

MINUTES

- COMMITTEE ON LAW AND LICENSING (Tuesday, August 12, 2014, 2: 00 p.m.)
Generated by Kathy Hoffman on Wednesday, August 13, 2014

Members Present:

Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Bill Thiel, Ald. Joe Heidemann, Ald. Susan Lessard Unexcused:

Ald. Kevin Matichek Others in Attendance:

City Attorney Stephen G. McLean, Assistant City Attorney Charles C. Adams, Lt. Doug Teunissen, Officer Brandon Kehoe, Ald. Julie Kath, Ald. Mark Hermann, Finance Director Nancy Buss,

Dustin J. Alexandroni, Alisia R. Jones, Cory L. Kramer, Charles E. Blindauer, Curtis W. Dewitt, Jeremy D. Pinnow, David A. Repinski, Kerry E. Goedeke, Ignacio Mendiola, Richard C. Yurk, Reynel Santana, Martha Babiano Cruz

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 July 29, 2014 meeting A motion to approve the minutes of the previous meeting held July 29, 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. 86 - 14 - 15 (7 - 21 - 14) Submitting the attached summary of the 2015 Budget Requests for the General Fund, the Special Revenue Funds, the Debt Service Funds, and the Capital Project Funds. The comparison is to the 2014 original budget.

2.2

R.O. No. 87 - 14 - 15 (7 - 21 - 14) Submitting the attached summary of the 2015 Budget Requests for the Enterprise Funds, the Internal Service Funds, and the Trust Funds. The comparison is to the 2014 original budget. Nancy Buss explained to the committee that a liability insurance fund account will be used for payment of the expenses that in the past were paid from the City Attorney's judgments and settlement expenses account.

Ms. Buss also explained how the IT budget is divided between the various City departments.

A motion was made by Ald. Lessard, seconded by Ald. Thiel, to approve the City Attorney's budget for 2015 as contained in R.O. No. 86 - 14 - 15, and to approve the summary of the 2015 Budget Requests for the various funds as contained in R.O. No. 87 - 14 - 15.

All ayes; motion approved.

2.3

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

Mr. Jackson was instructed to appear at the August 26th meeting.

Ald. Thiel moved, seconded by Ald. Heidemann, to hold the application until the August 26th meeting and to call in Mr. Jackson by regular mail.

All ayes; motion approved.

2.4

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. Nos. 9869 (Dustin J. Alexandroni), 0445 (Alisia R. Jones), 4718 (Cory L. Kramer), 0458 (Samantha L. Musiedlak); Bev. Op. Lic.

[renewal] App. No. 9650 (Charles E. Blindauer); Taxicab Op. Lic. [new] App. No. 0450 (Peter M. Rigas). Dustin J. Alexandroni appeared before the committee to discuss his application.

After discussion of his record, Ald. Lessard moved, seconded by Ald. Thiel, to grant the license.

All ayes; motion approved.

Alisia R. Jones appeared before the committee to discuss her application.

After discussion of her record, Ald. Lessard moved, seconded by Ald. Thiel, to grant the license.

All ayes; motion approved.

Cory L. Kramer appeared before the committee to discuss his application.

After discussion of his record and his failure to include a violation on his application, Ald. Heidemann 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. Samantha L. Musiedlak failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Lessard, to request via certified mailing Ms. Musiedlak s appearance before the committee at its August 26 th meeting.

All ayes; motion approved.

Charles E. Blindauer appeared before the committee to discuss his renewal application.

After a hearing involving a discussion of his record and his failure to include a violation on his application, Ald. Thiel 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. Peter J. Rigas failed to appear before the committee.

Ald. Thiel moved, seconded by Ald. Heidemann, to request via certified mailing

Mr. Rigas' appearance before the committee at its August 26 th meeting.

All ayes; motion approved.

2.5

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. Nos. 0465 (Curtis W. Dewitt), 0484 (Alton S. Lucas), 0370 (Jeremy D. Pinnow). Curtis W. Dewitt appeared before the committee to discuss his application.

After discussion of his record and his failure to include violations on his 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. Alton S. Lucas failed to appear before the committee.

Ald. Heidemann moved, seconded by Ald. Thiel, to request via certified mailing Mr. Lucas' appearance before the committee at its August 26 th meeting.

All ayes; motion approved. Jeremy D. Pinnow appeared before the committee to discuss his application.

After discussion of his record and his failure to include violations on his application, Ald. Lessard moved, seconded by Ald. Heidemann, to hold the application.

The motion and second were then withdrawn.

Ald. Heidemann moved, seconded by Ald. Lessard, 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, and his record as a habitual law violator.

All ayes; motion approved.

2.6

Update, discussion and possible action regarding Alc. Bev. Lic. No. 1089 -Dave's Who's Inn (David A. Repinski, Agent) David A. Repinski appeared before the committee to review the status of his abatement plan.

Officer Brandon Kehoe informed the committee that the police department is comfortable with the steps Mr. Repinski has taken (glassware removed upstairs,

lights outside, video surveillance system) and indicated that the D.J. is cooperative with the police department.

One concern is that patrons who are banned from the establishment are not being banned for a long enough period.

2.7

Discussion and possible action regarding Alc. Bev. Lic. No. 2135 -Sandee's Cool Runnings (Kerry E. Goedeke, Agent) Kerry E. Goedeke appeared before the committee.

Mr. Goedeke indicated that he had left the bar a few minutes before closing time to go upstairs to the bathroom.

Ald. Lessard moved, seconded by Ald. Heidemann, to issue warnings to Sandee's Cool Runnings regarding both being open after hours and having an unlicensed bartender on July 23, 2014.

All ayes; motion approved.
2.8

Discussion and possible action regarding Alc. Bev. Lic. No. 2977 -Geno Nottolini's Pizza (Ignacio Mendiola, Agent) and Bev. Op. Lic. No. 4239 (Richard C. Yurk) Ignacio Mendiola and Richard C. Yurk appeared before the committee.

Discussion regarding having separate premises for the bar and the restaurant as Mr. Mendiola advertises that the restaurant is open until 4: 00 a.m.

Ald. Heidemann moved, seconded by Ald. Lessard, to issue warnings to both Geno Nottolini's Pizza and Richard C. Yurk regarding being open after hours on July 13, 2014.

All ayes; motion approved.
2.9

Presentation by potential applicants for available "Class B" alcohol beverage licenses There are presently four Class B alcohol beverage licenses available.

Reynel Santana and Martha Babiano Cruz appeared before the committee to present their cases regarding pre-applications for the available licenses.

Reynel Santana was present and indicated that he is interested in opening a private banquet facility at his property at 1019 Erie Avenue (former kitchen and bath store).

Any food served would be catered in.

Probably open every weekend in summer.

He could be ready to open in three months.

Martha Babiano Cruz was present and indicated that she is still interested in opening a restaurant at 1129 South 8 th Street (former Guadalajara Mexican Restaurant).

2.10

Discussion and action regarding granting opportunity to apply for available "Class B" alcohol beverage licenses A motion was made by Ald. Lessard, seconded by Ald. Heidemann, to invite both Reynel Santana and Martha Babiano Cruz to apply for one of the available Class B alcohol beverage licenses.

All ayes; motion approved.

2.11

R.O. No. 103 - 14 - 15 (8 - 4 - 14) Submitting various license applications for the period ending June 30, 2015 and June 30, 2016. Ald. Lessard moved, seconded by Ald. Thiel, to hold the Change of Premise application of Alc. Bev. Lic. No. 2742 (8 th Street Ale Haus) until an amended application is received.

All ayes; motion approved.

Ald. Lessard moved, seconded by Ald. Heidemann, to call in Bev. Op. Lic. App. No. 0506 (Ian E. Munro) to discuss his application with the committee.

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 Bev. Op. Lic. App. No. 0494 (Tara M. Seefeldt).

All ayes; motion approved.

Ald. Heidemann moved, seconded by Ald. Thiel, to grant a license to Bev. Op. Lic. App. No. 7143 (Melissa L. Shelton) with instructions to correct the application.

All ayes; motion approved.

Ald. Thiel moved, seconded by Ald. Lessard, to grant the remainder of the license applications for individuals listed on the above-referenced R.O.

All ayes; motion approved.

2.12

Discussion and possible action regarding law violations that may require future action by the Committee. After hearing a brief report from Lt. Teunissen regarding Henry Thompson, the bouncer at Dave's Who's Inn, who received a citation for obstructing following an incident on June 1, 2014, Ald. Lessard made a motion, seconded by Ald. Heidemann, to call in Alc. Bev. Lic. No. 1089 -Dave's Who's Inn (David A. Repinski, Agent) and Henry Thompson to discuss the matter with the committee.

All ayes; motion approved.

After the meeting, it was determined that Henry Thompson does not have a bartender's license and, therefore, he cannot be called in.

3. SET TIME, DATE AND PLACE OF NEXT MEETING The next committee meeting is scheduled to be held on August 26, 2014 at 2: 00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

4. ADJOURN

4.1 Motion to adjourn Ald. Heidemann made a motion to adjourn.

Ald. Thiel seconded the motion.

All ayes; motion approved.

There being no further business to come before the committee, the meeting was adjourned at 3: 55 p.m.

