

MINUTES
COMMITTEE ON LAW & LICENSING

December 14, 2010 - 5:00 p.m.
Common Council Chambers, City Hall

Members Present: Chairperson Ald. Eric Rindfleisch, Vice Chairperson Ald. Jodi VanderWeele, Ald. Tom Bowers, Ald. Julie Kath, Ald. William Wangemann

Others in Attendance: Assistant City Attorney Charles Adams, Lt. Scott Mittelstadt, Licensing Clerk Cinda Langhoff, Economic Development Manager Chad Pelishek, Andrew P. Marks, MaryJane Mendez, Deana L. Teetzen, Theodore T. Sanstadt, Joshua N. Hunter, Salvador Meza, Enrique Hernandez

Chairperson Rindfleisch called the meeting to order at 5:02 p.m.

The Pledge of Allegiance was recited.

Introduction of committee members, staff and guests.

A motion to approve the minutes of the previous meeting held November 23, 2010 was made by Ald. VanderWeele and seconded by Ald. Kath. **All ayes; motion approved.**

R.O. No. 302-10-11 (16-65) – Various License Applications: Bev. Op. Lic. App. Nos. 8903 (Leah S. Knepfel), 8892 (Elizabeth W. Luedke), 8169 (Andrew P. Marks), 8898 (MaryJane Mendez) and 2223 (Deana L. Teetzen); Taxicab Business Lic. App. No. 2778-Custom Express Courier (Theodore T. Sanstadt, Owner); Taxicab Op. Lic. App. Nos. 8899 (Theodore T. Sanstadt) and 8904 (Joshua N. Hunter)

Submitting various license applications for the period ending June 30, 2011 and June 30, 2012.

Leah S. Knepfel failed to appear before the committee. Ald. Wangemann moved, seconded by Ald. Bowers, to request via certified mailing Ms. Knepfel's appearance before the committee at its December 28th meeting. **All ayes; motion approved.**

Elizabeth W. Luedke failed to appear before the committee. Ald. Wangemann moved, seconded by Ald. VanderWeele, to request via certified mailing Ms. Luedke's appearance before the committee at its December 28th meeting. **All ayes; motion approved.**

Andrew P. Marks appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Wangemann moved, seconded by Ald. Kath, to deny the license application based upon Mr. Marks' failure to accurately reveal all relevant convictions on his application and his record of violations related to the licensed activity. **All ayes; motion approved.**

MaryJane Mendez appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Kath moved, seconded by Ald. Wangemann, to deny the license application based upon Ms. Mendez's failure to accurately reveal all relevant convictions on her application and her record of violations related to the licensed activity. **All ayes; motion approved.**

Deana L. Teetzen appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. VanderWeele moved, seconded by Ald. Kath, to grant the license with a warning to include all relevant information on future applications. **Four ayes and one abstention (Ald. Rindfleisch); motion approved.**

Theodore T. Sanstadt appeared before the committee to discuss his applications. After discussion of his record and his failure to include violations on his applications, Ald. Bowers moved, seconded by Ald. Wangemann, to grant both the taxicab business license and the taxicab operator's license with a warning to include all relevant information on future applications. **All ayes; motion approved.** Mr. Sanstadt indicated that he is willing to voluntarily pay the license fees due for the prior years when he did not have his license in Sheboygan.

Joshua N. Hunter appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Bowers moved, seconded by Ald. VanderWeele, to grant the license with a warning to include all relevant information on future applications. **Four ayes and one nay (Ald. Rindfleisch); motion approved.**

Possible action regarding Alc. Bev. Lic. No. 2698-Coco Fish (Salvador R. Meza, President)

Lt. Mittelstadt provided the committee with further details regarding the stabbing incident at Coco Fish on November 21st. He indicated that the staff at Coco Fish had cooperated with the police once the police had been notified of the incident. Salvador Meza and Enrique Hernandez (through an interpreter) spoke on behalf of Coco Fish. Following a lengthy discussion, a motion was made by Ald. VanderWeele, seconded by Ald. Wangemann, to hold this matter until the January 25, 2011 meeting to give Mr. Meza the opportunity to meet with the Police Department and work out a plan to improve the bar's bad reputation. **All ayes; motion approved.** Mr. Meza will be called back to the Law & Licensing meeting scheduled for January 25, 2011.

MOTION TO CONVENE IN CLOSED SESSION was made by Ald. VanderWeele, seconded by Ald. Kath, under the exemption provided in § 19.85(1)(e) of the Wisconsin Statutes for the purpose of a discussion with Chad Pelishek regarding public business related to development where competitive reasons require a closed session. **All ayes; motion approved.**

MOTION TO RECONVENE IN OPEN SESSION was made by Ald. VanderWeele and seconded by Ald. Kath. **All ayes; motion approved.**

Discussion and possible action regarding possible amendments to the "Policy Statement on Issuance of Original "Class A" Intoxicating Liquor Licenses

A motion was made by Ald. VanderWeele, seconded by Ald. Kath, to amend the Policy Statement on Issuance of Original "Class A" Intoxicating Liquor Licenses to allow a customer to pay for liquor, purchased from the liquor department, at any checkout, and to forward the revised Policy Statement to the Common Council for approval. **All ayes; motion approved.**

R.O. No. 314-10-11 (17-52) – Various License Applications

Submitting various license applications for the period ending June 30, 2011 and June 30, 2012.

Ald. VanderWeele moved, seconded by Ald. Bowers, to grant license with warning letter (to include all violations on future applications) to Bev. Op. Lic. App. No. 2406 (Shelly M. Gates). **Four ayes and one nay (Ald. Rindfleisch); motion approved.**

Ald. VanderWeele moved, seconded by Ald. Wangemann, to call in Bev. Op. Lic. App. No. 8908 (Leah L. Kraemer) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Bowers moved, seconded by Ald. VanderWeele, to call in Bev. Op. Lic. App. No. 8917 (Coral G. Sbarbaro) to discuss her application with the committee. **All ayes; motion approved.**

Ald. VanderWeele moved, seconded by Ald. Wangemann, 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 and Lt. Mittelstadt indicated that they had no such violations to report.

Ald. VanderWeele made a motion to adjourn. Ald. Wangemann seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 6:16 p.m.

The next committee meeting is scheduled to be held on December 28, 2010 at 5:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.