

*****ATTACHMENTS*****

CITY OF SHEBOYGAN**COMMITTEE ON LAW AND LICENSING MINUTES****AUGUST 15, 2017**

MEMBERS PRESENT: Chair Alderperson Susan Holzschuh, Alderperson Scott Lewandoske, Alderperson Ron Rindfleisch

MEMBERS EXCUSED: Vice Chair Alderperson Mary Lynne Donohue, Alderperson Rosemarie Trester

STAFF/OFFICIALS PRESENT: City Attorney Charles C. Adams, Lt. William Adams, Alderperson Henry Nelson, City Clerk Susan Richards, Licensing Clerk Melissa Clevenger, Legal Assistant Kathy Hoffman

OTHERS PRESENT: Tiffany J. Perronne, Dave Repinski, Dave Nennig

1. OPENING OF MEETING

1.1 Roll Call

1.2 Call to Order

Chair Alderperson Susan Holzschuh called the meeting to order at 2:30 p.m.

1.3 Pledge of Allegiance

The Pledge of Allegiance was recited.

1.4 Introduction of Committee members, staff and guests

2. MINUTES

2.1 Approval of Minutes - July 25, 2017

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to approve the minutes of the previous meeting held July 25, 2017. Motion carried 3-0.

3. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

3.1 R.O. No. 104-17-18 (7-17-17) Submitting various license applications for the period ending December 31, 2017, June 30, 2018 and June 30, 2019. Bev. Op. Lic. App. Nos. 9642 (Tiffany J. Perronne), 1766 (Taylor J. Quesinberry), 1757 (Jessica R. Charles), 1762 (Kyle R. Decker) - [CLUB], 1751 (Gewell R. James Sr.)

Tiffany J. Perronne appeared before the committee for a hearing on possible denial of her license application. The committee heard from Ms. Perronne and her witness Dave Repinski, and also the City's witness Lt. Adams, and then deliberated regarding Ms. Perronne's record.

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to deny the license application based upon Ms. Perronne's record of a violation related to the licensed activity. Motion carried 3-0.

Taylor J. Quesinberry failed to appear before the committee for a hearing on possible denial of her license application.

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to deny the license application based upon Ms. Quesinberry's record of violations related to the licensed activity, her history as a habitual law offender, the presence of warrants due to unpaid fines, and her failure to cooperate with the committee. Motion carried 3-0.

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to grant licenses to Bev. Op. Lic. App. Nos. 1757 (Jessica R. Charles) and 1762 (Kyle R. Decker - CLUB). Motion carried 3-0.

Motion by Alderperson Lewandoske, seconded by Alderperson Rindfleisch, to call in Bev. Op. Lic. App. No. 1751 (Gewell R. James, Sr.) for a hearing on possible denial of his license application. Motion carried 3-0.

3.2 DIRECT REFERRAL - R.O. No. 105-17-18 (8-7-17) Submitting an appeal regarding the park impact fee for Tax Parcel No. 59281435811 (2521 Creekview Court) and the recommendation of Chad Pelishek, Director of Planning & Development

City Attorney Adams informed the committee that Bob Werner had requested an adjournment of the park impact fee appeal hearing which had been scheduled for today.

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to hold R.O. No. 105-17-18. Motion carried 3-0.

3.3 R.O. No. 128-17-18 (8-7-17) Submitting various license applications for the period ending December 31, 2017, June 30, 2018 and June 30, 2019

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to approve the change of premise application of Alc. Bev. Lic. No. 2742 (8th Street Ale Haus), contingent upon them obtaining the proper street festival permit for that portion of the premises extending into the alley. Motion carried 3-0.

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to call in the following license applicants for hearings on possible denial of their license applications: Bev. Op. Lic. App. Nos. 1806 (Chynna L. Botzau), 0977 (Eugene A. Osbahr), and Taxicab Driver Lic. App. No. 1780 (Frederick C. McFate). Motion carried 3-0.

Motion by Alderperson Lewandoske, seconded by Alderperson Rindfleisch, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. Motion carried 3-0.

4. NEXT MEETING DATE

4.1 Next meeting date will be August 29, 2017

The next committee meeting is scheduled to be held on August 29, 2017 at 2:30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

5. ADJOURN

5.1 Motion to adjourn

Motion by Alderperson Rindfleisch, seconded by Alderperson Lewandoske, to adjourn at 2:52 p.m. Motion carried 3-0.

II

Other Matters

10.1

R. O. No. 104-17-18. By CITY CLERK. July 17, 2017.

Submitting various license applications for the period ending December 31, 2017, June 30, 2018 and June 30, 2019.

Law & Co.

City Clerk

CHANGE OF PREMISES

<u>No.</u>	<u>Name</u>	<u>Address</u>
3056	Gotta Getcha In Oasis	840 Wilson Ave. - One day event to be Held on August 19, 2017, to include the Whole property - Back of building on The Northside, parking lots to East, South & West.
3120	Northstar Bar	3004 N. 8 th St. - One day event to be held on August 26, 2017. To include current premis and parking lot to the South & West.

BEVERAGE OPERATOR'S LICENSE (NEW) (June 30, 2019)

<u>No.</u>	<u>Name</u>	<u>Address</u>
4235	Altmann, Donna M.	104 N. Lincoln Dr., Howards Grove
5301	Altmann, Terrance W.	104 N. Lincoln Dr., Howards Grove
0992	Boehlke, Allyson P.	1606 S. 20 th St.
7290	Bruinooge, Tarri L.	3404 N. 8 th St.
1654	Butler, George W.	1921 Garfield Ave.
1757	Charles, Jessica R.	409 Wisconsin Ave.
1753	Chervenka, Tonia L.	817 Spring Ave.
1758	Cox, Patricia F.	2211 Cooper Ave.
1762	Decker, Kyle R. (Club)	4318 White Oak Lane
7637	Gerold, Matthew M.	114 S. Pershing St., Howards Grove
1770	Gruenke, Mysti D.	2402 N. 6 th St.
1751	James Sr., Gewell R.	334 Superior Ave.
1756	Klein, Sara P.	3706 Superior Ave. AptA8
0223	Kotyza, Holly A.	712 Broughton Dr. #22
0842	Lewis, Joshua A.	4211 Autumn Ct. A201
1759	Lulow, Katrina N.	913 A Indiana Ave.
1750	Manns, Latesha D.	336 Superior Ave.
0247	Manyvanh, Rafael	2619 Main Ave.

1752 Mentink, Todd A.
1763 Meyer, Seth R.
6096 Miller, Michael S.
9642 Perronne, Tiffany J.
1760 Rauwerdink, Jeremiah J.
1768 Rothe, Andrew T.
1764 Stover, Andrea N.
0117 Theis, Robert R.
2688 Wriedt, Laurel L.
6815 Quasius, Jaclyn A.
1766 Quesinberry, Taylor J.

2113 N. 5th St.
2107 S. 9th St.
327 Superior Ave.
1039 Elm St., Cleveland
4625 Alyssa Lane
4443 S. 8th St.
2012 N. 19th St.
1628 S. 13th St.
2006 N. 18th St.
2518 Main Ave.
3917 Country Place Rd.

II

Other Matters

8.1

R. O. No. 128 - 17 - 18. By CITY CLERK. August 7, 2017.

Submitting various license applications for the period ending December 31, 2017, June 30, 2018 and June 30, 2019.

Law & Lic.

City Clerk

CHANGE OF AGENT

Daniel E. Duncan is replacing Kevin C. Herrmann as agent effective immediately for Pick 'N Save #6432 located at 1317 N. 25th St.

Diane Reynold as agent for Kwik Trip 780 located at 2622 S. Business Dr.

CHANGE OF PREMISE (Permanent)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3117	Harbor Lights Two	434 Pennsylvania Ave. - Permanent change of address to include the entire fenced in lot including the building and the area west of the building bounded by rope style fencing.

CHANGE OF PREMISES

<u>No.</u>	<u>Name</u>	<u>Address</u>
2742	8 th Street Ale Haus	1132 N. 8 th Street - Two day event to be held September 15 & 16, 2017 to include the entire 8 th Street Ale Haus parking lot up to and including a portion of the alleyway that abuts it on its Southern end. The parking lot is on 8 th Street and starts at the Southern edge of the building located at 1122 N. 8 th (the Gaming Generations business). This is a space of approximately 110 ft by 45 ft. On the Southern end is the alley way that intersects with 8 th and 9 th Street and is between Erie and St. Claire Ave. We also request a portion of said alleyway from the 8 th Street entrance to approximately 130 ft. West for use of the event.

1783 De Fere, Teresa M.
1771 De Gamez, Griselda R.
1779 Jackson, Lawrence E.
1780 McFate, Frederick C.
1776 Washington, Tommy D.

1612 Falcon Way, Sheb. Falls
1418 Geele Ave.
3519 Saemann Ave #3
1010 Kentucky Ave.
1524 Bell Ave.

CITY OF SHEBOYGAN

REQUEST FOR LAW & LICENSING COMMITTEE CONSIDERATION

ITEM DESCRIPTION: Quarterly Performance Report for City Attorney's Office

REPORT PREPARED BY: Charles C. Adams, City Attorney

REPORT DATE: August 17, 2017

MEETING DATE: August 29, 2017

FISCAL SUMMARY:

Budget Line Item: N/A
Budget Summary: N/A
Budgeted Expenditure: N/A
Budgeted Revenue: N/A

STATUTORY REFERENCE:

Wisconsin Statutes: N/A
Municipal Code: N/A

BACKGROUND / ANALYSIS:

The City Administrator asks departments to present a quarterly performance report to their oversight committees. The report is to include year-to-date numbers related to workload and effectiveness and any additional narrative as may be helpful to the committee members.

STAFF COMMENTS:

The report is for the second quarter of 2017 is attached.

ACTION REQUESTED:

No action; for discussion only.

ATTACHMENTS:

- I. City Attorney's Office Quarterly Performance Report, 2nd Quarter of 2017

QUARTERLY PERFORMANCE REPORT

CITY ATTORNEY'S OFFICE

Second Quarter of Fiscal Year 2017 (through June 30, 2017)

	2017 Goal	2017 as of 6/30
<u>Workload Measurement</u>		
Municipal Court cases prosecuted	840	416
Circuit Court cases prosecuted	5	4
Abatements	4	1
Inspection Warrants	4	2
Raze Orders	4	1
Business Development Loans	12	0
Real estate closings	15	3
Lawsuits against City	6	3
Foreclosures	15	2
Bankruptcies	24	9
<u>Effectiveness</u>		
Departments indicating a positive response to promptness	80%	91%
Departments indicating a positive response to court as an approachable service	80%	94%
Resident Satisfaction Rating	80%	83%

2017 has been a busy year thus far. I estimate that from January through June, the attorneys in our department put in a little over 1,500 hours of "billable hours" (meaning hours that would be billable in a private law firm setting.) Note that "billable hours" does not include time reading up on changes in the law, going to seminars, dealing with questions from the public, doing internal work (such as hiring), or preparing budgets and administrative work.

A long-time legal assistant retired in April; her replacement began work in June. The Assistant City Attorney was on full-time family leave for two months starting in April, and then returned working three days per week. She will be moving up to four days per week after Labor Day. We also hired a temporary Assistant City Attorney to work up to 20 hours per week through the end of the year.

Significant hours during April, May, and June were spent on the Kohler Co. annexation and the various related issues, as well as on civil litigation. Significant time was also spent advising and assisting with other development issues, code enforcement matters, legislative drafting, and real estate matters. The department forecasts that the next quarter will be unusually busy with matters related to city development and human resources issues.

II

Other Matters

8.4

R. O. No. 140 - 17 - 18. By CITY CLERK. August 21, 2017.

Submitting various license applications for the period ending December 31, 2017, June 30, 2018 and June 30, 2019.

Law & Co.

City Clerk

CHANGE OF PREMISES

<u>No.</u>	<u>Name</u>	<u>Address</u>
1040	Brennans On Michigan	1101 Michigan Ave.- Two day event to be held September 30, 2017 and October 1, 2017 to include West and South parking lot in current premise description.
3056	Gotta Getcha In Oasis	840 Wilson Ave. - One day event to be held September 9, 2017 to include the back of the building on the North side parking lots to the East, South and West.
2921	The Walkabout	2401 Calumet Ave.- One day event to be held September 16, 2017 to include the driveway and grassy area North and East of the building.

BEVERAGE OPERATOR'S LICENSE (NEW) (June 30, 2019)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1818	Bergquist, Peyton A.	1021 Swift Ave.
1816	Brecheisen, Brian K.	515 Michigan Ave.
1825	Frei, Dorris M.	1628 Indiana Ave.
1822	Kaczmarowski, Kellin R.	2013 S. 26 th St.
1824	Krause, Jessica A.	1933 N. 9 th St.
7550	Lang, Steven A.	2821 S. 8 th St.
0201	Laws, Vincent A.	910 Lincoln Ave.
1821	Lopez, Norma	1928 N. 11 th St. Apt. A
1889	Mueller, Jeffery C.	1734 S. 15 th St.

1823 Petlier, Timmy R.	2554 Calumet Dr.
1812 Powell, Shawn R. (Club)	708 High Ave.
1817 Raeder, Marisa L.	830 Logan Ave.
0986 Runkel, Kevin R. (Club)	225 Lilac Lane, Belgium
1820 Schultz, Joseph C.	904 Mead Ave.
7354 Semsch, Saowanee	512A S. 13 th St.
0316 Stemper, Sarah M.	1615 New Jersey Ave.
5247 Thomas, Brandy J.	1522 Michigan Ave.
5339 Weimann, Lisa K.	302 Wahgouly Rd.
1826 Yang, Christopher	1924 S. 21 st St.

TAXICAB DRIVERS LICENSE (NEW) (December 31, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1819	Hombs, Thomas M.	1427 N. 10 th St. #400
1814	Scholz, Imelda	1613 S. 13 th St.