

*****ATTACHMENTS*****

MINUTES - COMMITTEE ON LAW AND LICENSING (Tuesday, November 11, 2014, 2:00 P.M.)

Generated by Kathy Hoffman on Thursday, November 13, 2014

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Bill Thiel, Ald. Susan Lessard, Ald. Kevin Matichek

Excused: Ald. Joe Heidemann

Others in Attendance: Assistant City Attorney Charles C. Adams, Lt. Doug Teunissen, City Clerk Susan Richards, Licensing Clerk Cinda Langhoff, Judge Catherine Delahunt, Caroline Fortin, Jason Smathers, Jensen N. Bartels, Juan C. De La Cruz, Kasey M. Widder, Tyler M. Metzner, Joseph P. Champeau, Michael B. Gaumer, Trevor M. Gohr, Gordon J. Schneider, Francis Schneider

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 October 28, 2014 meeting

A motion to approve the minutes of the previous meeting held October 28, 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. 138-14-15 (10-6-14) Submitting various license applications for the period ending December 31, 2014 and June 30, 2016. Various License Applications: Taxicab Op. Lic. App. No. 0565 (Nathan J. Krueger)

Nathan J. Krueger failed to appear before the committee. Ald. Lessard moved, seconded by Ald. Thiel, to deny the license application based upon Mr. Krueger'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 failure to cooperate with the committee. **All ayes; motion approved.**

2.2 R.O. No. 154-14-15 (10-20-14) Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016. Various License Applications: Bev. Op. Lic. App. Nos. 0589 (Jensen N. Bartels), 0585 (Alicia K. Bullock), 8679

(Juan C. De La Cruz), 0588 (Kasey M. Widder);Taxicab Op. Lic. [NEW] App. No. 9522 (Tyler M. Metzner); Taxicab Op. Lic. [RENEW] App. Nos. 9554 (Joseph P. Champeau), 5224 (Michael B. Gaumer), 8112 (Trevor M. Gohr), 0321 (Asher DR James), 7666 (James K. Parisek, Jr.), 6948 (Gordon J. Schneider)

Jensen N. Bartels appeared before the committee to discuss her application. After discussion of her record, Ald. Thiel moved, seconded by Ald. Lessard, to grant the license. **All ayes; motion approved.**

Alicia K. Bullock failed to appear before the committee. Ald. Thiel moved, seconded by Ald. Lessard, to request via certified mailing Ms. Bullock's appearance before the committee at its November 25th meeting. **All ayes; motion approved.**

Juan C. De La Cruz 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.**

Kasey M. Widder appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Lessard moved, seconded by Ald. Matichek, 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.**

Tyler M. Metzner appeared before the committee to discuss his application. Mr. Metzner informed the committee that he no longer wants a beverage operator's license and wished to withdraw his application. Ald. Lessard moved, seconded by Ald. Thiel, to accept the withdrawal and file the application. **All ayes; motion approved.**

Joseph P. Champeau appeared before the committee to discuss his renewal application. After a hearing involving a discussion of his record, Ald. Lessard moved, seconded by Ald. Thiel, to grant the license with instructions to update the application to include the violation which occurred after he had applied. **All ayes; motion approved.**

Michael B. Gaumer appeared before the committee to discuss his renewal application. After a hearing involving a discussion of his record, Ald. Thiel moved, seconded by Ald. Lessard, to deny the license renewal application based upon Mr. Gaumer's record of violations since his last renewal, his record as a repeat law violator, and a negative recommendation from the Sheboygan Police Department. **All ayes; motion approved.**

Trevor M. Gohr appeared before the committee to discuss his renewal application. After a hearing involving a discussion of his record, Ald. Thiel moved, seconded by Ald. Lessard, to grant the license

with instructions to update the application in include the violation which occurred after he had applied. **All ayes; motion approved.**

Asher D.R. James failed to appear before the committee. Ald. Thiel moved, seconded by Ald. Lessard, to request via certified mailing Mr. James's appearance before the committee at its November 25th meeting. **All ayes; motion approved.**

James K. Parisek, Jr. failed to appear before the committee. Ald. Thiel moved, seconded by Ald. Lessard, to request via certified mailing Mr. Parisek's appearance before the committee at its November 25th meeting. **All ayes; motion approved.**

Gordon J. Schneider 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. Lessard, 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.**

2.3 R.O. No. 173-14-15 (11-3-14) Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016

Ald. Matichek moved, seconded by Ald. Thiel, to call in Bev. Op. Lic. App. No. 0592 (Kassondra L. Dean) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Thiel moved, seconded by Ald. Lessard, to call in Bev. Op. Lic. App. No. 0603 (Tina J. Kohr) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Thiel, to call in Bev. Op. Lic. App. No. 0602 (Leviathan C. Magray) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Thiel, to grant a license to Bev. Op. Lic. App. No. 0594 (Benjamin J. Mueller). **Three ayes and one nay (Ald. Matichek); motion approved.**

Ald. Lessard moved, seconded by Ald. Thiel, to call in Bev. Op. Lic. App. No. 0370 (Jeremy D. Pinnow) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Thiel, to call in App. No. 0593. **Two ayes and two nays (Ald. Matichek and Ald. VanderWeele); motion failed.** Ald. Matichek moved, seconded by Ald. Thiel, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 0593 (James L. Wolfe). **Three ayes and one nay (Ald. Lessard); motion approved.**

Ald. Thiel moved, seconded by Ald. Lessard, 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 procedures followed by the City Clerk's Office in issuing provisional licenses

Judge Delahunt was present. She indicated her opinion that it is not possible for the Clerk's Office to have direct access to the Municipal Court records because of the confidential information contained within TiPPS. She emphasized that the Municipal Court Clerk will gladly furnish the City Clerk with information regarding fines upon request, but it may be necessary to wait a day or two for that information. City Clerk Susan Richards and ACA Adams indicated that they feel the ordinance should be changed in Section 2-872(d) to exempt provisional licenses from the requirement that the clerk shall issue no license until it has been determined that all required payments have been made. Ald. Matichuk moved, seconded by Ald. Lessard, to amend the ordinance to exempt provisional licenses. **All ayes; motion approved.**

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

ACA Adams and Lt. Teunissen 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 November 25, 2014 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. Thiel seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 3:04 p.m.

VI

6.1

R. C. No. 207- 14 - 15. By LAW AND LICENSING. November 17, 2014.

Your Committee to whom was referred R. O. No. 138-14-15 by the City Clerk, submitting license application for the period ending June 30, 2015 and June 30, 2016; recommends that Taxicab Drivers License application #0565 be denied based upon his failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity and his failure to cooperate with the Committee.

~~Agg~~
VanderWeele / Chief
to re-refer to L&L
all eyes

Jodi VanderWeele
[Signature]

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

100

IV

100

II

R. O. No. 138 - 14 - 15. By CITY CLERK. October 6, 2014.

Submitting various license applications for the period ending December 31, 2014 and June 30, 2016.

Law & Lic
10/20/14 - grant all lic except hold Haygood, Heiner, McCall, Krueger
11/3/14 - deny Haygood, grant Heiner, McCall
11/17/14 - deny Krueger

Susan Richards
City Clerk

CHANGE OF PREMISE

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|----------------------|---|
| 2943 | Superior Bar & Grill | 2607 Superior Ave. - one-day event to be held 11/2/14 to include current premise and west side of building. |
| 1420 | VFW Post #9156 | 552 S. Evans St. - one-day event to be Held 11/1/14 to include current premise And North, East & South sides of the building. |

"CLASS B" LIQUOR LICENSE (June 30, 2015)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|------------------|------------------|
| 3092 | CJ's Shipwrecked | 902 Indiana Ave. |

FERMENTED MALT BEVERAGE LICENSE (June 30, 2015)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|-----------------------|------------------|
| 3094 | Dickey's Barbecue Pit | 2719 Calumet Dr. |

CLASS "C" WINE LICENSE (June 30, 2015)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|-----------------------|------------------|
| 3094 | Dickey's Barbecue Pit | 2719 Calumet Dr. |

III

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|----------------------------|---|
| 0564 | Atkinson, Wendy J. | 1256 Kaufmann Ave. |
| 9838 | Barber, David W. (Club) | 2502 Mandy Cir. |
| 0568 | Bustamante, Brandon T. | 920 N. 16 th St. |
| 0561 | Cahalan, Brian T. | 412 Park Ave. |
| 0567 | Clough, Christopher R. | 621 Bell Ave. |
| 0569 | Franzen, Kristen M. | 996 3 rd Street, C7, Menasha |
| 0571 | Gottsacker, Deanne J. | 1809 S. 12 th St. |
| 0566 | Gumm, Emily M. | 4319 Morningview Ct., #J207 |
| 0560 | Handziak, Elizabeth A. | 5187 Lakeview Ridge Rd., Belgium |
| 8464 | Haygood, Tracy L. | 1629 Cambridge Ave. |
| 0562 | Heinen, Timothy J. | 1313 S. 13 th St. |
| 9635 | Jelovnik, John R. | 902 N. 17 th St. |
| 0563 | Liebergen, Sherry L. | 2402A Calumet Dr. |
| 9602 | McCall, Jazzmin L. | 2808 N. 21 st St. |
| 7653 | Prisinger, Kevin J. (Club) | 3743 N. 12 th Pl. |
| 7214 | Semsch, Daniel L. | 2005 S. 14 th St. |
| 8663 | Whitcomb, Stacy L. | 1643 N. 3 rd St. |

TAXICAB DRIVER LICENSE (December 31, 2014)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|----------------------------|------------------------------|
| 0570 | Anderson, Anthony G. | 1941 N. 12 th St. |
| 7543 | Boushley, Kathy J. | 1512 S. 21 st St. |
| 0565 | Krueger, Nathan J. | 1621 Martin Ave. |
| 9814 | Maldonad, Silvestre Torres | 1833 N. 20 th St. |

II

Other Matters

8.1

R. O. No. 154 - 14 - 15. By CITY CLERK. October 20, 2014.

Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016.

Law + Lic

Susan Richards
City Clerk

CHANGE OF AGENT

Kyle Kaehne is replacing Tony Lofaro as agent effective immediately for Festival Foods, #2821 located at 595 S. Taylor Dr.

PERSON TO PERSON TRANSFER "CLASS B" LIQUOR LICENSE

Transferring the Liquor License for The Blue Lite located at 1029 N. 8th St. from Dean Dayton to David Black.

"CLASS B" LIQUOR LICENSE (June 30, 2015)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|----------------------|-----------------|
| 3096 | Down Under Music Bar | 723 Center Ave. |

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|----------------------|---------------------------------------|
| 0584 | Barta, Abbigail L. | 100 Pony Lane, Plymouth |
| 0589 | Bartels, Jensen N. | 505 Trowbridge Ct., Sheb. Falls |
| 0585 | Bullock, Alicia K. | 1331 Lenz Ct. |
| 0590 | Cobb, Mary C. | 3201 N. 27 th St. |
| 0574 | Dejong, Kimberly M. | 704 Broughton Dr., #3 |
| 8679 | DelaCruz, Juan C. | 629 Dillingham Ave. |
| 0582 | Goetsch, Jeff D. | 2304 Martin Ave. |
| 6916 | Gruenke, Rebecca M. | 1412 Union Ave. |
| 0587 | Marre, Kendra J. | 723 Center Ave. |
| 0575 | Temby, Ian D. | 3017 S. 12 th St. |
| 0586 | Wagner, Jessica A. | 4910 Benley Ct., Manitowoc |
| 0588 | Widder, Kasey M. | 1618 N. Sunny Slope Dr., Mt. Pleasant |
| 0591 | Wilkinson, Brenna R. | 2217 Terrace View Dr., 3D |
| 0583 | Zasada, Tayna L. | W2471 Cty. Rd. K, Random Lake |

TAXICAB DRIVER LICENSE (NEW) (December 31, 2014)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|-------------------------|--------------------|
| 0581 | Gonzalez Arreola, Leyda | 909 Kentucky Ave. |
| 0573 | Geldenhuis, Ezelle | 2003 Cooper Ave. |
| 9522 | Metzner, Tyler M. | 1013 Pershing Ave. |

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

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|------------------------|-------------------------------------|
| 6090 | Allmann, Michele R. | 2016 N. 8 th St. |
| 0299 | Baganz, Arnold A. | 114 S. Min St., #342, Fond Du Lac |
| 9790 | Butts, Constance B. | 729 Kentucky Ave. |
| 7348 | Castro Jr., Mauro | 611 S. 15 th St. |
| 9554 | Champeau, Joseph P. | 1821 S. 15 th St. |
| 1204 | Cotter Jr., Donald G. | 1422A N. 10 th St. |
| 7788 | DeGroat, Shawn | 1614 S. 9 th St. |
| 9313 | Demeuse, Robert J. | 1718-2 Mallard Ave., Sheb. Falls |
| 5224 | Gaumer, Michael B. | 2127 N. 10 th St. |
| 9714 | Gering, Kevin W. | 2406 Main Ave. |
| 5170 | Gilbertson, Stephen J. | 1216 N. 29 th St. |
| 8112 | Gohr, Trevor M. | 4213 Autumn Ct. |
| 6725 | Harrison, Renee H. | 219 E 1 st St., Waldo |
| 9948 | Hernickle, Pamela A. | 3145 Calumet Dr. |
| 0211 | Herren, Richard E. | 1328 McArthur Ave. |
| 0266 | Isherwood, Seleena M. | 704 N. 14 th St. |
| 0321 | James, Asher DR | 1436 Erie Ave. |
| 0256 | Krueger, Mark A. | 1444A S. 19 th St. |
| 7701 | Mohr, Charles T. | 1270 Meadowbrook Dr., #6, Cleveland |
| 0318 | Mondloch, Richard L. | W5681 S Cty Rd. A, Adell |
| 7809 | Moore, Sandra L. | 721 Bluff Ave. |
| 7666 | Parisek Jr., James K. | 1326 Geele Ave. |
| 7805 | Reiner, Michael G. | 2419 N. 29 th St. |
| 9044 | Ringel, Tammy L. | 1511 N. 8 th St. |
| 6913 | Rios, Ricardo | 1731A Calumet Dr. |
| 9981 | Rosenau, Kerry R. | 303 E. Mill St., #1, Plymouth |
| 7731 | Santana, Reynel | 2724 Main Ave. |
| 8860 | Santana, Susan M. | 2724 Main Ave. |
| 6948 | Schneider, Gordon J. | 2223 S. 7 th St. |
| 8599 | Stangel, Geraldine E. | 3705 Sheridan Ave., #F1 |
| 9846 | Waraich, Celia M. | N6233 Woodland Rd. |
| 0142 | Waraich, Jesse Singh | N6233 Woodland Rd. |
| 9341 | Weber, Jeffrey D. | 2313 Hillshire Dr., #3A |
| 2744 | Wills, Elaine K. | 1506 N. 22 nd St. |
| 9351 | Yera, Javier F. | 1127 N. 8 th St. |

II

Other Matters

9.1

R. O. No. 173 - 14 - 15. By CITY CLERK. November 3, 2014.

Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016.

Law & Lic

Susan Richards

City Clerk

CHANGE OF AGENT

Jill Arrowood is replacing Thomas DeMarsh as agent for Highland House located at 820 Indiana Ave. effective immediately.

CHANGE OF PREMISE

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|---------------|---|
| 2985 | Club Nautilus | 434 Pennsylvania Ave. - one-day event to be held in current premise and the SW corner of building and present fenced in area. (beer garden) |

"CLASS B" LIQUOR LICENSE (June 30, 2015)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|-------------|--------------------|
| 3098 | Pier 17 | 539 Riverfront Dr. |

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|---------------------------|-------------------------------|
| 8223 | Aguilar, Michelle | 1434 St. Clair Ave. |
| 0595 | Bradstreet-Hall, Victoria | 403 S. River Blvd., Plymouth |
| 0592 | Dean, Kassondra L. | 323 W. Evergreen Dr. |
| 7754 | DesJardins, Nicole L. | 1826A N. 18 th St. |
| 9488 | Diener, Craig J. | 2438 W. Mark Dr. |
| 0599 | Estrada, Dana K. | 2704 Meadowland, Manitowoc |
| 0596 | Farr, Ashley L. | 1406 Superior Ave. |
| 4019 | Humphrey, Jennie L. | 1608 Michigan Ave. |
| 0597 | Justus, Jordan A. | 1131 Humboldt Ave. |
| 0603 | Kohr, Tina J. | 1408 Prairie Ln., Sheb. Falls |
| 0602 | Magray, Leviathan C. | 1517 N. 4 th St. |
| 0594 | Mueller, Benjamin J. | 814 Indian Mound Rd. |

7.0

III

27.

checked

0604 Onley, Kelsey A.
0370 Pinnow, Jeremy D.
0600 Teesch, Tyler D.
0593 Wolfe, James L.

934 New York Ave.
508 N. 8th St.
1402 S. 19th St., Manitowoc
1708 S. 9th St.

MASSAGE ESTABLISHMENT LICENSE (RENEW) (December 31, 2015)

No. Name

Address

1701 Salon Sase

631 Riverfront Dr.

II

Other Matters

8.1

R. O. No. 187 - 14 - 15. By CITY CLERK. November 17, 2014.

Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016.

Law & Lic

Susan Richards

City Clerk

CHANGE OF AGENT

Kevin Hermann is replacing Lane Landon as agent at the Pick 'n Save location at 1317 N. 25th St. effective immediately.

Michelle Gumtow is replacing Kevin Hermann as agent at the Pick 'n Save location at 2625 S. Business Dr. effective immediately.

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|--------------------------|----------------------------------|
| 0617 | Collins, Beverly K. | 2332 Carmen Ave. |
| 4602 | Drews, Richard T. | 909 S. 16 th St. |
| 0601 | Garcia, Stephanie M. | 3320 S. 11 th Pl., #6 |
| 0618 | Horan, Michaela R. | 632D Wisconsin Ave., Fond Du Lac |
| 0613 | Jackson, Curtis E. | 2715 Henry St. |
| 0616 | Khadka, Subdeep | 1441 Park View Ter. |
| 0605 | King, Matthew T. | 904A Michigan Ave. |
| 0614 | Marver, Desiree L. | 1135 Erie Ave. |
| 0608 | Nauschultz, Zakkaryah T. | 1520 N. 7 th St. |
| 9552 | O'Connor, Kaylee S. | 1808 N. 19 th St. |
| 0615 | Sonnenberg, Andrew M. | 115 Dewey Ln., Plymouth |
| 6306 | Vallejo, Virginia | 1617 Superior Ave. |

MASSAGE ESTABLISHMENT LICENSE (RENEW) (December 31, 2015)

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|-------------------------------|-----------------------------|
| 3101 | Alan Vodicka Massage & Energy | 529 Ontario Ave. |
| 1685 | Bonelli, Robyn | 1812 Superior Ave. |
| 2727 | Bonjour Massage | 1327 N. 8 th St. |
| 2792 | Integrated Health Therapies | 833 Pennsylvania Ave. |
| 1205 | Jomaji Salon & Spa | 682 South Pier Dr. |

III

Handwritten text, possibly a signature or name, written in cursive.

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

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|-------------------|----------------|
| 0607 | Sharp, Tina Marie | 1805 Bell Ave. |

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

| <u>No.</u> | <u>Name</u> | <u>Address</u> |
|------------|----------------------------|------------------------------|
| 3968 | Ramey, Paulette J. | 3214 N. 26 th St. |
| 9814 | Torres Maldonad, Silvestre | 1833 N. 20 th St. |