

*****ATTACHMENTS*****

CITY OF SHEBOYGAN
COMMITTEE ON LAW AND LICENSING MINUTES
SEPTEMBER 27, 2016

MEMBERS PRESENT: Chair Alderperson Susan Holzschuh, Alderperson Mark Hermann, Alderperson Job Hou-Seye, Alderperson Rosemarie Trester

MEMBERS UNEXCUSED: Vice Chair Alderperson Roman Draughon

STAFF/OFFICIALS PRESENT: City Attorney Charles C. Adams, Lt. William Adams, City Clerk Susan Richards, Licensing Clerk Cinda Langhoff, Mayor Michael Vandersteen, Kathy Hoffman

OTHERS PRESENT: Tina J. Kohr, Troy J. Murray, Hector R. Capetillo-Alvarez, Annette Capetillo, Erin L. Winscher, Scott Matula, Dave Repinski

1. OPENING OF MEETING

1.1 Call meeting to order

Chair Alderperson Holzschuh called the meeting to order at 2:32 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 September 13, 2016 meeting

Motion by Alderperson Trester, seconded by Alderperson Hou-Seye, to approve the minutes of the previous meeting held September 13, 2016. Motion carried 4-0.

2. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

2.1 R.O. No. 95-16-17 (8-15-16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018. Various License Applications: Bev. Op. Lic. App. Nos. 0603 (Tina J. Kohr), 1906 (Troy J. Murray), 1407 (Devin P. Wollin); Taxicab Driver Lic. App. No. 1439 (Michael McKinney)

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

Motion by Alderperson Hou-Seye, seconded by Alderperson Hermann, to grant the license. Motion carried 4-0.

Troy J. Murray appeared before the committee to discuss his application. Mr. Murray indicated that he does not believe that his manufacture of THC conviction makes him ineligible for the license.

Motion by Alderperson Hou-Seye, seconded by Alderperson Hermann, to hold this matter to give Alderperson Hou-Seye the opportunity to read the statute which makes him ineligible. The statute was provided with the educational materials given to all committee members in April. Motion carried 3-1 (Alderperson Trester – nay).

Devin P. Wollin failed to appear before the committee.

Motion by Alderperson Trester, seconded by Alderperson Hou-Seye, to deny the license application based upon Mr. Wollin'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. Motion carried 4-0.

Michael McKinney failed to appear before the committee.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to deny the license application based upon Mr. McKinney's record of violations related to the licensed activity, his record as a repeat law violator, and his failure to cooperate with the committee. Motion carried 4-0.

2.2 R.O. No. 104-16-17 (9-6-16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018. Various License Applications: "Class A" Liquor Lic. App. No. 3220-J Mart Liquor (Basudev Adhikari, Agent); Bev. Op. Lic. App. Nos. 8441 (Hector R. Capetillo-Alvarez), 1462 (Erin L. Winscher)

Basudev Adhikari failed to appear before the committee to discuss his application for a "Class A" liquor license for the proposed J Mart Liquor to be located at 2206 North 15th Street. Discussion regarding the fact that the committee had voted 3-1 at its September 13th meeting to revise its policy and remove the language which allows convenience stores/mini-marts also selling gasoline or other motor fuels to be issued "Class A" liquor licenses.

Motion by Alderperson Hou-Seye, seconded by Alderperson Hermann, to approve this license subject to Mr. Adhikari submitting plans that are acceptable. Alderperson Holzschuh and Alderperson Trester both indicated that they will not vote in favor of this license as their constituents and the Sheboygan Police Department do not want more liquor sold in this neighborhood. Motion failed 2-2. (Alderperson Holzschuh and Alderperson Trester – nay).

Motion by Alderperson Hou-Seye, seconded by Alderperson Hermann, to refer this license application to the Common Council with no recommendation. Motion carried 3-1 (Alderperson Trester – nay).

Hector R. Capetillo-Alvarez appeared before the committee to discuss his application. The committee discussed his record and his failure to include violations on his application.

Motion by Alderperson Hou-Seye, seconded by Alderperson Hermann, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. Motion carried 3-1 (Alderperson Trester – nay).

Erin L. Winscher appeared before the committee to discuss her application. The committee discussed her record and her failure to include violations on her application.

Motion by Alderperson Holzschuh, seconded by Alderperson Hermann, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. Motion carried 3-1 (Alderperson Hou-Seye – nay).

2.3 R.O. No. 116-16-17 (9-19-16) Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1482 (Donovan D. Burt). Motion carried 4-0.

Motion by Alderperson Hou-Seye, seconded by Alderperson Hermann, to grant a license to Bev. Op. Lic. App. No. 9277 (Nicholas R. Kamada). Motion carried 4-0.

Motion by Alderperson Hou-Seye, seconded by Alderperson Trester, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 6164 (Katherine L. Penkwitz). Motion carried 4-0.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1479 (Michelle L. Smith). Motion carried 4-0.

Motion by Alderperson Trester, seconded by Alderperson Hou-Seye, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. (Club) Lic. App. No. 1485 (Todd EJ Wendland). Motion carried 4-0.

Motion by Alderperson Trester, seconded by Alderperson Hou-Seye, to amend R.O. 116-16-17 to add Taxicab Driver Lic. App. No. 1477 (David C. Shaffer) and to grant a license with a warning, contingent upon the application being corrected, to Mr. Shaffer. Motion carried 4-0.

Motion by Alderperson Hou-Seye, seconded by Alderperson Trester, to call in Taxicab Driver Lic. App. No. 1486 (Lashelle T. Tatum) to discuss her application with the committee. Motion carried 4-0.

Motion by Alderperson Hou-Seye, seconded by Alderperson Trester, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. Motion carried 4-0.

2.4 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.

3. CLOSING OF MEETING

3.1 Set time, date and place of next meeting

The next committee meeting is scheduled to be held on October 11, 2016 at 2:30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

3.2 Motion to adjourn

Motion by Alderperson Trester, seconded by Alderperson Hermann, to adjourn at 3:40 p.m. Motion carried 4-0.



II

Other matters

7.1

R. O. No. 95 - 16 - 17. By CITY CLERK. August 15, 2016.

Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018.

Law & Lic

City Clerk

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
2742	8 th Street Ale Haus	1132 N. 8 th St. - two-day event to be Held 9/16/17 & 9/17/16 to include parking lot/alley between 8 th and 9 th St., Erie & St. Claire Ave.
1040	Brennan's on Michigan	1101 Michigan Ave. - two-day event to be held 9/24 -9/25, 2016 to include current premise and the west & south parking lots.

"CLASS B" LIQUOR LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3218	Lakeview Wine Bar	802 Blue Harbor Dr.
3217	Parker Johns BBQ & Pizza	705 Riverfront Dr.

"CLASS B" FERMENTED MALT BEVERAGE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3216	Cruisers	3740 S. Taylor Dr.

"CLASS C" WINE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3216	Cruisers	3740 S. Taylor Dr.

BEVERAGE OPERATOR'S LICENSE (June 30, 2018)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1428	Allard, Kyle P.	1415 N. 7 th St.
1384	Aschenbach, Marc R.	817 Z Ct.
8611	Basler, Katlin R.	261 Osthoff Ave., Elkhart Lake
1332	Beardsley, Amber L.	4543 S. 16 th St.
6455	Behnke, Barbara J.	1006 N. 16 th St.
9830	Butcher, Brandi A.	163 Rochester Dr., Sheb. Falls
1343	Doyle, Margaret E.	N2035 Pine Beach Rd. S, Oostburg
1351	Ferguson, Steve L.	1834 N. 27 th St.
1392	Fricke, Stephanie Ania	910 New York Ave.
1391	Hanson, Savannah June	930 Pershing Ave.
1388	Her, Mai C.	1607 Illinois Ave.
1356	Johannsen, Danielle F.	3924 Country Place, #D
0603	Kohr, Tina J.	1308 S. 9 th St.
1377	Krump, Cheryl A.	2133 Bollmann Dr., #2C
4094	Kummer, Lynn M.	W2931 Pine Tree Circle, Sheb. Falls
1411	Lohse, Joshua J.	2106 S. 14 th St.
1765	Loiselle, Timothy L.	2025 Folger Ct.
1406	Miler, Tara A.	1415 N. 7 th St.
1906	Murray, Troy J.	515 S. 15 th St.
1387	Negrete, Vanessa M.	927 Dillingham Ave.
5690	Schaefer, Tammy L.	1519 Fieldstone Ln., Howards Grove
0414	Schwinn, Samantha L.	1627 Saemann Ave.
1371	Stumpy, Brianna R.	3516A S. 12 th St., #21
1407	Wollin, Devin P.	1610A Maryland Ave.

TAXICAB DRIVER'S LICENSE (December 31, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1439	McKinney, Michael	1927 N. 7 th St.
1682	Morton, Patricia A.	3114 N. 9 th St.

VII

6.3

R. C. No. 185 - 16 - 17. By LAW AND LICENSING. October 3, 2016.

Your Committee to whom was referred, pursuant to R. O. No. 104-16-17 by the City Clerk submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018; recommends that "Class A" Liquor License application No. 3220 for J Mart Liquor be sent back to the Common Council with no recommendation.

*Reg
re-refer to LaF*

Susan G Holzschuh
Rosemarie Sester

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

II

R. O. No. 130 - 16 - 17. By CITY CLERK. October 3, 2016.

Submitting various license applications for the period ending December 31, 2016, June 30, 2017 and June 30, 2018.

Law & Lic.

City Clerk

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
3150	Craft 30	1015 S. 10 th St. - two-day event to be held 11/11/16 to 11/12/16 to include current premise and the SW corner of grassy lot, just south of existing brick/fenced-in patio area. (between patio and alley).

BEVERAGE OPERATOR'S LICENSE (June 30, 2018)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1494	Cichocki, Ericka M.	2550 Calumet Dr.
1496	Colvin, Frank M.	1621 Kentucky Ave.
1511	Donath, Kayla A.	1824 Washington Ave.
1500	Ebbers, Tyler J.	1419 S. 11 th St.
7527	Kropp, Denise F.	707 Clara Ave.
8230	Lopour, David E.	2129 N. 23 rd St.
1502	Martinez, Forest C.	531 S. 8 th St.
1515	McMurray, Scott J. (Club)	1217 E Channel Park Dr., Waupaca
1507	Regner, Justin J.	456 Clay ST., Kiel
2013	Reif, Sheryl A.	1529 Union Ave.
5062	Rountree, Lisa M.	145 Lexington Ct., Sheb. Falls
0415	Sanchez, Mark A.	N8237 Cty Rd. J, Elkhart Lake
1510	Sawyer, Franki R.	1224 St. Clair Ave.
1506	Testwuide, Chase D.	209 Huron Ave.
7784	Udovich, Ronda L.	1226 Main Ave.

TAXICAB DRIVER'S LICENSE (December 31, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1509	Gordon, Jody Lynn	741 Acacia, Sheb. Falls