

**\*\*\*ATTACHMENTS\*\*\***

# MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, April 12, 2016, 2:30 P.M.)

Generated by Kathy Hoffman on Thursday, April 14, 2016

**Members Present:** Chairperson Ald. Susan Lessard, Vice Chairperson Ald. Todd Wolf, Ald. Roman Draughon, Ald. Mark Hermann, Ald. Rosemarie Trester

**Others in Attendance:** City Attorney Charles C. Adams, Lt. William Adams, Licensing Clerk Cinda Langhoff, Attorney Peter Mayer, David Repinski, Diashanae J. Blakes, Robert D. Gottsacker, Marquita Y. Norton, Zsa Zsa Voest, James J. Butzen, Marti Butzen, Nathaniel D. Gottsacker

## 1. OPENING OF MEETING

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### 1.1 Call meeting to order

Chairperson Lessard called the meeting to order at 2:30 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 March 29, 2016 meeting

A motion to approve the minutes of the previous meeting held March 29, 2016 was made by Ald. Wolf and seconded by Ald. Draughon. **All ayes; motion approved.**

## 2. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

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### 2.1 R.O. No. 296-15-16 (3-7-16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017. Various License Applications: Bev. Op. Lic. App. Nos. 1483 (Diashanae J. Blakes), 0143 (Robert D. Gottsacker), 8152 (Marquita Y. Norton), 1009 (Zsa Zsa A. Voest); Taxicab Driver Lic. App. No. 0565 (Nathan J. Krueger)

Diashanae J. Blakes appeared before the committee to discuss her application. After discussion of her record, Ald. Wolf moved, seconded by Ald. Draughon, to grant the license. **All ayes; motion approved.**

Robert D. Gottsacker appeared before the committee to discuss his application. After discussion of his record, Ald. Draughon moved, seconded by Ald. Wolf, to grant the license. **All ayes; motion approved.**

4-14-16 Emailed Clerk to release. 9:30 A.M.

Marquita Y. Norton appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Wolf moved, seconded by Ald. Draughon, 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.**

Zsa Zsa A. Voest appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Wolf moved, seconded by Ald. Draughon, to deny the license application based upon Ms. Voest's failure to accurately reveal all relevant convictions on her beverage operator's license application, her record of violations related to the licensed activity, and her record as a repeat law violator. **Four ayes and one nay (Ald. Lessard); motion approved.**

Nathan J. Krueger failed to appear before the committee. Ald. Wolf moved, seconded by Ald. Draughon, to deny the license application based upon Mr. Krueger's failure to accurately reveal all relevant convictions on his taxicab driver'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. 311-15-16 (3-21-16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017. Various License Applications: Fermented Malt Bev. Lic. App. No. 3184-Board & Brush Creative Studio (Julie Selby, Agent); Bev. Op. Lic. App. No. 1058 (Tayna J. Housey); Taxicab Driver Lic. App. Nos. 0465 (Curtis W. Dewitt), 1032 (Fernando Gomez), 7782 (Benjamin F. Heyman)**

Julie Selby failed to appear before the committee, but instead had sent on her behalf someone named Kay who will be overseeing the day-to-day activities of the business. The committee was in agreement that they only want to speak with the agent of the business. Ald. Wolf moved, seconded by Ald. Draughon, to hold the Board & Brush Creative Studio application and request Ms. Selby's appearance before the committee at its April 26th meeting. **All ayes; motion approved.**

Tayna J. Housey failed to appear before the committee. Ald. Draughon moved, seconded by Ald. Wolf, to request via certified mailing Ms. Housey's appearance before the committee at its April 26th meeting. **All ayes; motion approved.**

Curtis W. Dewitt failed to appear before the committee. Ald. Wolf moved, seconded by Ald. Draughon, to request via certified mailing Mr. Dewitt's appearance before the committee at its April 26th meeting. **All ayes; motion approved.**

Fernando Gomez failed to appear before the committee. Ald. Wolf moved, seconded by Ald. Draughon, to request via certified mailing Mr. Gomez's appearance before the committee at its

April 26th meeting. **All ayes; motion approved.**

Benjamin F. Heyman did not appear, but had contacted the City Attorney's Office to indicate that he was unable to appear. Mr. Heyman was instructed to appear at the April 26th meeting. Ald. Wolf moved, seconded by Ald. Draughon, to hold the application until the April 26th meeting and to call in Mr. Heyman by regular mail. **All ayes; motion approved.**

Ald. Wolf moved, seconded by Ald. Trester, to refer R.O. No. 311-15-16 to the Committee on Law & Licensing of the new council. **All ayes; motion approved.**

**2.3 Possible action regarding Alc. Bev. Lic. No. 1925-Screamers (James J. Butzen, Agent) and Bev. Op. Lic. No. 0664 (Nathaniel D. Gottsacker)**

James J. Butzen, Marti Butzen (bar manager), and Nathaniel D. Gottsacker appeared before the committee. Mr. Gottsacker indicated that he did not feel the patron was intoxicated when he served her and that he has learned a lot from this experience and will fully cooperate with the police in the future. Marti Butzen explained the bar's policies to the committee. Ald. Wolf moved, seconded by Ald. Draughon, to issue warnings to both Screamers and Nathaniel D. Gottsacker regarding the over-serving incident at Screamers on March 19, 2016. **All ayes; motion approved.**

**2.4 R.O. No. 324-15-16 (4-6-16) Communication from Paul and Lisa Roberts. Submitting a communication from Paul and Lisa Roberts, owners of Anglers Avenue Pub and Grill, 518 S. Pier Dr., to propose an expansion of operations on a seasonal basis to include a vacant (.1 acre) lot adjacent to Anglers Avenue**

ACA Adams informed the committee that Anglers Avenue has not yet made an application for an extension of premises, so there is nothing to act on at this time. Ald. Wolf moved, seconded by Ald. Draughon, to refer R.O. No. 324-15-16 to the Committee on Law & Licensing of the new council and to hold it, to be acted upon at the same time as Anglers Avenue's change of premise application. **All ayes; motion approved.**

**2.5 R.O. No. 323-15-16 (4-6-16) Submitting various license applications for the period ending December 31, 2016 and June 30, 2017**

Ald. Wolf moved, seconded by Ald. Draughon, to call in "Class A" Liquor Lic. App. No. 3187-Sheboygan Liquor Depot (Basudev Adhikari, Agent) to discuss the application with the committee. **All ayes; motion approved.**

Ald. Wolf moved, seconded by Ald. Draughon, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 5338 (Valerie A. Kirsch). **All ayes; motion approved.**

Ald. Wolf moved, seconded by Ald. Draughon, to grant the remainder of the license applications for

individuals and entities listed on R.O. No. 323-15-16 and to refer R.O. No. 323-15-16 to the Committee on Law & Licensing of the new council. **All ayes; motion approved.**

### **2.6 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**

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### **3.1 Set time, date and place of next meeting**

The next committee meeting is tentatively scheduled to be held on April 26, 2016 at 2:30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

### **3.2 Motion to adjourn sine die**

Ald. Wolf made a motion to adjourn sine die. Ald. Draughon seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned sine die at 3:29 p.m.

**VI**

6.12

R. C. No. 375 - 15 - 16. By LAW AND LICENSING. April 18, 2016.

Your Committee to whom was referred R. O. No. 311-15-16 by the City Clerk, submitting license applications for the period ending December 31, 2016 and June 30, 2017; recommends that the remainder of the applicants (call-ins) on this Report of Officer be referred to the Law and Licensing of the new Council.

*refer to  
R & R of new Council*

*Susan J. Spgaard*  
*[Signature]*  
*Lawrence Justice*

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

III

R. O. No. 311 - 15 - 16. By CITY CLERK. March 21, 2016.

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

\_\_\_\_\_  
City Clerk

*Law & Lic.*  
*4/6/16 - part all lic except hold Board & Brush Creative Studio, Horsey, Delwitt, Gomez, Heyman*  
*4/18/16 - hold Bd & Council, Gomez, Heyman (refer to list of new Council)*

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1089	Daves Whos Inn	835 Indiana Ave. - one-day events to be Held 6/8/16; 6/15/16; 6/22/16; 6/29/16; 7/6/16; 7/13/16; 7/20/16; 7/27/16; 8/3/16; 8/10/16; 8/17/16; 8/24/16 & 8/31/16 to include current premise and ramp west of bldg./south parking lot & west parking lot for car show.
3056	Gotta Getcha In Oasis	840 Wilson Ave. - one-day event to be held 4/30/16 to include current premise and back parking lot, entrance door on east side of bar and back door.
3001	Ranieris Four of A Kind	811 Indiana Ave. - one-day events to be Held 6/8/16; 6/15/16; 6/22/16; 6/29/16; 7/6/16; 7/13/16; 7/20/16; 7/27/16; 8/3/16; 8/10/16; 8/17/16; 8/24/16 & 8/31/16 to include current premise & include the parking area to the south, east & west of the building for the car shows.

FERMENTED MALT BEVERAGE LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3184	Board & Brush Creative Studio	528 N. 8 <sup>th</sup> St.

SIDEWALK CAFE LICENSE (April 14, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3150	Craft 30	1015 S. 10 <sup>th</sup> St.
2487	Frankies Pub & Grill	2218 Indiana Ave.
3129	Greece E Spoon	1217 N. 8 <sup>th</sup> St.
2427	Urbane	1231 N. 8 <sup>th</sup> St.
2604	Z Spot Espresso & Coffee	1024 Indiana Ave.

BEVERAGE OPERATOR'S LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1054	Arneson, Jimmel R.	3318 N. 11 <sup>th</sup> St.
7290	Bruinooge, Tarri L.	3404 N. 8 <sup>th</sup> St.
1379	Gilbert, Robert E.	607 N. 27 <sup>th</sup> St.
1058	Housey, Tayna J.	2225 S. 12 <sup>th</sup> St.
1059	Lewis, Savannah M.	1229 S. 7 <sup>th</sup> St.
1028	Low, Kourtney C.	2318 Park Pl., #A
1808	Markham, Kevin	1535 N. 24 <sup>th</sup> St.
1045	Marks, Christina M.	1429 S. 17 <sup>th</sup> St.
1042	Owen, James R.	1121 N. 5 <sup>th</sup> St.

TAXICAB DRIVER LICENSE (December 31, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0465	Dewitt, Curtis W.	926 St. Clair Ave.
1032	Gomez, Fernando	2219 S. 14 <sup>th</sup> St.
7782	Heyman, Benjamin F.	1133 Pershing Ave.
4978	Hunt, Denise L.	2213 N. 20 <sup>th</sup> St.

**VII**

6.13

R. C. No. 376 - 15 - 16. By LAW AND LICENSING. April 18, 2016.

Your Committee to whom was referred, pursuant to R. O. No. 323-15-16 by the City Clerk, license applications for the period ending December 31, 2016 and June 30, 2017; recommends that the remaining application on R. O. No. 323-15-16 be referred to Law and Licensing of the new Council.

*Refer to  
Law & Lic of new  
Council*

*Susan J. Gossard*  
*[Signature]*  
*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

Other Matters

9.1

R. O. No. 323 - 15 - 16. By CITY CLERK. April 6, 2016.

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

*Law & Lic*  
*4/18/16 - grant all licenses*  
*except hold Sheb. Liquor*  
*Depot (refer to City*  
*of new Council)*

\_\_\_\_\_  
City Clerk

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1040	Brennans on Michigan	1101 Michigan Ave. - two-day event to be held 5/7/16 to 5/8/16 to include the parking lot west and south of Bldg.
1890	Suscha's Super Bar	1054 Pennsylvania Ave. - one-day event to be held 5/7/16 to include current premise and the entire parking lot north & east of the building.

"CLASS A" LIQUOR LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3187	Sheboygan Liquor Depot	810 N. 14 <sup>th</sup> St.

CLASS "A" BEER LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
	Shopko Stores Operating Co., LLC	518 Taylor Dr.

CLASS A LIQUOR (CIDER ONLY) (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
	Shopko Stores Operating Co., LLC	518 Taylor Dr.

"CLASS B" LIQUOR LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3186	Suscha Bar	1054 Pennsylvania Ave.

BEVERAGE OPERATOR'S LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1102	Anderson, Dawn M.	2014 Lake Aire Dr.
9920	Brickson, Stephan J.	3232 S. 11 <sup>th</sup> St.
1336	Grauer, Walter J.	3416 N. 7 <sup>th</sup> St.
6112	Guenther, Brett L.	816 Logan Ave.
1069	Head, Amanda J.	1713 N. 11 <sup>th</sup> St.
1103	Hilpert, Eric T.	1314 N. 12 <sup>th</sup> St.
5338	Kirsch, Valerie A.	2221 N. 15 <sup>th</sup> St.
1111	Mendez, Samantha L.	1003 Falls Park Dr., #14
7569	Pyne, Rachel L.	5902 Cart Path Rd.
1072	Rietbrock, Jennifer L.	W4412 Cty Rd., EH, Elkhart Lake
1125	Salaz, Brook L.	921 Erie Ave.
1119	Schaefer, Dane M.	3728 S. 13 <sup>th</sup> St.
5002	Shembeda, Linda L.	W4161 Main Rd., Plymouth
1075	Strean, Stephanie M.	4136 N. Field Dr.
1113	Vrubley, Daniel C.	247 S. 6 <sup>th</sup> St., Cedar Grove
1087	Wagaman, Leah M.	516 Forest Blvd., Sheb. Falls

TAXICAB DRIVER LICENSE (December 31, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1535	Hou-Seye, Job E.	715 n. 14 <sup>th</sup> St.

II

Other Matters

9.1

R. O. No. 341 - 15 - 16. By CITY CLERK. April 18, 2016.

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

\_\_\_\_\_  
City Clerk

CHANGE OF AGENT

Kwik Trip #361 located at 1618 Calumet Dr. is changing agent from Sarah Rsoenthal to Jessica Christel effective immediately.

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
2880	Anglers Avenue Pub & Grill	518 S. Pier Dr. - events to be held 5/14/16; 6/10/16 to 6/12/16; 7/1/16 to 7/4/16; 7/29/16; 8/19/16 to 8/21/16 to include current premise description, east side of bldg. & grassy area north of patios and possibly the .10 acre lot east of the property.
2273	Braveheart Pub	2120 Calumet Dr. - three-day events to be held 5/13/16 to 5/15/16; 6/24/16 to 6/26/16; 7/1/16 to 7/3/16 & 9/2/16 to 9/4/16 to include the current premise and the south parking lot area.
1337	Sheboygan Elks Lodge	1343 Erie Ave. - events to be held 7/15/16 and 8/20/16 to 8/21/16 to include current premise and from the bldg. south to the property line of Georgia Pacific and east and west parking lots.

CLASS "A" BEER LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3192	Harbor Centre Marina I	821 Broughton Dr.

*Law & Lic  
of new Council*

III

MASSAGE ESTABLISHMENT LICENSE (December 31, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2258	Curative Therapies LLC	2829 N. 15 <sup>th</sup> St.

BEVERAGE OPERATOR'S LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1163	Albert, Sarah M.	1612 N. 8 <sup>th</sup> St., #A
1126	Brunnbauer, Tyler C.	107 Redtail Dr. #16
1153	Brunner, Katlyn M.	536 Denison Circle, Sheb. Falls
2815	Garnder, Tammy R.	1903 N. 20 <sup>th</sup> St.
1137	Gomez, Lizbeth	2219 S. 14 <sup>th</sup> St.
1129	Haas, Devin J.	1421 Colorado Ct.
1143	Hartley, Christopher J.	4020 N. 29 <sup>th</sup> St.
0178	Harvey, Derek J.	1038 Wilson Ave.
3028	Hedrikse, Cathy A.	1416 Logan Ave.
1339	Ibanez, Jonny Aurora	3637 S. 12 <sup>th</sup> St., #5
9447	Niedfeldt, Shanna L.	625 E. Main St., Plymouth
9065	Rejholec, Derek L.	2225 Terrace View Dr., 1D
1157	Richards, Melanie S.	28 Pawnee Pkwy.
1184	Rowden, Louis E.	1601 Michigan Ave.
1146	Trepanier, Teresa M.	1619 N. 5 <sup>th</sup> St.
1154	Usitalo, Cheryl L.	315 Lincoln Ave., Cleveland
1159	Vassar, Cassie C.	W3123 Cty Rd. K, Random Lake

TAXICAB DRIVER LICENSE (December 31, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1339	Ibanez, Jonny Aurora	3637 S. 12 <sup>th</sup> St., #5
9065	Rejholec, Derek L.	2225 Terrace View Dr., #1D
1344	Schubr, Scott D.	1538 N. 20 <sup>th</sup> St.
1149	Stewart, Harvey L.	1416 Illinois Ave.

**VI**

6.11

R. C. No. 374- 15 - 16. By LAW AND LICENSING. April 18, 2016.

Your Committee to whom was referred R. O. No. 324-15-16 by the City Clerk submitting a communication from Paul and Lisa Roberts, owners of Anglers Avenue Pub & Grill to propose an expansion of operations on a seasonal basis to include a vacant (.1 acre) lot adjacent to Anglers Avenue; recommends that the document be referred to Law and Licensing of the new Council.

*refer to  
Law & Lic of new  
Council*

*Juan J. Gagnard*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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

Other Matters

9.2

R. O. No. 324- 15 - 16. By CITY CLERK. April 6, 2016.

Submitting a communication from Paul and Lisa Roberts, owners of Anglers Avenue Pub & Grill, 518 S. Pier Dr., to propose an expansion of operations on a seasonal basis to include a vacant (.1 acre) lot adjacent to Anglers Avenue.

~~Law & Lisa~~  
refer to Law & Lisa  
of new Council

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City Clerk

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**To: Sheboygan Common Council**  
**From: Anglers Avenue, Paul & Lisa Roberts**  
**Re: Right-of –way request**

Anglers Avenue Pub & Grill, located at 518 S. Pier Dr. is proposing an expansion of operations on a seasonal basis to include a vacant (.1 acre) lot adjacent to Anglers Avenue. We have been in business for 4 years and currently employ approximately 22 workers. If approved, this project would provide an outside venue for groups of up to 50 people for events such as family reunions, birthday parties, etc. Live entertainment would also be considered as needed for major events in the future.

Anglers Avenue requests to build a temporary/removable walkway-bridge from the existing east patio to the .1 acre lot adjacent to Anglers Avenue for the purpose of developing a Tiki Bar atmosphere to be use approximately mid May through mid October.

We have consulted with an architect and upon approval of the right-of-way, we will then present a site plan for City approval. Following approval of the plan we will enter into an agreement to lease .1 acre parcel from the City.

A time table for the project will be developed following City approval as we move forward.

Thank you in advance for your consideration regarding this matter.

Paul & Lisa Roberts