

MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, January 26, 2016, 2: 30 P.M.) Generated by Kathy Hoffman on Wednesday, January 27, 2016

Members Present:

Chairperson Ald. Susan Lessard, Vice Chairperson Ald. Todd Wolf, Ald. Roman Draughon, Ald. Mark Hermann, Ald. Rosemarie Trester Others in Attendance:

City Attorney Charles A. Adams, Lt. William Adams, Licensing Clerk Cinda Langhoff, Jason Smathers, Michael E. Baratta, Thomas M. Brennan, Peggy Brennan

OPENING OF MEETING

1.1

Call meeting to order Chairperson Lessard called the meeting to order at 2:31 p.m.

1.2

Pledge of Allegiance The Pledge of Allegiance was recited.

1.3

Introduction of Committee members, staff and guests

1.4

Approval of the minutes of the January 12, 2016 meeting A motion to approve the minutes of the previous meeting held January 12, 2016 was made by Ald. Wolf and seconded by Ald. Draughon.

All ayes; motion approved.

2.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

2.1

R.O. No. 232 - 15 - 16 (12 - 21 - 15) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017. Various License

Applications: Bev. Op. Lic. App. No. 0977 (Eugene A. Osbahr) Eugene A. Osbahr failed to appear before the committee.

Ald. Wolf moved, seconded by Ald. Hermann, to deny the license application based upon Mr. Haleem s 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.

2.2

R.O. No. 237 - 15 - 16 (1 - 4 - 16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017. Various License Applications: Bev. Op. Lic. App. Nos. 0994 (Michael E. Baratta), 7074 (Jack B. Schepp), 0857 (Trista J. Windorski); Taxicab Driver Lic. App. No. 0109 (Troy Allen Shaw) Michael E. Baratta appeared before the committee to discuss his application.

After discussion of his record and his failure to include violations on his application, Ald. Wolf moved, seconded by Ald. Hermann, 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.

Jack B. Schepp did not appear, but had contacted the City Attorney s Office to indicate that he was unable to appear.

Mr. Schepp was instructed to appear at the February 9 th meeting.

Ald. Wolf moved, seconded by Ald. Hermann, to hold the application until the February 9 th meeting and to call in Mr. Schepp by regular mail.

All ayes; motion approved.

Trista J. Windorski failed to appear before the committee.

Ald. Wolf moved, seconded by Ald. Draughon, to request via certified mailing Ms. Windorski s appearance before the committee at its February 9 th meeting.

All ayes; motion approved.

Troy Allen Shaw failed to appear before the committee.

Ald. Wolf moved, seconded by Ald. Hermann, to request via certified mailing Mr. Shaw s appearance before the committee at its February 9 th meeting.

All ayes; motion approved.

2.3

Possible action regarding Alc. Bev. Lic. No. 1040 -Brennans on Michigan (Thomas M. Brennan, Agent) Ald. Lessard recused herself from any discussions regarding Brennans on Michigan and indicated that she would abstain from voting on this matter.

Vice Chairperson Ald. Wolf chaired the meeting beginning at 2: 39 p.m.

Thomas M. Brennan and Peggy Brennan appeared before the committee.

Peggy Brennan indicated that they had suspended the bouncer for a period of time and their bartenders have been instructed to always card patrons and not just assume that the bouncer has accurately done so.

Ald. Hermann moved, seconded by Ald. Draughon, to issue a warning to Brennans on Michigan regarding the sale of alcohol to an underage person at Brennans on December 26, 2015.

Four ayes and one abstention (Ald. Lessard); motion approved.

Ald. Lessard resumed chairing the meeting at 2: 44 p.m.

2.4

Update regarding 90 -day extension granted to Alc. Bev. Lic. No. 3136 -Frank's Place (Scott A. Wachowski, Agent) CA Adams informed the committee that Frank's Place did open for business right before the extension expired and, therefore, they are in compliance with the ordinance.

2.5

R.O. No. 248 - 15 - 16 (1 - 18 - 16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017 Ald. Hermann moved to call in App. No. 0367 to discuss her application with the committee.

Motion died for lack of a second.

Ald. Wolf moved, seconded by Ald. Draughon, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 0367 (Nicole M. Herth).

Four ayes and one nay (Ald. Hermann); motion approved.

Ald. Wolf moved, seconded by Ald. Hermann, to call in Bev. Op. Lic. App. No. 0602 (Leviathan C. Magray) to discuss his application with the committee.

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 0425 (Brittany L. Martinez).

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Hermann, to call in Bev. Op. Lic. App. No. 0149 (Codie K. Nyhuis) to discuss his application with the committee.

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Hermann, to call in Taxicab Driver Lic. App. No. 0321 (Asher DR James) to discuss his application with the committee.

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Draughon, to amend R.O. No. 248 - 15 - 16 to include Taxicab Driver Lic. App. No. 0650 (Ronald R. Hansen) and to grant a license App. No. 0650.

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Draughon, to call in Taxicab Driver Lic. App. No. 0545 (David G. Koch, Jr.) to discuss his application with the committee.

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Hermann, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Driver Lic. App. No. 0696 (Antjuan C. Williams).

All ayes; motion approved.

Ald. Wolf moved, seconded by Ald. Draughon, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O.

All ayes; motion approved.
2.6

Discussion and possible action regarding law violations that may require future action by the Committee CA Adams and Lt. Adams indicated that they had no such violations to report at this time.

CA Adams informed the committee that we will not need to schedule a quasi-judicial hearing regarding Alc. Bev. Lic. No.

3126 -Brian s Down Under Music Bar (Brian A. Zaversnik, Agent) because CA Adams was able to make contact with Brian A. Zaversnik via Facebook and Mr. Zaversnik has now turned in the alcohol beverage license.

3.

CLOSING OF MEETING

3.1

Set time, date and place of next meeting The next committee meeting is scheduled to be held on February 9, 2016 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

3.2

Motion to adjourn Ald. Wolf made a motion to adjourn.

Ald. Hermann seconded the motion.

All ayes; motion approved.

There being no further business to come before the committee, the meeting was adjourned at 2: 52 p.m.