

MINUTES
COMMITTEE ON LAW & LICENSING

June 23, 2011 - 5:00 p.m.
Common Council Chambers, City Hall

Members Present: Chairperson Ald. Mark Hanna, Ald. Julie Kath, Ald. Eric Rindfleisch, Ald. Scott Versey

Excused: Vice Chairperson Ald. Jodi VanderWeele

Others in Attendance: Assistant City Attorney Charles Adams, Licensing Clerk Cinda Langhoff, Nathaniel D. Eichler, Nichole L. Guillette, Tricia L. Jackson, Heather M. McClellan, Katie L. Arentz, Alicia E. Greyn, Mike Grunow, Wesley S. Melton, Chelsie M. Petek, Nathan B. TenPas, Jeffrey D. Walli, Barry R. Drews, Tariek T. Gahiji, Benjamin F. Heyman, Jeffrey Lee Klein, Timber M. Kruse, Kenneth J. Liebergen, Brandon C. Munz, Theresa L. Nitze, Jipson M. Vincent, Peter R. Vreeke, Tara L. Abdallah, Jessica M. Jindra, Jonathon R. Rahmlow, Jessica G. Reyes, Mauro Castro, Jr., Mario Galicia, Jay A. Nitsch, Chandra Sekhar Vasireddy

Chairperson Hanna called the meeting to order at 5:00 p.m.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the previous meeting held June 9, 2011 was made by Ald. Rindfleisch and seconded by Ald. Versey. **All ayes; motion approved.**

Discussion and possible action on draft ordinance relating to the statewide smoking ban

ACA Adams presented a draft ordinance that adopts the statewide smoking ban with no additional clarifications. He explained that this draft ordinance simply eliminates the local clarification provisions previously found in §70-6(a)(2) of the Code. Ald. Rindfleisch moved, seconded by Ald. Versey, to approve the proposed ordinance and submit it to the common council with a favorable recommendation. **All ayes; motion approved.**

R.O. No. 38-11-12 (4-59) – Various License Applications: Bev. Op. Lic. App. Nos. 9071 (Nathaniel D. Eichler), 9067 (Nichole L. Guillette), 9073 (Tricia L. Jackson), 9069 (Heather M. McClellan)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Nathaniel D. Eichler appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Nichole L. Guillette appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Tricia L. Jackson appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Rindfleisch moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **Three ayes and one nay (Ald. Hanna); motion approved.**

Heather M. McClellan appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

R.O. No. 85-11-12 (6-23) – Retail Alcohol License Transfer

Submitting a Retail Alcohol License Transfer – Person to Person from Florence Rimkus, Armory Bar, 520 N. 4th St., to her personal representative Benedict M. Rimkus.

Ald. Versey moved, seconded by Ald. Rindfleisch, to approve the Retail Alcohol License Transfer. **All ayes; motion approved.**

R.O. No. 57-11-12 (5-55) – Various License Applications: Bev. Op. Lic. App. Nos. 7568 (Katie L. Arentz), 9134 (Alicia E. Greyn), 9130 (Mike I. Grunow), 9120 (Maria D. Jimenez), 9097 (Darrick C. Magee), 9126 (Wesley S. Melton), 9137 (Chelsie M. Petek), 9082 (Nathan B. TenPas), 9115 (Jeffery D. Walli), 8362 (Barry R. Drews), 5479 (Tariq T. Gahiji II), 7782 (Benjamin F. Heyman), 3338 (Jeffrey Lee Klein), 8425 (Timber M. Kruse), 7826 (Kenneth J. Liebergen), 6084 (Brandon C. Munz), 7853 (Theresa L. Nitze), 7052 (Jamie L. Schad), 8238 (Jipson M. Vincent), 8447 (Peter R. Vreeke); Taxicab Op. Lic. App. Nos. 9094 (Tara L. Abdallah), 9090 (Jessica M. Jindra), 9127 (Abraham Loya), 9093 (Jonathon R. Rahmlow), 9081 (Jessica G. Reyes), 7348 (Mauro Castro, Jr.), 7740 (Mario A. Galicia), 3911 (Jay A. Nitsch), 8522 (Paul D. Pantel)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Katie L. Arentz appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Rindfleisch moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Alicia E. Greyn appeared before the committee to discuss her application. After discussion of her record, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with instructions to correct the application. **All ayes; motion approved.**

Mike Grunow appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **Two ayes and two nays (Ald. Hanna and Ald. Versey); motion failed.** Mr. Grunow's beverage operator's license application will be referred to the Common Council with no recommendation.

Maria D. Jimenez failed to appear before the committee. Ald. Rindfleisch moved, seconded by Ald. Versey, to request via certified mailing Mr. Jimenez's appearance before the committee at its July 7th meeting. **All ayes; motion approved.**

Darrick C. Magee failed to appear before the committee, but had phoned the City Attorney's office to indicate he was unable to appear due to his work schedule. Mr. Magee was instructed to appear at the July 7th meeting. Ald. Rindfleisch moved, seconded by Ald. Versey, to hold the application until the July 7th meeting and to call in Mr. Magee by regular mail. **All ayes, motion approved.**

Wesley S. Melton appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to deny the license application based upon Mr. Melton's failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity, and his record as a habitual law violator. **All ayes; motion approved.**

Chelsie M. Petek appeared before the committee to discuss her application. After discussion of her record, Ald. Versey moved to grant the license with a warning. **Motion died for lack of a second.** Ald. Kath moved, seconded by Ald. Hanna, to deny the license application based upon Ms. Petek's record of violations related to the licensed activity. **Two ayes, one nay (Ald. Versey), and one abstention (Ald. Rindfleisch); motion approved.**

Nathan B. TenPas appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Kath moved to grant the license with a warning. **Motion died for lack of a second.** Ald. Rindfleisch moved, seconded by Ald. Versey, to deny the license application based upon Mr. TenPas' failure to accurately reveal all relevant convictions on his application and his record of violations related to the licensed activity. **Three ayes and one nay (Ald. Kath); motion approved.**

Jeffery D. Walli appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Hanna moved, seconded by Ald. Versey, to deny the license application based upon Mr. Walli's record of violations related to the licensed activity. **All ayes; motion approved.**

Barry R. Drews appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Tariq T. Gahiji appeared before the committee to discuss his application. After discussion of his record, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license. **All ayes; motion approved.**

Benjamin F. Heyman appeared before the committee to discuss his application. After discussion of his record, Ald. Versey moved, seconded by Ald. Kath, to grant the license with instructions to correct the application. **All ayes; motion approved.**

Jeffrey Lee Klein appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Kath moved, seconded by Ald. Rindfleisch, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Timber M. Kruse appeared before the committee to discuss her application. After discussion of her record, Ald. Rindfleisch moved, seconded by Ald. Kath, to grant the license. **All ayes; motion approved.**

Kenneth J. Liebergen appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Brandon C. Munz appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Theresa L. Nitze appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Jamie L. Schad failed to appear before the committee, but had phoned the City Attorney's office to indicate she was unable to appear due to her work schedule. Ms. Schad was instructed to appear at the July 7th meeting. Ald. Versey moved, seconded by Ald. Rindfleisch, to hold the application until the July 7th meeting and to call in Ms. Schad by regular mail. **All ayes, motion approved.**

Jipson M. Vincent appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Peter R. Vreeke appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Tara L. Abdallah appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Rindfleisch moved, seconded by

Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Jessica M. Jindra appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Versey moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Abraham Loya failed to appear before the committee. Ald. Kath moved, seconded by Ald. Versey, to request via certified mailing Mr. Loya's appearance before the committee at its July 7th meeting. **All ayes; motion approved.**

Jonathon R. Rahmlow appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Versey moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **Three ayes and one nay (Ald. Rindfleisch); motion approved.**

Jessica G. Reyes appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Mauro Castro, Jr. appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Mario Galicia appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Jay A. Nitsch appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Rindfleisch moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **Three ayes and one nay (Ald. Versey); motion approved.**

Paul D. Pantel failed to appear before the committee. Ald. Kath moved, seconded by Ald. Versey, to request via certified mailing Mr. Pantel's appearance before the committee at its July 7th meeting. **All ayes; motion approved.**

R.O. No. 58-11-12 (5-56) – Various License Applications: Class “A” Fermented Malt Beverage Lic. App. No. 2519-Northside Clark (Chandra Sekhar Vasireddy, Agent); “Class B” Liquor Lic. App. Nos. 2831-Waters Edge Villas (Taylor R. Martin, Agent), 2704-El Gallo Giro (Efren Martinez, Agent), 2207-The Silver Fern (Eric R. Kriete, Agent); Taxicab Business Lic. App. Nos. 2746-Alpine Taxi I (Mario A. Galicia, Agent), 2829-American Taxi

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Chandra Sekhar Vasireddy appeared before the committee to discuss Northside Clark’s Class “A” Fermented Malt Beverage license application. After discussion of his failure to include a violation on the application, Ald. Rindfleisch moved, seconded by Ald. Versey, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Taylor R. Martin failed to appear before the committee regarding the “Class B” Liquor License application of Waters Edge Villas. Ald. Versey moved, seconded by Ald. Kath, to request via certified mailing Mr. Martin’s appearance before the committee at its July 7th meeting. **All ayes; motion approved.**

Efren Martinez failed to appear before the committee regarding the “Class B” Liquor License application of El Gallo Giro. Ald. Versey moved, seconded by Ald. Kath, to request via certified mailing Mr. Martinez’s appearance before the committee at its July 7th meeting. **All ayes; motion approved.**

Eric R. Kriete failed to appear before the committee regarding the “Class B” Liquor License application of The Silver Fern. Ald. Versey moved, seconded by Ald. Kath, to request via certified mailing Mr. Kriete’s appearance before the committee at its July 7th meeting. **All ayes; motion approved.**

Mario Galicia appeared before the committee to discuss Alpine Taxi I’s Taxicab Business License application. After discussion of his failure to include violations on the application, Ald. Versey moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to hold Taxicab Business Lic. App. No. 2829-American Taxi until the July 7th meeting. **All ayes; motion approved.**

R.O. No. 86-11-12 (6-43) – Various License Applications

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Ald. Kath moved, seconded by Ald. Versey, to call in “Class B” Liquor Lic. App. No. 2840-4th Street Tap (Kevin Fetterer, Agent) to discuss the application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in “Class B” Liquor Lic. App. No. 2774-Union Ave. Tap (Kevin Fetterer, Agent) to discuss the application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 6116 (Kylene A. Gritzmacher) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 9148 (Christina M. Hephner) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 9157 (Martinez L. Jackson) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 9156 (Robert L. Schroeder) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 9158 (Eric S. Schroeter) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Rindfleisch, to grant a license with a warning to Bev. Op. Lic. App. No. 7767 (Chris S. Albrecht). **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to grant a license with a warning to Bev. Op. Lic. App. No. 6945 (Jackie R. Benitez). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Rindfleisch, to grant a license with a warning to Bev. Op. Lic. App. No. 2377 (Donna S. Fischer). **All ayes; motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to grant a license with a warning to Bev. Op. Lic. App. No. 7588 (Jesse J. Frank). **All ayes; motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to grant a license with a warning to Bev. Op. Lic. App. No. 7669 (Kristi C. Maki). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Rindfleisch, to hold Taxicab Business Lic. App. No. 2839-VIP Taxi LLC. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Rindfleisch, to call in Taxicab Op. Lic. App. No. 5787 (Tanya J. Anderson) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to call in Taxicab Op. Lic. App. No. 9141 (Troy W. Apuzzo) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Taxicab Op. Lic. App. No. 9165 (Jeffrey E. Klein) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to call in Taxicab Op. Lic. App. No. 9157 (Martinez L. Jackson) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to hold Taxicab Op. Lic. App. No. 9163 (Noemy Loya). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Rindfleisch, to grant a license with a warning to Taxicab Op. Lic. App. No. 9168 (Garrett J. Veldboom). **Three ayes and one nay (Ald. Kath); motion approved.**

Ald. Rindfleisch moved, seconded by Ald. Versey, to grant a license with a warning to Taxicab Op. Lic. App. No. 8938 (Juan Carlos Sandoval). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Pawnbroker Lic. App. No. 2832-Patriot Pawn & Loan (Krisandra Guell, Agent) to discuss the application with the committee. **All ayes; motion approved.**

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

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

ACA Adams indicated that he had no such violations to report.

Ald. Rindfleisch made a motion to adjourn. Ald. Versey seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 7:04 p.m.

The next committee meeting is scheduled to be held on Thursday, July 7, 2011 at 5:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.