

MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, December 9, 2014, 2: 00 P.M.) Generated by Kathy Hoffman on Wednesday, December 10, 2014

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Bill Thiel, Ald. Joe Heidemann, Ald. Susan Lessard, Ald. Kevin Matichek Others in Attendance:

Assistant City Attorney Charles C. Adams, Lt. Douglas Teunissen, Licensing Clerk Cinda Langhoff, Jason Smathers, Kassondra L. Dean, Tina J. Kohr, Beverly K. Collins, Stephanie M. Garcia, Tanya L. Johnsen, Ryan L. Srock, Bart N. Srock, Thomas R. Beninghaus, Gina Beninghaus, Kim M. Vervelde

#### OPENING OF MEETING

1.1

Call meeting to order Chairperson VanderWeele called the meeting to order at 2: 00 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 November 25, 2014 meeting A motion to approve the minutes of the previous meeting held November 25, 2014 was made by Ald. Thiel and seconded by Ald. Lessard. All ayes; motion approved.

#### 2. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

2.1

R.O. No. 173 - 14 - 15 (11 - 3 - 14) Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016. Various License Applications: Bev. Op. Lic. App. Nos. 0592 (Kassondra L. Dean), 0603 (Tina J. Kohr), 0602 (Leviathan C. Magray), 0370 (Jeremy D. Pinnow) Kassondra L. Dean appeared before the committee to discuss her application.

After discussion of her record and her failure to include violations on her application, Ald. Matichek moved, seconded by Ald. Lessard, 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.

Tina J. Kohr appeared before the committee to discuss her application.

After discussion of her record and her failure to include a violation on her application, Ald. Lessard moved, seconded by Ald. Thiel, 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.

Leviathan C. Magray failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Matichek, to deny the license application based upon Mr. Magray 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 approved.

Jeremy D. Pinnow failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Matichek, to deny the license application based upon Mr. Pinnow 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 approved.

2.2

R.O. No. 187 - 14 - 15 (11 - 17 - 14) Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016. Various License Applications: Bev. Op. Lic. App. Nos. 0617 (Beverly K. Collins), 0601 (Stephanie M. Garcia) Beverly K. Collins appeared before the committee to discuss her application.

After discussion of her record and her failure to include violations on her application, Ald. Matichek moved, seconded by Ald. Thiel, 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.

Stephanie M. Garcia appeared before the committee to discuss her application.

After discussion of her record and her failure to include violations on her application, Ald. Lessard moved, seconded by Ald. Heidemann, 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.  
2.3

R.O. No. 193 - 14 - 15 (12 - 1 - 14) Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016 Ald. Heidemann moved, seconded by Ald. Thiel, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 0620 (Heejuna B. Botzau).

All ayes; motion approved.

Ald. Thiel moved, seconded by Ald. Lessard, to grant a license to Bev. Op. Lic. App. No. 0626 (Breanna K. Bower).

All ayes; motion approved.

Bev. Op. Lic. App. No. 0611 (Tanya L. Johnsen) was granted her license with a warning, contingent upon the application being corrected.

See details below.

Ald. Thiel moved, seconded by Ald. Heidemann, to grant a license to Bev. Op. Lic. App. No. 0619 (Cole W. Manier).

All ayes; motion approved.

Ald. Thiel moved, seconded by Ald. Heidemann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 0610 (Debra K. Tryba).

All ayes; motion approved.

Ald. Lessard moved, seconded by Ald. Matichek, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App.

No. 0612 (Brandon T. VanderWeele).

All ayes; motion approved.

Ald. Matichek moved, seconded by Ald. Heidemann, to call in Bev. Op. Lic. App. No. 0625 (Jamie S. Zuniga) to discuss his application with the committee.

All ayes; motion approved.

Ald. Thiel moved, seconded by Ald. Heidemann, to call in Taxicab Op. Lic. App. No. 0621 (Mandi L. Kunstman) to discuss her application with the committee.

All ayes; motion approved.

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

2.4

Discussion and possible action regarding Alc. Bev. Lic. No. 2774 -Union Ave. Tap (Kevin R. Fetterer, Agent) and Bev. Op. Lic. No. 0611 (Tanya L. Johnsen) Kevin R. Fetterer did not appear, but had contacted Ald. VanderWeele to indicate that he was ill and unable to appear.

Ald. Matichek moved, seconded by Ald. Thiel, to hold the Union Ave. Tap matter until the January 13 th meeting and to call in Mr. Fetterer by regular mail.

All ayes; motion approved.

Tanya L. Johnsen appeared before the committee.

Ms. Johnsen s license application (listed on R.O. 193 - 14 - 15 on this agenda) was also discussed at this time.

Ms. Johnsen indicated that she now cards everyone.

Ald. Lessard moved, seconded by Ald. Thiel, to issue a warning to Tanya L. Johnsen regarding the sale of alcohol to underage persons at Union Ave. Tap on November 19, 2014, and to grant the license to Ms. Johnsen contingent upon the application being corrected, and with a warning to include all relevant information on future applications.

All ayes; motion approved.

2.5

Discussion and possible action regarding Alc. Bev. Lic. No. 2967 -Big Daddy's Pub & Grill (Ryan L. Srock, Agent) and Bev. Op. Lic. No. 0214 (Bart N. Srock) Ryan L. Srock and Bart N. Srock appeared before the committee.

Bart Srock indicated that he now cards everyone.

Ald. Lessard moved, seconded by Ald. Thiel, to issue warnings to both Big Daddy s Pub & Grill and Bart N. Srock regarding the sale of alcohol to underage persons at Big Daddy s Pub & Grill on November 19, 2014.

All ayes; motion approved.

2.6

Discussion and possible action regarding Alc. Bev. Lic. No. 2943 -Superior Bar & Grill LLC (Thomas R. Beninghaus, Agent) and Bev. Op. Lic. No. 6180 (Kim M. Vervelde) Thomas R. Beninghaus and Kim M. Vervelde appeared before the committee.

Ms. Vervelde indicated that she did card the two individuals but then did the math wrong.

Ald. Lessard moved, seconded by Ald. Matichek, to issue warnings to both Superior Bar & Grill LLC and Kim M. Vervelde regarding the sale of alcohol to underage persons at Superior Bar & Grill on November 19, 2014.

All ayes; motion approved.

2.7

Discussion and possible action regarding Alc. Bev. Lic. No. 2487 -Frankie's Pub & Grill (Nancy Manning, Agent) and Bev. Op. Lic. No. 9866 (Mandy J. Wargo) Nancy Manning and Mandy J. Wargo failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Matichek, to request via certified mailing their appearance before the committee at its January 13 th meeting.

All ayes; motion approved.

2.8

Discussion and possible action regarding law violations that may require future action by the Committee After hearing brief reports from Licensing Clerk Langhoff regarding Guadalajara not being open at a different location yet and from ACA Adams regarding a bartender who was cited for serving an intoxicated person at Vreeke s on August 7, 2014, Ald. Lessard made a motion, seconded by Ald. Thiel, to call in Ald. Bev. Lic. No. 2584 -Guadalajara Mexican Restaurant (Juan L. Atilano, Agent) and also Alc. Bev. Lic. No. 2514 -Vreeke s

Tavern I (Penny A. Hinz, Agent) and Bev. Op. Lic. No. 9996 (Cassandra L. Neese) to discuss the matters with the committee.

All ayes; motion approved.  
3.

CLOSING OF MEETING  
3.1

Set time, date and place of next meeting The next committee meeting is scheduled to be held on January 13, 2015 at 2: 00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.  
3.2

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

Ald. Heidemann seconded the motion.

All ayes; motion approved.

There being no further business to come before the committee, the meeting was adjourned at 2: 45 p.m.