

City of Sheboygan
2017-03-14

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CITY OF SHEBOYGAN

COMMITTEE ON LAW AND LICENSING MINUTES

MARCH 14, 2017

MEMBERS PRESENT:

Chair Alderperson Susan Holzschuh, Vice Chair Alderperson Roman Draughon,
Alderperson Mark Hermann

MEMBERS EXCUSED:

Alderperson Rosemarie Trester

MEMBERS UNEXCUSED:

Alderperson Job Hou-Seye

STAFF/OFFICIALS PRESENT:

City Attorney Charles C. Adams, Lt. William Adams, Licensing Clerk Cinda
Langhoff, Kathy Hoffman

OTHERS PRESENT:

David J. McKenzie, Luecenia B. Lamkin, Aaron J. Sloma, Jennifer Sloma, Curt
Hinz

OPENING OF MEETING

Call meeting to order

Chair Alderperson Holzschuh called the meeting to order at 2: 31 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Introduction of Committee members, staff and guests

Approval of the minutes of the February 28, 2017 meeting

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to approve the minutes of the previous meeting held February 28, 2017. Motion carried 3 - 0.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

R.O. No. 223 - 16 - 17 (2 - 6 - 17) Submitting various license applications for the period ending December 31, 2017, June 30, 2017 and June 30, 2018. Various License Applications: Taxicab Driver's Lic. App. Nos. 1142 (Cesar Baranda-Fernandez), 8177 (David J. McKenzie)

Cesar Baranda-Fernandez failed to appear before the committee.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to deny the license application based upon Mr. Baranda-Fernandez's failure to accurately reveal all relevant convictions on his taxicab driver's license application, his record of violations related to the licensed activity, his record as a repeat law violator, and his failure to cooperate with the committee. Motion carried 3 - 0.

David J. McKenzie appeared before the committee to discuss his application. The committee discussed his record and his failure to include violations on his application.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. Motion carried 3 - 0.

R.O. No. 230 - 16 - 17 (2 - 20 - 17) Submitting various license applications for the period ending December 31, 2017, June 30, 2017 and June 30, 2018. Various License Applications: Bev. Op. Lic. App. No. 1101 (Luecena B. Lamkin); Taxicab Driver's Lic. App. Nos. 1049 (Moises Chavez Jr.), 1141 (Jason

J. Frank)

Luecenia B. Lamkin appeared before the committee to discuss her application. The committee discussed her record.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant the license with instructions to correct the application. Motion carried 3 - 0.

Moises Chavez Jr. failed to appear before the committee.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to request via certified mailing Mr. Chavez s appearance before the committee at its March 28 th meeting. Motion carried 3 - 0.

Jason J. Frank failed to appear before the committee.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to request via certified mailing Mr. Frank s appearance before the committee at its March 28 th meeting. Motion carried 3 - 0.

Possible action regarding Alc. Bev. Lic. No. 3217 -Parker John's BBQ & Pizza (Aaron M. Sloma, Agent)

Aaron M. Sloma appeared before the committee and explained that they will be ready to open by April 17 th.

Motion by Alderperson Draughon moved, seconded by Alderperson Hermann, to recommend that the Common Council grant a 90 -day extension to Parker John s BBQ & Pizza under the continuation of business ordinance until June 12, 2017. Motion carried 3 - 0.

Presentations by potential applicants for available "Class B" alcohol beverage licenses

There is presently one Class B alcohol beverage license available due to the fact that Kevin Knapp s purchase of the former Weimann s Sports Center fell through. Curt Hinz appeared before the committee to present his case regarding pre-application for the available license. Mr. Hinz indicated he is scheduled to close on the Weimann s property on March 30 th and plans to open a casual dining restaurant by the end of April, with possible banquet space in the lower level.

Discussion and action regarding granting opportunity to apply for available

"Class B" alcohol beverage licenses

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to invite Curt Hinz to apply for the available Class B alcohol beverage license within twenty-one (21) days. Motion carried 3 - 0.

R.O. No. 246 - 16 - 17 (3 - 6 - 17) Submitting various license applications for the period ending December 31, 2017, June 30, 2017 and June 30, 2018

Motion by Alderperson Hermann, seconded by Alderperson Draughon, to call in Massage Establishment Lic. App. No. 3101 -Alan Vodicka Massage & Energy (Alan Vodicka, Agent) to discuss the application with the committee. Motion carried 3 - 0.

Motion by Alderperson Hermann, seconded by Alderperson Draughon, to call in App. No. 1187. Alderperson Draughon then withdrew his second and the motion died for lack of a second. Motion by Alderperson Holzschuh, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1187 (Jude P. Fredricks). Motion carried 3 - 0.

Motion by Alderperson Hermann to grant a license to App. No. 1170 with instructions to correct the application. Motion died for lack of a second. Motion by Alderperson Holzschuh, seconded by Alderperson Hermann, to call in Bev. Op. Lic. App. No. 1170 (Daniel W. Neitzel) to discuss his application with the committee. Motion carried 3 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 6368 (Tiffany L. Schmidt). Motion carried 3 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to call in Bev. Op. Lic. App. No. 1152 (Alexis E. Woiak) to discuss her application with the committee. Motion carried 3 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to call in Taxicab Driver s Lic. App. No. 1132 (Daniel H. Mitchell) to discuss his application with the committee. Motion carried 3 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant a license to Taxicab Driver s Lic. App. No. 1244 (Darwin M. Rosado Cordero). Motion carried 3 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. Motion carried 3 - 0.

Discussion and possible action regarding law violations that may require future action by the Committee

Lt. Adams reported that there was an incident at NZ s Bar & Grill on March 5, 2017 involving unruly patrons and a bartender at NZ s had slapped a patron. That bartender s employment has since been terminated.

Motion by Alderperson Holzschuh, seconded by Alderperson Hermann, to call in Bev. Op. Lic. No. 0586 (Jessica A. Wagner) to discuss the matter with the committee. Motion carried 3 - 0. 3.

CLOSING OF MEETING

Set time, date and place of next meeting

The next committee meeting is scheduled to be held on March 28, 2017 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

Motion to adjourn

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to adjourn at 2: 59 p.m. Motion carried 3 - 0.