

MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, August 26, 2014, 2: 00 p.m.)

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. Doug Teunissen, Licensing Clerk Cinda Langhoff, Ald. Julie Kath, Dolcye Johnson, Clifford L. Jackson, Samantha L. Musiedlak, David A. Repinski, Henry V. Thompson, William Skirvin

1. 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 August 12, 2014 meeting A motion to approve the minutes of the previous meeting held August 12, 2014 was made by Ald. Thiel and seconded by Ald. Matichek. All ayes; motion approved.

2. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

2.1 R.O. No. 65 - 14 - 15 (6 - 16 - 14) Submitting various license applications for the period ending June 30, 2015 and June 30, 2016. Various License Applications: Taxicab Op. Lic. [new] App. No. 0417 (Clifford L. Jackson). Clifford L. Jackson was not present when R.O. 65 - 14 - 15 was initially discussed.

Ald. Thiel moved, seconded by Ald. Matichek, to deny the license application based upon Mr. Jackson s failure to accurately reveal all relevant convictions on his taxicab 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.

However, Mr. Jackson appeared before the committee later during the meeting to discuss his application.

Ald. Lessard moved, seconded by Ald. Thiel, to reconsider the prior motion.

All ayes; motion approved.

After discussion of Mr. Jackson's record and his failure to include violations on his 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.

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

2.2 R.O. No. 76 - 14 - 15 (7 - 7 - 14) Submitting various license applications for the period ending June 30, 2015 and June 30, 2016. Various License Applications: Bev. Op. Lic. [new] App. No. 0458 (Samantha L. Musiedlak); Taxicab Op. Lic. [new] App. No. 0450 (Peter M. Rigas).

Samantha L. Musiedlak appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Thiel moved, seconded by Ald. Matichek, 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.

Peter M. Rigas failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Lessard, to deny the license application based upon Mr. Rigas' failure to accurately reveal all relevant convictions on his taxicab 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.

2.3 R.O. No. 90 - 14 - 15 (7 - 21 - 14) Submitting various license applications for the period ending June 30, 2015 and June 30, 2016. Various License Applications: Bev. Op. Lic. [new] App. No. 0484 (Alton S. Lucas). Alton S. Lucas failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Lessard, to deny the license application based upon Mr. Lucas' 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.

2.4 R.O. No. 103 - 14 - 15 (8 - 4 - 14) Submitting various license applications for the period ending June 30, 2015 and June 30, 2016. Various License Applications: Change of Premise App. for Alc. Bev. Lic. No. 2742 (8 th Street Ale Haus); Bev. Op. Lic. [new] App. No. 0506 (Ian E. Munro).

ACA Adams informed the committee that the 8 th Street Ale Haus application has been amended as requested.

Ald. Thiel moved, seconded by Ald. Lessard, to approve the change of premise application.

All ayes; motion approved.

Ian E. Munro failed to appear before the committee. Ald. Thiel moved, seconded by Ald. Matichek, to request via certified mailing Mr. Munro's appearance before the committee at its September 9th meeting. All ayes; motion approved.

2.5 Discussion and possible action regarding Alc. Bev. Lic. No. 1089 -Dave's Who's Inn (David A. Repinski, Agent) and Bev. Op. Lic. No. 7044 (Henry V. Thompson)

David A. Repinski and Henry V. Thompson appeared before the committee. Discussion regarding the June 1, 2014 disturbance at Dave's Who's Inn.

Mr. Thompson indicated he was so focused on getting the two individuals out of the building that he did not hear the officer speaking to him at first. Mr. Thompson has not had a beverage operator's license since 2009, but he has applied for one now and does hold a provisional at this time.

Ald. Lessard moved, seconded by Ald. Matichek, to issue a warning to Henry V. Thompson regarding the obstructing incident on June 1, 2014.

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

Ald. Lessard moved, seconded by Ald. Matichek for discussion purposes, to request that Dave's Who's Inn voluntarily surrender the alcohol beverage license for a period of seven (7) business days within 14 days.

A friendly amendment to the motion was made by Ald. Matichek and approved by Ald. Lessard as follows:

Request that Dave's Who's Inn voluntarily surrender the alcohol beverage license for a period of three (3) business days within 14 days.

Following further discussion, Ald. Lessard rescinded her motion.

Ald. Heidemann moved, seconded by Ald. Thiel, to issue a warning to Dave's Who's Inn regarding the obstructing incident on June 1, 2014.

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

2.6 R.O. No. 111 - 14 - 15 (8 - 18 - 14) Submitting various license applications for the period ending June 30, 2015 and June 30, 2016.

Ald. Heidemann moved, seconded by Ald. Thiel, to hold the Change of Premise application of Alc. Bev. Lic. No. 1226 (Meyer's Lakeview Pub) until an

amended application is received. 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 Class B Liquor Lic. App. No. 3086 (Las Brisas). All ayes; motion approved.

Ald. Lessard moved, seconded by Ald. Heidemann, to grant a license with a warning, contingent upon the application being corrected, to Fermented Malt Bev. and Class C Wine Lic. App. No. 3085 (Pho Thanh Vietnamese Restaurant). 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. 0520 (Kyle S. Finstad). All ayes; motion approved.

Ald. Thiel moved, seconded by Ald. Lessard, to grant a license to Bev. Op. Lic. App. No. 7784 (Ronda L. Udovich). 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. 0532 (Trevor Yonan). All ayes; motion approved.

Ald. Lessard moved, seconded by Ald. Thiel, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Op. Lic. App. No. 0519 (Anthony J. Levisen). Four ayes and one nay (Ald. Matichek); motion approved.

Ald. Lessard moved, seconded by Ald. Matichek, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Op. Lic. App. No. 0528 (Dawn M. Staggs). 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.

2.7 Discussion and possible action regarding law violations that may require future action by the Committee. After hearing a brief report from Lt. Teunissen regarding a recent sting operation by the Wisconsin WINS program that resulted in only one business selling tobacco to the underage volunteers on August 7, 2014, Ald. Thiel made a motion, seconded by Ald. Heidemann, to call in Alc. Bev. Lic. No. 2702 -Tietz s Piggly Wiggly (Mark L. Tietz, Agent) and Bev. Op. Lic. No. 0215 (Paige N. Balma) to discuss the matter with the committee.

Four ayes and one nay (Ald. Lessard); 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 September 9, 2014 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: 55 p.m.