

*****ATTACHMENTS*****

MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, October 13, 2015, 2:00 P.M.)

Generated by Kathy Hoffman on Wednesday, October 14, 2015

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Susan Lessard, Ald. Roman Draughon, Ald. Mark Hermann

Excused: Ald. Todd Wolf

Others in Attendance: City Attorney Charles C. Adams, Lt. William Adams, Licensing Clerk Cinda Langhoff, Amanda L. Bedore, Kathleen Renzelman

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 September 29, 2015 meeting

A motion to approve the minutes of the previous meeting held September 29, 2015 was made by Ald. Lessard and seconded by Ald. Draughon. **All ayes; motion approved.**

2. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

2.1 R.O. No. 131-15-16 (9-8-15) Submitting various license applications for the period ending December 31, 2015 and June 30, 2017. Various License Applications: Bev. Op. Lic. App. Nos. 9427 (Amanda L. Bedore), 0237 (Cassandra L. Mewes)

Amanda L. Bedore appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Lessard moved, seconded by Ald. Hermann, 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.**

Cassandra L. Mewes failed to appear before the committee. Ald. Lessard moved, seconded by Ald. Hermann, to deny the license application based upon Ms. Mewes' failure to accurately reveal all relevant convictions on her beverage operator's license application, her record of violations related to the licensed activity, her record as a repeat law violator, and her failure to cooperate with the

10-14-15 emailed clerk to release 1:25 p.m.

committee. **All ayes; motion approved.**

2.2 R.O. No. 157-15-16 (9-21-15) Submitting various license applications for the period ending December 31, 2015 and June 30, 2017. Various License Applications: Taxicab Driver Lic. App. No. 0910 (Steven A. Lemieux)

Steven A. Lemieux failed to appear before the committee. Ald. Lessard moved, seconded by Ald. Hermann, to request via certified mailing Mr. Lemieux's appearance before the committee at its October 27th meeting. **All ayes; motion approved.**

2.3 R.O. No. 168-15-16 (10-5-15) Submitting various license applications for the period ending December 31, 2015 and June 30, 2017

Ald. Lessard moved, seconded by Ald. Hermann, to call in Bev. Op. Lic. App. No. 0925 (Juwane Bonner) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Hermann moved, seconded by Ald. Lessard, to call in Bev. Op. Lic. App. No. 9781 (Jesicca N. Nemeth) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Hermann, to call in Bev. Op. Lic. App. No. 0919 (Megan D. Smith) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Hermann moved to call in App. No. 0918 to discuss his application with the committee. **Motion died for lack of a second.** Ald. Lessard moved, seconded by Ald. Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 0918 (Florentino Soto, Jr.). **All ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Hermann, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Driver Lic. App. No. 6884 (David H. Adomavich). **All ayes; motion approved.**

Ald. Hermann moved, seconded by Ald. Lessard, to call in Taxicab Driver Lic. App. No. 0923 (Devonte L. Thomas) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Draughon, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. **All ayes; motion approved.**

2.4 Discussion and possible action regarding law violations that may require future action by the Committee

Brief discussion regarding Frank's Place at 3023 N. 15th Street (previously Talk of the Town) holding a license for six months without opening, in violation of the continuation of business ordinance. Ald. Lessard moved, seconded by Ald. Hermann, to call in Alc. Bev. Lic. No. 3136-Frank's Place (Scott A.

Wachowski, Agent) to discuss the matter with the committee. **All ayes; 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 October 27, 2015 at 2:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

3.2 Motion to adjourn

Ald. Lessard made a motion to adjourn. Ald. Draughon seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 2:19 p.m.



II

R. O. No. 157 - 15 - 16. By CITY CLERK. September 21, 2015.

Submitting various license applications for the period ending December 31, 2015 and June 30, 2017.

Paul & Lisa

City Clerk

CHANGE OF AGENT

Candice Boldt is replacing Thomas Peloquin as agent at the Q Mart #208 located at 2235 North Ave. effective immediately.

Tiffany Forward is replacing Amy Schreurs as agent at the Q Mart #221 located at 3626 S. Taylor Dr. effective immediately.

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
2762	Braveheart Pub	2120 Calumet Dr. - one-day event to be Held 10/24/15 to include current premise and the south parking lot.
2943	Superior Bar & Grill	2607 Superior Ave. - one-day event to be held 10/18/15 to include current premise and the North and West parking lots.

BEVERAGE OPERATOR'S LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0913	Blevons, Taylor N.	2317 Carmen Ave.
0903	Bluske, Courtney J.	1922 S. 17 th St.
6937	Calvert, Catherine L.	1614 N. 9 th St.
3878	Carrothers, Angela L.	2031 New Jersey Ave.
0907	Couch, Tracy J.	3255 Main Ave., #4
0205	Ebenreiter, Diane M.	4902 N. 18 th St.
0901	Foley, Sean D.	126 E. Main St., Plymouth
7782	Heyman, Benjamin F.	2521 S. 8 th St.
8232	Johnson, Stephanie M.	1548 Twin Oaks Ln.
5670	Lester, Jason D.	1408 S. 8 th St.
0909	Pfund, Brooke M.	2341 Skyline Dr., #2C
0905	Reineking, Tyler J.	1116 Geele Ave.
8328	Schemrich, Yui	212 Oak St., Sheb. Falls

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0914 Schleicher, Alexandra E.	1410 MacArthur Ave.
0904 Schmidt, Amanda R.	4008 Erie Ave.
0906 Strysick, Breanna M.	1526 Maryland Ave.
9361 Tewinkle, Melissa J.	3416 Geele Ave.
0911 Vang, Youa	4055 Primrose Ct., #N104
6097 Wegner, Jennifer L.	2008 S. 8 th St.
4239 Yurk, Richard C.	1434 S. 8 th St.
0908 Zastrow, Timothy J.	4901 S. 10 th St.

TAXICAB DRIVER LICENSE (NEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0912	Deshazer, Susan Katherine	608 North Ave.
0915	Hoskin Jr., Jimmie	849 Michigan Ave., #2, Oostburg
0910	Lemieux, Steven A.	1540 Sibley Ct.
0902	Zittel, Jacob J.	3606 Main Ave.

III

R. O. No. 168 - 15 - 16. By CITY CLERK. October 5, 2015.

Submitting various license applications for the period ending December 31, 2015 and June 30, 2017.

Law & Lic.

City Clerk

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
3001	Ranieri's Four of A Kind	811 Indiana Ave. - one-day event to be Held 10/25/15 to include current premise and east and west parking lots.

BEVERAGE OPERATOR'S LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0922	Anttila, Sarah Lyn	811 N. 4 th St.
0925	Bonner, Juwane	1219 Huron Ave., #2
7751	Bowers, Misty D.	2309 Main Ave.
0917	Fischer, Hannah P.	1233 Lincoln Ave.
0921	Johnson, Judy M.	6945 N. 80 th St., Milwaukee
0916	Kempf, Corey D.	220 Fremont St., #251, Kiel
9781	Nemeth, Jessica N.	1036B Ontario Ave.
0920	Nienhuis, Tara A.	3424 S. 15 th St.
7604	Peloquin, Thomas J.	2719 Wedemeyer Ave.
6655	Rick, Dawn M.	1704 N. 29 th St.
0924	Ripplinger, Kasey A.	1212 N. 12 th St.
0919	Smith, Megan D.	1032A Bluff Ave.
0918	Soto Jr., Florentino	708 Carpenter St., Plymouth

TAXICAB DRIVER LICENSE (NEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
6884	Adomavich, David H.	1107 Erie Ave.
0923	Thomas, Devonte L.	812 Pennsylvania Ave., #4

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II

Other Matters

8.1

R. O. No. 182 - 15 - 16. By CITY CLERK. October 19, 2015.

Submitting various license applications for the period ending December 31, 2015 and June 30, 2017.

Law & Lic.

City Clerk

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
3069	Time and a Half LLC	2518 N. 15 th St. - one-day event to be Held 11/14/15 to include current premise and east side of building from fence to corner and SE corner to driveway.

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

<u>No.</u>	<u>Name</u>	<u>Address</u>
3159	Big Mikes Sports Bar & Grill	911 Indiana Ave.

FERMENTED MALT BEVERAGE LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3022	Paradigm	1202 N. 8 th St.

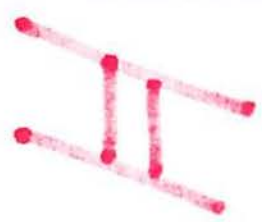
CLASS "C" WINE LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3022	Paradigm	1202 N. 8 th St.

BEVERAGE OPERATOR'S LICENSE (June 30, 2017)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0932	Cortez, Goya Elena	1725 N. 8 th St.
0927	Heinen, Allison C.	1325A N. 11 th St.
9401	Jantz, Crystal P.	2006 S. 22 nd St.

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8115 Leonard-Froh, Sheryl M.
0929 Mayr, Cherilyn A.
0931 Riddell, Erik Scott
0934 Rosa, Emily A.
0933 Spettel, Ricky G. (Club)
9294 Torres, Monica
0332 Warner, Cheryl L.
0935 Yang, Lola

1605 Blocki Ct.
1913 Wiemann Ave.
2723 N. 12th St.
2226 Wedemeyer St.
612 Superior Ave.
1627 S. 12th St.
1608 Union Ave.
1546 Florida Ave.

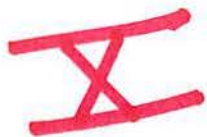
TAXICAB DRIVER LICENSE (NEW) (December 31, 2015)

No. Name

Address

0926 Jaber, Ali M.
0928 Matthews, Gregory Allen

3330 S. 11th Pl., #1
4106 Driftwood Ct., #B103



7.2

Gen. Ord. No. 30 - 15 - 16. By Alderperson Lessard. October 19, 2015.

AN ORDINANCE pursuant to sec. 125.10, Wis. Stats., creating section 10-47 of the Sheboygan Municipal Code, entitled "Duties of Persons Serving Alcoholic Beverages" so as to regulate the behavior of persons licensed to serve alcohol.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 10-47 of the Sheboygan Municipal Code, entitled "Duties of Persons Serving Alcoholic Beverages" is hereby created to read as follows:

"Sec. 10-47. *Duties of Persons Serving Alcoholic Beverages.*

- (a) No person shall drink or consume any alcoholic beverage while on duty as an employee or otherwise serving intoxicating liquor or fermented malt beverages in a licensed premise.
- (b) No person shall serve intoxicating liquor or fermented malt beverages while intoxicated. A person shall be presumed intoxicated if they have a blood or breath alcohol concentration of .08 or more. The result of a preliminary breath test is admissible evidence of intoxication.
- (c) No person serving intoxicated liquor or fermented malt beverages shall refuse to submit to a test of their breath or blood alcohol content by any reasonable test, including a preliminary breath test, requested by an officer with reasonable suspicion to believe the person may be intoxicated or may have been consuming alcoholic beverages while on duty.
- (d) Any person violating the provisions of this section shall be subject to the following penalties:
 - (1) A forfeiture of no less than \$100 for a first offense within three years.
 - (2) A forfeiture of no less than \$250 for a second offense within three years.
 - (3) A forfeiture of no less than \$500 for a third or greater offense within three years."

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Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Quinn J. Zussard

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20__.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor