 and June 30, 2009.

Possible action regarding Bev. Op. Lic. No. 6661–Lisa Pearson

Douglas V. Wunrow and Lisa Pearson appeared before the committee to discuss a violation at and complaints about Doug’s Skip ‘Er Inn. Mr. Wunrow and Ms. Pearson requested that their discussion take place in open session. Mr. Wunrow indicated he is trying to keep the noise down and trash is picked up every morning. He also has someone at the door to watch for people trying to leave with open intoxicants. Mr. Wunrow will distribute his contact phone numbers to the neighbors. The floor was then opened to the concerned neighbors and Debbie Marks spoke regarding the problems she is having. After further discussion, Ald. Manny moved, seconded by Ald. Rindfleisch, to grant

the license with a warning to Mr. Wunrow and issue a warning to Ms. Pearson for the noise violations. **All ayes; motion approved.**

Kevin J. McCabe appeared before the committee to discuss his application. Mr. McCabe requested that his discussion take place in open session. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Manny, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Hamilton Watt appeared before the committee accompanied by Jeremy Ebert and presented his case in closed session.

MOTION TO CONVENE IN CLOSED SESSION was made by Ald. Manny, seconded by Ald. Rindfleisch, under the exemption provided in § 19.85(1)(f) of the Wisconsin Statutes for the purpose of considering social or personal histories of the following licensees, applicants or agents: Hamilton Watt, which if discussed in public, would be likely to have a substantial adverse effect upon the reputation of such person. Each of these persons has the right to demand that consideration of that person's matter be held in open session. **All ayes; motion approved.**

MOTION TO RECONVENE IN OPEN SESSION was made by Ald. Manny and seconded by Ald. Rindfleisch. **All ayes; motion approved.**

Action on matter considered in closed session:

“Class B” Liquor Lic. No. 1083-The Wild Side (Hamilton Watt)

A motion was made by Ald. Manny, seconded by Ald. Rindfleisch, to grant the “Class B” Liquor License to The Wild Side with a warning letter regarding the large number of police calls, and to issue a warning letter to Bev. Op. Lic. No. 2431-Jeremy Ebert regarding his activity on March 10, 2007. **All ayes; motion approved.**

Possible action regarding Bev, Op. Lic. No. 6929-Jason Violetta and Alc. Bev. Lic. No. 2030-Twelfth Parallel, Inc.-The Speakeasy (Terry DeYoung, Agent)

Jason Violetta and Terry DeYoung appeared before the committee and requested that their discussion take place in open session. After discussion of the incident that occurred on May 15, 2007, Ald. Manny moved, seconded by Ald. Rindfleisch, to issue warnings to Mr. Violetta and Mr. DeYoung for permitting patrons on the premises after hours and serving them.

R.O. No. 16-07-08 (3-60) – Various License Applications: All license applications for individuals and entities listed on this R.O. under “Beverage Operator Licenses (June 30, 2009)(NEW)” and “Beverage Operator Licenses (June 30, 2009)(RENEWAL)”

Submitting various license applications for the period ending June 30, 2008 and June 30, 2009.

Ald. Manny moved, seconded by Ald. Rindfleisch, as follows:

- To call in the following license applicants to discuss their applications with the committee:
 - Bev. Op. Lic. App. #7460 (Stephanie M. Garcia); and
- To grant licenses with warning letters (to include all violations on future applications) to:
 - Bev. Op. Lic. App. #6805 (Vanessa Oelhafen);
 - Bev. Op. Lic. App. #4744 (Charity R. Toston); and
- To grant licenses (but require the correction of applications) to:
 - Bev. Op. Lic. App. #1889 (Jeffery Mueller);
 - Bev. Op. Lic. App. #6832 (Raymond Salzwedel); and
- To grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. under **Beverage Operator Licenses (June 30, 2009)(NEW)** and **Beverage Operator Licenses (June 30, 2009)(RENEWAL)**;

All ayes; motion approved.

R.O. No. 43-07-08 (4-123) – Various License Applications

Submitting various license applications for the period ending June 30, 2008 and June 30, 2009.

Ald. Rindfleisch moved, seconded by Ald. Manny, as follows:

- To call in the following license applicants to discuss their applications with the committee:
 - Bev. Op. Lic. App. #7479 (Nicole M. Levanduski);
 - Bev. Op. Lic. App. #7482 (Samantha E. O'Neill);
 - Bev. Op. Lic. App. #7168 (Tiffany Stauber);
 - Bev. Op. Lic. App. #7012 (Alex D. Alvarez);
 - Bev. Op. Lic. App. #3659 (Patrick J. Emmer); and
- To grant licenses with warning letters (to include all violations on future applications) to:
 - “Class B” Intoxicating Liquor Lic. App. #1092-Diamond Dave’s Taco Co. (Carolyn Mlsna, Agent);
 - Bev. Op. Lic. App. #7490 (Julie A. Meisenbech);
 - Bev. Op. Lic. App. #7489 (Joy A. Rablin);
 - Bev. Op. Lic. App. #7478 (William M. Schleicher);
 - Bev. Op. Lic. App. #7481 (John L. Staaben);
 - Bev. Op. Lic. App. #1091 (Eugene Blindauer);
 - Bev. Op. Lic. App. #1229 (Kerry K. Darling);
 - Bev. Op. Lic. App. #5515 (Todd E. Gross);
 - Bev. Op. Lic. App. #5847 (Angela M. Hoepfner);

- Taxicab Lic. App. #5356 (Christos G. Balassi);
- Taxicab Lic. App. #7011 (Kay Konik); and
- To grant licenses (but require the correction of applications) to:
 - Bev. Op. Lic. App. #7488 (Helen S. Medina);
 - Bev. Op. Lic. App. #7051 (Stefany Horner); and
- To approve the change of premise with letter to be sent by City Attorney (indicating this change of premises is contingent upon obtaining Common Council approval for the use of City property and right-of-way for the sale of alcohol, including police approval related to alcohol beverage control)
 - No. 1809-The Wharf; and
- To grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O.

All ayes; motion approved.

Discussion of potential license non-renewals

Discussion regarding bars that are late in getting in their applications. Assistant City Attorney Adams is not aware of any of the bars going out of business and there probably will not be an issue with non-renewals.

R.O. No. 41-07-08 (4-37) – Communication from the Brat Days 2007 Administration Chairman

Communication requesting a review and approval of the operating hours for their annual Brat Days located at Kiwanis on August 2-4, 2007.

A motion was made by Ald. Manny, seconded by Ald. Rindfleisch, to approve the request. **All ayes; motion approved.**

R.O. No. 42-07-08 (4-87) – Communication from Ann Rogers, Fundraising Committee of the Early Bird Rotary Club of Sheboygan

Communication making various requests of the City to hold their annual Lobster Boil Festival, Friday, July 20th in Fountain Park.

A motion was made by Ald. Manny, seconded by Ald. Rindfleisch, to approve the request. **All ayes; motion approved.**

Discussion of law violations that may require future action by the Committee

After hearing a brief report from Attorney Adams, Ald. Manny made a motion, seconded by Ald. Rindfleisch, to call in the following license holder to discuss a certain incident involving law violations with the committee:

- Alc. Bev. Lic. No. 2272 - PJ's Party Zone (Peter Z. Grub, Agent)

All ayes; motion approved.

Ald. Rindfleisch made a motion to adjourn, which Ald. Manny seconded. **All ayes; motion approved.** There being no further business to come before the committee, the meeting was adjourned at 6:27 p.m.

The next committee meeting will be held on June 12, 2007 at 5:00 p.m. in the Common Council Chambers at City Hall.