CITY OF SHEBOYGAN

COMMITTEE ON LAW & LICENSING MINUTES

JULY 26, 2016

MEMBERS PRESENT:

Chair Alderperson Susan Lessard, Vice Chair Alderperson Roman Draughon, Alderperson Mark Hermann, Alderperson Rosemarie Trester

MEMBERS UNEXCUSED:

Alderperson Job Hou-Seye

STAFF/OFFICIALS PRESENT:

City Attorney Charles C. Adams, Assistant City Attorney Rose Simon-Silva, Captain James Veeser, Municipal Court Judge Natasha Torry, City Clerk Susan Richards, Licensing Clerk Cinda Langhoff, Director of Planning & Development Chad Pelishek, Alderperson Scott Lewandoske

OTHERS PRESENT:

Tiffany A. Bartel, Schuyler J. Buchanan, Tanya L. Garcia, Thomas A. Hinneberg, Amy Huegerich, Erin M. Vreeke, Anna L. Quintero, Michael L. Zastrow, Jr., Mike Brunette, Basudev Adhikari, Navroop Gill, Jason Hunt, Aaron Sloma, Kevin Sampson, Lisa Roberts, Paul Roberts, Manasty Lee

OPENING OF MEETING

Call meeting to order

Chairperson Lessard 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 July 12, 2016 meeting

Motion by Alderperson Draughon, seconded by Alderperson Trester, to approve the minutes of the previous meeting held July 12, 2016. All ayes; motion carried.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

Res. No. 60 - 16 - 17 (7 - 18 - 16) A resolution establishing an updated bond schedule

ACA Simon-Silva presented the updated bond schedule. Motion by Alderperson Draughon, seconded by Alderperson Trester, to recommend that the resolution and bond schedule be adopted with the changes in the bond schedule which were recommended by the City Attorney s Office. All ayes; motion carried.

R.O. No. 56 - 16 - 17 (6 - 20 - 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. [NEW] App. Nos. 1018 (Kevin W. Schulze), 6350 (Scott L. Steinberg)

Kevin W. Schulze failed to appear before the committee. Motion by Alderperson Hermann, seconded by Alderperson Trester, to deny the license application based upon Mr. Schulze s failure to accurately reveal all relevant convictions on his beverage operator 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. All ayes; motion carried.

Scott L. Steinberg failed to appear before the committee, but the City Clerk s

Office indicates that Mr. Steinberg has withdrawn his application in writing. Motion by Alderperson Trester, seconded by Alderperson Draughon, to accept the withdrawal and file the application. All ayes; motion carried.

R.O. No. 69 - 16 - 17 (7 - 5 - 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. [NEW] App. Nos. 1166 (Tiffany A. Bartel), 1068 (Schuyler J. Buchanan), 1099 (Irenita M. Cosey), 5314 (Victoria M. Beaumont), 8459 (Jeremy J. Dekker), 1121 (Tanya L. Garcia), 1089 (Thomas A. Hinneberg), 1128 (Amy Huegerich), 0302 (Jonathan M. Meins), 5729 (Michelle L. Passmore), 9880 (Leon A. Velez), 8945 (Erin M. Vreeke); Bev. Op. Lic. [RENEW] App. Nos. 0664 (Nathaniel D. Gottsacker), 9842 (Anna L. Quintero), 9726 (Michael L. Zastrow, Jr.)

Tiffany A. Bartel appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. All ayes; motion carried.

Schuyler J. Buchanan appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. All ayes; motion carried.

Victoria M. Beaumont failed to appear before the committee. Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Ms. Beaumont s appearance before the committee at its August 9 th meeting. All ayes; motion carried.

Irenita M. Cosey failed to appear before the committee. Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Ms. Cosey s appearance before the committee at its August 9 th meeting. All ayes; motion carried.

Jeremy J. Dekker failed to appear before the committee. Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Mr. Dekker s appearance before the committee at its August 9 th meeting. All ayes; motion carried.

Tanya L. Garcia appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. All ayes; motion carried.

Thomas A. Hinneberg appeared before the committee to discuss his application. After discussion of his record, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license. All ayes; motion carried.

Amy Huegerich appeared before the committee to discuss her application. After discussion of her record, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license. All ayes; motion carried.

Jonathan M. Meins did not appear, but had contacted the City Attorney s Office to indicate that he was unable to appear. Mr. Meins was instructed to appear at the August 9 th meeting. Motion by Alderperson Draughon, seconded by Alderperson Trester, to hold the application until the August 9 th meeting and to call in Mr. Meins by regular mail. All ayes; motion carried.

Michelle L. Passmore failed to appear before the committee. Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Ms. Passmore s appearance before the committee at its August 9 th meeting. All ayes; motion carried.

Leon Velez failed to appear before the committee. Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Mr. Velez s appearance before the committee at its August 9 th meeting. All ayes; motion carried.

Erin M. Vreeke appeared before the committee to discuss his application. After discussion of her record, motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant the license. All ayes; motion carried.

Nathaniel D. Gottsacker failed to appear before the committee. Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Mr. Gottsacker s appearance before the committee at its August 9 th meeting. All ayes; motion carried.

Anna L. Quintero appeared before the committee to discuss her renewal application. After a hearing involving a discussion of her record and her failure to include a violation on her application, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. All ayes; motion carried.

Michael L. Zastrow, Jr. appeared before the committee to discuss his renewal application. After a hearing involving a discussion of his record and his failure to include a violation on her application, motion by Alderperson Draughon, seconded by Alderperson Trester, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. All ayes; motion carried.

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

There are presently three Class B alcohol beverage licenses available. Aaron Sloma, Kevin Sampson, Lisa and Paul Roberts, Manasty Lee, and Mike Eggen s representative all appeared before the committee to present their cases regarding pre-applications for the three available licenses.

Aaron Sloma spoke regarding Parker John s BBQ & Pizza. Mr. Sloma indicated they had turned in their license when they ran into structural issues, but they are now back on schedule with construction. They should be ready to open by February.

Kevin Sampson spoke on behalf of Scott Versey and Cosmic Bounce / Lakeview Wine Bar. The wine bar would be on the rooftop of Cosmic Bounce at 802 Blue Harbor Drive.

Seating capacity of 85 to 90 with a separate entrance to the rooftop location. A restroom separate from Cosmic Bounce is being constructed. Local beer and wine would be served. The wine bar would be seasonal and they anticipate being able to open yet this summer.

Lisa and Paul Roberts spoke on behalf of Angler s Avenue. They are interested in putting in a seasonal tiki bar in the lot to the east of Angler s, but not until next summer. They have not yet contacted the Redevelopment Authority about this proposed business and would need to do that before being able to apply for a license.

Manasty Lee spoke on behalf of Dragon Bar at 13 th and Huron. They presently have a beer and wine license but want a full liquor license. Seating capacity is approximately 50 people. They are primarily a bar but also have a side restaurant.

A representative for Mike Eggen spoke regarding Mr. Eggen s proposed pool hall at 1514 South 12 th Street (one door south of Al & Al s). Mr. Eggen does not own the building but would lease from Jeff Rittenhouse. They would have six to eight pool tables and would serve bar food. Mr. Eggen also owns Gotta Getcha In Oasis. They have not contacted the Planning Department yet regarding this project.

Discussion and action regarding granting opportunity to apply for available "Class B" alcohol beverage licenses

Motion by Alderperson Draughon, seconded by Alderperson Trester, to invite Aaron Sloma and Scott Versey to each apply for one of the available Class B alcohol beverage licenses within ten days. All ayes; motion carried.

Alderperson Draughon was excused from the meeting at 3: 31 p.m.

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

Navroop Gill appeared before the committee to discuss the liquor store he wants to open at 1130 Geele Avenue. Mr. Gill did not have any plans with him, but stated he has contacted the Planning Department and requested the paperwork which he needs to complete and return in order to get the review process started. Jason Hunt spoke and indicated he lives 2 - 1 / 2 blocks away from this location and he is in favor of the project.

Basudev Adhikari appeared before the committee regarding the new J

Mart gas station he plans to build at North 15 th Street and Geele Avenue. Mr. Adhikari wants to have a liquor store connected to the gas station, but he did not have a copy of the final plans with him. He said he has received approval from the Planning Department.

Discussion and action regarding granting opportunity to apply for available "Class A" alcohol beverage licenses

Alderperson Trester and Alderperson Lessard both indicated they have received numerous phone calls from constituents stating they don t want a liquor store in the Geele Avenue neighborhood. Captain Veeser indicated that he did not feel another liquor store is a good idea in that neighborhood. Motion by Alderperson Trester, seconded by Alderperson Hermann, to not grant an opportunity to any of the interested parties to apply for the available Class A alcohol beverage licenses. Three ayes; motion carried.

R.O. No. 45 - 16 - 17 (6 - 6 - 16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018. Various License Applications [BUSINESSES]: "Class A" Liquor Lic. [NEW] App. No. 3204 -J Mart (Basudev Adhikari, Agent)

Mr. Adhikari informed the committee that he is willing to withdraw his application for a Class A liquor license due to the fact that the committee has indicated it will not approve a liquor store at the J Mart gas station he is constructing at 15 th and Geele. Motion by Alderperson Trester, seconded by Alderperson Hermann, to accept the withdrawal and file the application. Three ayes; motion carried.

R.O. No. 69 - 16 - 17 (7 - 5 - 16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018. Various License Applications (held due to the State s background check system being

shut down temporarily): Bev. Op. Lic. [NEW] App. Nos. 1155 (Alyssa L. Devoe), 5169 (Lacey J. Drier), 3439 (Mary B. Gotchy), 6573 (Dale R. Repinski), 1150 (Robin R. Stenson); Bev. Op. Lic. [RENEW] App. Nos. 0431 (Sara C. Becker), 7570 (Juan D. Coronado), 3756 (Therese K. DeVriend), 0394 (Travis L. Klingbeil), 9927 (Maria I. Ramirez), 7356 (Lynda S. Stiller-Devoe), 0444 (Marye E. Zaletel); Taxicab Driver Lic. [NEW] App. Nos. 1133 (Eva M. Butler), 1132 (Daniel H. Mitchell)

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant licenses to Bev. Op. Lic. [NEW] App. Nos. 1155 (Alyssa L. Devoe), 3439 (Mary B. Gotchy), 6573 (Dale R. Repinski), Bev. Op. Lic. [RENEW] App. Nos. 0431 (Sara C. Becker), 3756 (Therese K. DeVriend), 0394 (Travis L. Klingbeil), and Taxicab Driver [NEW] App. No. 1133 (Eva M. Butler). Three ayes; motion carried.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to call in Bev. Op. Lic. [RENEW] App. No. 7570 (Juan D. Coronado) to discuss his application with the committee. Three ayes; motion carried.

Motion by Alderperson Hermann, seconded by Alderperson Lessard, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [NEW] App. No. 5169 (Lacey J. Drier). Three ayes; motion carried.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [RENEW] App. No. 9927 (Maria I. Ramirez). Three ayes; motion carried.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant a license to Bev. Op. Lic. [NEW] App. No. 1150 (Robin R. Stenson). Three ayes; motion carried.

Motion by Alderperson Lessard, seconded by Alderperson Hermann, to grant a license to Bev. Op. Lic. [RENEW] App. No. 7356 (Lynda S. Stiller-Devoe) with instructions to correct the application. Three ayes; motion carried.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [RENEW] App. No. 0444 (Marye E. Zaletel). Three ayes; motion carried.

Motion by Alderperson Hermann to grant a license with a warning to App. No. 1132. Motion died for lack of a second. Motion by Alderperson Lessard, seconded by Alderperson Trester, to call in Taxicab Driver Lic. [NEW] App. No. 1132 (Daniel H. Mitchell) to discuss his application with the committee. Three ayes; motion carried.

R.O. No. 75 - 16 - 17 (7 - 18 - 16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018

Motion by Alderperson Hermann, seconded by Alderperson Trester, to call in Massage Establishment Lic. App. No. 3210 -Tranquil Remedies LLC (Tracy Wallner, Agent) to discuss the application with the committee. Three ayes; motion carried.

Motion by Alderperson Lessard, seconded by Alderperson Trester, to call in Bev. Op. Lic. App. No. 1183 (Tosha M. Barr) to discuss her application with the committee. Three ayes; motion carried.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to call in Bev. Op. Lic. App. No. 9410 (Cynthia D. Christman) to discuss her application with the committee. Three ayes; motion carried.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to call in Bev. Op. Lic. App. No. 1226 (Antobeli A. Garcia) to discuss his application with the committee. Three ayes; motion carried.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to call in Bev. Op. Lic. App. No. 8607 (Joshua J. Malson) to discuss his application with the committee. Motion carried 2 - 1 (Alderperson Lessard nay).

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1192 (James M. Olson). Three ayes; motion carried.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to call in Bev. Op. Lic. App. No. 7934 (Eric S. Schroeter) to discuss his application with the committee. Motion carried 2 - 1 (Alderperson Lessard nay).

Motion by Alderperson Hermann, seconded by Alderperson Lessard, to call in Bev. Op. Lic. App. No. 0629 (Rebecca L. Urbina) to discuss her application with the committee. Three ayes; motion carried.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 2318 (Gregg S. Winkel). Three ayes; motion carried.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Driver Lic. App. No. 8546 (Dorris M. Frei). Three ayes; motion carried.

Motion by Alderperson Lessard, seconded by Alderperson Hermann, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. Three ayes; motion carried.

Discussion and possible action regarding law violations that may require

future action by the Committee

CA Adams informed the committee that, based on some approvals that were made at Plan Commission, there is some concern that Basudev Adhikari is not following the requirement made as part of the Class A license approval regarding the 14 th Street Tidy Store. Motion by Alderperson Trester, seconded by Alderperson Hermann, to call in Class A Lic. No. 3007 -Tidy Store of Sheboygan (Basudev Adhikari, Agent) to discuss the matter with the committee. Three ayes; motion carried.

CLOSING OF MEETING

Set time, date and place of next meeting

The next committee meeting is scheduled to be held on August 9, 2016 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

Motion to adjourn

Motion by Alderperson Trester, seconded by Alderperson Hermann, to adjourn. Three ayes; motion carried.

There being no further business to come before the committee, the meeting was adjourned at 4: 04 p.m.

Generated by Kathy Hoffman on Friday, July 29, 2016