

MINUTES - COMMITTEE ON LAW AND LICENSING

(Tuesday, May 24, 2016, 2: 30 p.m.)Generated by Kathy Hoffman on Tuesday, May 31, 2016

Members Present: Chairperson Ald. Susan Lessard, Vice Chairperson Ald. Roman Draughon, Ald. Mark Hermann, Ald. Job Hou-Seye, Ald. Rosemarie TresterOthers in Attendance: City Attorney Charles C. Adams, Lt. William Adams, Licensing Clerk Cinda Langhoff, Director of Planning and Development Chad Pelishek, Attorney Peter R. Mayer, Attorney Michael J. Bauer, Paul Roberts, Lisa Roberts, Zsa Zsa A. Voest, Stuart L. Bartzen, Marc J. Ehler, Miller Jozwiak

OPENING OF MEETING

Call meeting to order

Chairperson Lessard called the meeting to order at 2: 32 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Introduction of Committee members, staff and guests

Approval of the minutes of the May 10, 2016 meeting

A motion to approve the minutes of the previous meeting held May 10, 2016 was made by Ald. Draughon and seconded by Ald. Trester. All ayes; motion approved.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

R.O. No. 341 - 15 - 16 (4 - 18 - 16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017. Various License Applications: Change of Premise App. for Alc. Bev. Lic. No. 2880 -Anglers Avenue Pub & Grill (Paul Roberts, Agent); Taxicab Driver Lic. App. Nos. 1339 (Jonny Aurora Ibanez), 9065 (Derek L. Rejholec), 1344 (Scott D. Schubr)

ACA Adams informed the committee that Anglers Avenue Pub & Grill has withdrawn their change of premise application. Ald. Draughon moved, seconded by Ald. Hermann, to file the change of premise application. All ayes; motion approved.

Jonny Aurora Ibanez failed to appear before the committee. Ald. Draughon moved, seconded by Ald. Trester, to deny the license application based upon Mr. Ibanez 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. All ayes; motion approved.

Derek L. Rejholec failed to appear before the committee. Ald. Draughon moved, seconded by Ald. Trester, to deny the license application based upon Mr. Rejholec 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. All ayes; motion approved.

Scott D. Schubr failed to appear before the committee. Ald. Draughon moved, seconded by Ald. Trester, to deny the license application based upon Mr. Schubr s failure to accurately reveal all relevant convictions on his taxicab driver s license application, his record of a violation related to the licensed activity, and his failure to cooperate with the committee. All ayes; motion approved.

R.O. No. 22 - 16 - 17 (5 - 2 - 16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017. Various License Applications: "Class B" Liquor Lic. [RENEW] App. No. 2880 -Anglers Avenue Pub & Grill (Paul Roberts, Agent); Bev. Op. Lic. App. No. 1009 (Zsa Zsa A. Voest); Taxicab Driver Lic. App. No. 1199 (Stuart L. Bartzen)

Attorney Michael J. Bauer, on behalf of Anglers Avenue Pub & Grill, and Attorney Peter R. Mayer, on behalf of New Horizon Condominium, Inc., made presentations to the committee regarding the current disagreement between the parties regarding use of the common element of New Horizon Condominium. Following a lengthy discussion, Ald. Hou-Seye moved, seconded by Ald. Trester, to approve the liquor license renewal and premise description as it currently exists, subject to amendment or revision consistent with any judgment of a Circuit Court having jurisdiction of the property regulating or restricting the use of the common elements. All ayes; motion approved.

Zsa Zsa A. Voest appeared before the committee to discuss her application.

After discussion of her record, Ald. Hermann moved, seconded by Ald. Hou-Seye, to grant the license. All ayes; motion approved.

Stuart L. Bartzen 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.

Discussion and possible action regarding Alc. Bev. Lic. No. 3160 -BoMallies (Marc J. Ehler, Agent)

Marc J. Ehler appeared before the committee and explained that he has paid for the occupancy permit and still needs to have an exit sign and an additional handwashing sink installed prior to the final inspection. Ald. Draughon moved, seconded by Ald. Hou-Seye, to recommend that the Common Council grant a 60 -day extension to BoMallies under the continuation of business ordinance until July 23, 2016, contingent upon Mr. Ehler voluntarily surrendering the license on July 25, 2016 if the business is not open yet. All ayes; motion approved.

R.O. No. 27 - 16 - 17 (5 - 16 - 16) Submitting various license applications [INDIVIDUALS] for the period ending December 31, 2016 and June 30, 2018

Ald. Hou-Seye moved, seconded by Ald. Draughon, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [NEW] App. No. 1218 (Allen W. Cassabaum). All ayes; motion approved.

Ald. Hou-Seye 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. 1234 (David A. Hauke). All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Hou-Seye, to call in Bev. Op. Lic. [NEW] App. No. 1227 (Justin A. Hill) to discuss his application with the committee. All ayes; motion approved.

Ald. Trester moved, seconded by Ald. Hermann, to call in Bev. Op. Lic. [NEW] App. No. 1220 (Marie A. Komorowski) 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. 1238 (Tiffany M. Lange) to discuss her application with the committee. All ayes; motion approved.

Ald. Hermann moved, seconded by Ald. Trester, to grant a license to Bev. Op. Lic. [NEW] App. No. 8267 (Amanda M. Schulze). All ayes; motion approved.

Ald. Hou-Seye moved, seconded by Ald. Trester, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. [NEW] App. No. 1620 (Douglas V. Wunrow). All ayes; motion approved.

Ald. Trester moved, seconded by Ald. Lessard, to call in Bev. Op. Lic. [RENEW] App. No. 9903 (Steven A. Charles) to discuss his application with the committee. All ayes; motion approved.

Ald. Hou-Seye moved, seconded by Ald. Draughon, to grant a license to Bev. Op. Lic. [RENEW] App. No. 6458 (Duane R. Daun)-Club. All ayes; motion approved.

Ald. Hou-Seye moved, seconded by Ald. Draughon, to grant a license to Bev. Op. Lic. [RENEW] App. No. 4767 (Susan J. Lessard). Four ayes and one abstention (Ald. Lessard); motion approved.

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. 0612 (Brandon T. Vanderweele). All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Lessard, to call in Taxicab Driver Lic. [NEW] App. No. 0854 (Robert H. Prey, Jr.) to discuss his application with the committee. All ayes; motion approved.

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

R.O. No. 28 - 16 - 17 (5 - 16 - 16) Submitting various license applications [BUSINESSES] for the period ending December 31, 2016 and June 30, 2018

Ald. Hou-Seye moved, seconded by Ald. Draughon, to grant a license to Class B Liquor Lic. [RENEW] App. No. 2487 (Frankie s Pub & Grill). All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to grant a license with a warning, contingent upon the application being corrected, to Class B Liquor Lic. [RENEW] App. No. 2976 -My Place Bar & Grill (Sandra Ososa, Agent). All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to file the renewal application of Class B Liquor Lic. [RENEW] App. No. 3179 (Parker Johns BBQ & Pizza) based on the withdrawal of the application. All ayes; motion approved.

Ald. Draughon moved, seconded by Ald. Trester, to grant the remainder of the

license applications for entities listed on the above-referenced R.O. All ayes; motion approved.

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

Brief discussion regarding J Mart having applied for the last available Class A liquor license. This is the first time that the City of Sheboygan has had only one Class A license left. Ald. Draughon moved, seconded by Ald. Trester, to call in Class A Liquor Lic. App. No.

3204 -J Mart (Basudev Adhikari, Agent) to discuss the matter with the committee. All ayes; motion approved.

CLOSING OF MEETING

Set time, date and place of next meeting

The next committee meeting is scheduled to be held on June 14, 2016 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

Motion to adjourn

Ald. Trester made a motion to adjourn. Ald. Hou-Seye seconded the motion. All ayes; motion approved.

There being no further business to come before the committee, the meeting was adjourned at 4: 03 p.m.