

City of Sheboygan  
2016-07-12

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MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, July 12, 2016, 2: 30 PM)Generated by Kathy Hoffman on Wednesday, July 13, 2016

Members Present:

Chairperson Ald. Susan Lessard, Vice Chairperson Ald. Roman Draughon, Ald. Mark Hermann, Ald. Rosemarie TresterUnexcused:

Ald. Job Hou-SeyeOthers in Attendance:

City Attorney Charles C. Adams, Lt. Bill Adams, Licensing Clerk Cinda Langhoff, Director of Planning Chad Pelishek, Alan Vodicka, Kari L. Bohlman, Nicole M. Nack, Caitlin A. Perl, Dave Nennig

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 June 28, 2016 meeting

A motion to approve the minutes of the previous meeting held June 28, 2016 was made by Ald. Draughon and seconded by Ald. Trester. All ayes; motion approved.

## ITEMS FOR DISCUSSION AND POSSIBLE ACTION

R.O. No. 46 - 16 - 17 (6 - 6 - 16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2018. Various License Applications [INDIVIDUALS]: Transient Merchant Lic. App. No. 1290 (Alec D. Atkins)

Alec D. Atkins failed to appear before the committee. Ald. Trester moved, seconded by Ald. Hermann, to deny the license application based upon Mr. Atkins failure to accurately reveal all relevant convictions on his transient merchant 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 approved.

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: Massage Establishment Lic. [NEW] App. No. 3101 -Alan Vodicka Massage & Energy (Alan Vodicka, Agent); Bev. Op. Lic. [NEW] App. Nos. 1031 (Kari L. Bohlman), 8019 (Nicole M. Nack), 1440 (Caitlin A. Perl), 1018 (Kevin W. Schulze), 6350 (Scott L. Steinberg)

Alan Vodicka appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Draughon moved, seconded by Ald. 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 approved.

Kari L. Bohlman appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Draughon moved, seconded by Ald. 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 approved.

Nicole M. Nack appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Draughon moved, seconded by Ald. 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 approved.

Caitlin A. Perl appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Trester moved, seconded by Ald. Draughon, 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

approved.

Kevin W. Schulze failed to appear before the committee. Ald. Draughon moved, seconded by Ald. Trester, to request via certified mailing Mr. Schulze's appearance before the committee at its July 26<sup>th</sup> meeting. All ayes; motion approved.

Scott L. Steinberg did not appear, but had contacted the City Attorney's Office to indicate that he was unable to appear. Mr. Steinberg was instructed to appear at the July 26<sup>th</sup> meeting. Ald. Draughon moved, seconded by Ald. Trester, to hold the application until the July 26<sup>th</sup> meeting and to call in Mr. Steinberg by regular mail. All ayes; motion approved.

R.C. No. 84 - 16 - 17 (7 - 5 - 16) and Gen. Ord. No. 9 - 16 - 17 (6 - 20 - 16) An ordinance repealing and recreating Section 2 - 221 of the City of Sheboygan Municipal Code, related to normal working hours

This proposed ordinance was re-referred to Law & Licensing (and also Salaries & Grievances) by the Common Council. Discussion regarding City Hall hours possibly being changed to 8:00 a.m. to 4:30 p.m. with one-half hour for lunch. Ald. Draughon moved, seconded by Ald. Hermann, to approve the proposed ordinance and submit it to the common council with a favorable recommendation. Two ayes (Ald. Draughon and Ald. Hermann) and two nays (Ald. Lessard and Ald. Trester); motion failed. Ald. Draughon moved, seconded by Ald. Trester, to refer this matter back to the Common Council with no recommendation. All ayes; motion approved.

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

Dave Nennig from Harbor Lights appeared before the committee to discuss the change of premise applications. Ald. Draughon moved, seconded by Ald. Trester, to grant both change of premise requests of Lic. No. 3117 (Harbor Lights) contingent upon the following amendment to both applications: Change of premise will include the current premise and also the privately-owned sidewalk area immediately adjacent to their front door and will exclude the public sidewalk. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 1166 (Tiffany A. Bartel) to discuss her application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 1068 (Schuyler J. Buchanan) to discuss his application with the committee. All ayes; motion approved.

Ald. Hermann moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 1099 (Irenita M. Cosey) to discuss her application with the committee.

All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 5314 (Victoria M. Beaumont) to discuss her application with the committee. All ayes; motion approved.

Ald. Hermann moved, seconded by Ald. Draughon, to call in Bev. Op. Lic. [NEW] App. No. 8459 (Jeremy J. Dekker) to discuss his application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [NEW] App. No. 1155 (Alyssa L. Devoe) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [NEW] App. No. 5169 (Lacey J. Drier) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Hermann, to call in Bev. Op. Lic. [NEW] App. No. 1121 (Tanya L. Garcia) to discuss her application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [NEW] App. No. 3439 (Mary B. Gotchy) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 1089 (Thomas A. Hinneberg) to discuss his application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 1128 (Amy Huegerich) to discuss her application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 0302 (Jonathan M. Meins) to discuss his application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 5729 (Michelle L. Passmore) to discuss her application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [NEW] App. No. 6573 (Dale R. Repinski) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [NEW] App. No. 1150 (Robin R. Stenson) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [NEW] App. No. 1123 (Brian S. Taubel). All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [NEW] App. No. 9880 (Leon A. Velez) to discuss his application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to grant a license to Bev. Op. Lic. [NEW] App. No. 1067 (Christy L. Vertin). All ayes; motion approved.

Ald. Hermann moved, seconded by Ald. Draughon, to call in Bev. Op. Lic. [NEW] App. No. 8945 (Erin M. Vreeke) to discuss her application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 0431 (Sara C. Becker) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 7570 (Juan D. Coronado) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 3756 (Therese K. DeVriend) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [RENEW] App. No. 0664 (Nathaniel D. Gottsacker) to discuss his application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 0394 (Travis L. Klingbeil) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved to grant a license with a warning to App. No. 9842. Motion died for lack of a second. Ald. Lessard moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [RENEW] App. No. 9842 (Anna L. Quintero) to discuss her application with the committee. Three ayes and one nay (Ald. Draughon); motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 9927 (Maria I. Ramirez) in order to complete the

background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 7356 (Lynda S. Stiller-Devoe) in order to complete the background check. All ayes; motion approved.

Ald. Hermann moved to call in App. No. 6180 to discuss her application with the committee. Motion died for lack of a second. Ald. Draughon moved, seconded by Ald. Lessard, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [RENEW] App. No. 6180 (Kim M. VerVelde). All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the application of Bev. Op. Lic. [RENEW] App. No. 0444 (Marye E. Zaletel) in order to complete the background check. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to call in Bev. Op. Lic. [RENEW] App. No. 9726 (Michael L. Zastrow, Jr.) to discuss his application with the committee. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to hold the applications of Taxicab Driver Lic. [NEW] App. Nos. 1133 (Eva M. Butler) and 1132 (Daniel H. Mitchell) in order to complete the background checks. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. All ayes; motion approved.

Discussion regarding available "Class B" alcohol beverage licenses

ACA Adams informed the committee that three Class B alcohol beverage licenses are available. Presentations will be held at the July 26 th meeting. Presentations by the parties interested in Class A licenses will also be held on July 26 th.

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

Lt. Adams and ACA Adams informed the committee that over the Fourth of July holiday there were some transient merchant issues and also food truck issues. The police department is in the process of investigating the matters and will report back with further information at a later date.

CLOSING OF MEETING

Set time, date and place of next meeting

The next committee meeting is scheduled to be held on July 26, 2016 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

Motion to adjourn

Ald. Draughon made a motion to adjourn. Ald. Trester seconded the motion. All ayes; motion approved.

There being no further business to come before the committee, the meeting was adjourned at 3: 32 p.m.