

City of Sheboygan
2016-10-11

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CITY OF SHEBOYGAN

COMMITTEE ON LAW AND LICENSING MINUTES

OCTOBER 11, 2016

MEMBERS PRESENT:

Chair Alderperson Susan Holzschuh, Vice Chair Alderperson Roman Draughon, Alderperson Mark Hermann, Alderperson Job Hou-Seye (remotely via telephone), Alderperson Rosemarie Trester

STAFF/OFFICIALS PRESENT:

City Attorney Charles C. Adams, Police Chief Chris Domagalski, Sgt. Mike Stelter, City Clerk Susan Richards, Alderperson Mary Lynne Donohue, Alderperson Scott Lewandoske, IT Director Dave Augustin, Kathy Hoffman

OTHERS PRESENT: Troy J. Murray, Basudev Adhikari

OPENING OF MEETING

NOTICE: ALDERPERSON HOU-SEYE IS PLANNING ON ATTENDING THIS LAW & LICENSING MEETING REMOTELY

Call meeting to order

Chair Alderperson Holzschuh called the meeting to order at 2: 30 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Introduction of Committee members, staff and guests

Approval of the minutes of the September 27, 2016 meeting

Motion by Alderperson Draughon, seconded by Alderperson Trester, to approve the minutes of the previous meeting held September 27, 2016. Motion carried 5 - 0.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

R.O. No. 95 - 16 - 17 (8 - 15 - 16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018. Various License Applications: Bev. Op. Lic. App. No. 1906 (Troy J. Murray)

Troy J. Murray appeared before the committee to discuss his application. Mr. Murray was informed that he is ineligible for a beverage operator s license due to the felony manufacture/delivery of THC conviction from 1997. Mr. Murray presented a memo to the committee from Sean Murray regarding Troy Murray s beverage operator s license application. Alderperson Donohue indicated that she is an attorney and she is in agreement with CA Adams interpretation of the statute regarding ineligibility.

Motion by Alderperson Hermann, seconded by Alderperson Hou-Seye, to grant the license. Motion failed 2 - 3 (Alderpersons Holzschuh, Draughon and Trester nay).

Motion by Alderperson Trester to deny the license application based upon Mr. Murray s ineligibility for the license. Motion carried 3 - 2 (Alderpersons Hermann and Hou-Seye nay).

R.O. No. 116 - 16 - 17 (9 - 19 - 16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018. Various License Applications: Taxicab Driver Lic. App. No. 1486 (Lashelle T. Tatum)

Lashelle T. Tatum failed to appear before the committee.

Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Ms. Tatum s appearance before the committee at its October 25 th meeting. Motion carried 5 - 0.

R.C. No. 185 - 16 - 17 (10 - 3 - 16) [see also R.O. No. 104 - 16 - 17 (9 - 6 -

16)] "Class A" Liquor Lic. App. No. 3220 -J Mart Liquor (Basudev Adhikari, Agent)

Basudev Adhikari appeared before the committee to discuss his application for a Class A liquor license for the proposed J Mart Liquor to be located at 2206 North 15 th Street. Mr. Adhikari indicated that he would have approximately eight employees and stated he is also planning to purchase the two houses to the north and raze them in order to put in a playground in honor of his father. When asked about the building floor plan, Mr. Adhikari distributed a copy of the Option 1 floor plan for the committee s review as this would be his preferred floor plan. In addition to Mr. Adhikari, the following people spoke regarding this license application: Alderperson Trester, Police Chief Domagalski, Alderperson Hou-Seye, Alderperson Hermann, Alderperson Lewandoske, Alderperson Draughon, ACA Adams, and Alderperson Holzschuh.

Motion by Alderperson Hou Seye, seconded by Alderperson Hermann, to grant the license. Motion failed 2 - 3 (Alderpersons Holzschuh, Draughon and Trester nay).

Alderperson Hou-Seye terminated his remote connection at 4: 04 p.m.

Motion by Alderperson Trester, seconded by Alderperson Draughon, to deny the license application based upon the Law & Licensing Committee s guidelines used for granting and denying liquor licenses. Motion carried 3 - 1 (Alderperson Hermann nay).

R.O. No. 130 - 16 - 17 (10 - 3 - 16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018

Motion by Alderperson Trester, seconded by Alderperson Draughon, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1496 (Frank M. Colvin). Motion carried 4 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Trester, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1511 (Kayla A. Donath). Motion carried 3 - 1 (Alderperson Holzschuh nay).

Motion by Alderperson Draughon, seconded by Alderperson Trester, to call in Bev. Op. Lic. App. No. 1500 (Tyler J. Ebbers) to discuss his application with the committee. Motion carried 4 - 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. 7527 (Denise F. Kropp). Motion carried 4 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Holzschuh, to grant a

license to Bev. Op. Lic. App. No. 8230 (David E. Lopour) with instructions to correct the application. Motion carried 4 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. Motion carried 4 - 0.

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

CA Adams and Sgt. Stelter indicated that they had no such violations to report at this time.

CLOSING OF MEETING

Set time, date and place of next meeting

The next committee meeting is scheduled to be held on October 25, 2016 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

3.2 Motion to adjourn

Motion by Alderperson Trester, seconded by Alderperson Draughon, to adjourn at 4: 09 p.m. Motion carried 4 - 0.