

MINUTES
COMMITTEE ON LAW & LICENSING

March 26, 2013 - 2:00 p.m.
Common Council Chambers, City Hall

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Kevin Matichek, Ald. Julie Kath, Ald. Susan Lessard, Ald. Scott Lewandoske
Others in Attendance: Assistant City Attorney Charles C. Adams, Lt. Scott Mittelstadt, Matthew D. Daily, Leon A. Velez, Juana V. Villa, Marilyn Razo-Valle, Stacy L. Mertzig, Adam M. Steward, Robert D. Phippen, William Skirvin, Thomas Laiken, Amy Lee

Chairperson VanderWeele called the meeting to order at 2:00 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 March 12, 2013 was made by Ald. Lessard and seconded by Ald. Matichek. **All ayes; motion approved.**

Presentations by potential applicants for available “Class B” alcohol beverage licenses

There are presently two “Class B” alcohol beverage licenses available. Thomas Laiken and Amy Lee appeared before the committee to present their cases regarding pre-applications for the two available licenses.

Thomas Laiken spoke on behalf of Night Moves. Mr. Laiken desires a regular license instead of the reserve license and he said he understands that he would have to give up the reserve license if allowed to apply for a regular license. He further indicated that the bar is in the process of phasing out the management person who is responsible for the problems at the bar.

Amy Lee spoke on behalf of Thai Lotus Restaurant. They will be renting the building at 13th and Georgia and relocating there from 1119 Michigan Avenue. The projected open date for the bar/night club would be mid-July. The City Plan Commission has not reviewed their plans yet.

Discussion and action regarding granting opportunity to apply for available “Class B” alcohol beverage licenses

The committee did not invite either applicant to apply for a license at this time.

R.O. No. 277-12-13 (2-18-13) – Various License Applications: Bev. Op. Lic. App. Nos. 9887 (Matthew D. Daily), 7048 (Michael J. Stuedemann), 9880 (Leon A. Velez), 7341 (Juana V. Villa); Taxicab Op. Lic. App. No. 9884 (Marilyn Razo-Valle)

Submitting various license applications for the period ending June 30, 2013 and June 30, 2014.

Matthew D. Daily appeared before the committee to discuss his application. After discussion of his record, Ald. Lessard moved, seconded by Ald. Lewandoske, to grant the license with instructions to correct the application. **All ayes; motion approved.**

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

Leon A. Velez appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Matichek moved, seconded by Ald. VanderWeele, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **Two ayes (Ald. Matichek and Ald. VanderWeele) and three nays; motion failed.** Ald. Kath moved, seconded by Ald. Lessard, to deny the license application based upon Mr. Velez's failure to accurately reveal all relevant convictions on his beverage operator's license application and his record of violations related to the licensed activity. **Three ayes and two nays (Ald. Matichek and Ald. VanderWeele); motion approved.**

Juana V. Villa 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. Kath, to deny the license application based upon Ms. Villa'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 a negative recommendation from the Sheboygan Police Department. **All ayes; motion approved.**

Marilyn Razo-Valle appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Matichek moved, seconded by Ald. Kath, to deny the license application based upon Ms. Razo-Valle's failure to accurately reveal all relevant convictions on her taxicab operator's license application, her record of violations related to the licensed activity, and a negative recommendation from the Sheboygan Police Department. **All ayes; motion approved.**

The meeting recessed at 3:00 p.m. and then reconvened at 3:06 p.m.

R.O. No. 287-12-13 (3-4-13) – Various License Applications: Bev. Op. Lic. App. Nos. 8206 (Stacy L. Mertzig), 9893 (Jessie M. Streff); Taxicab Op. Lic. App. Nos. 9890 (Adam M. Steward), 9492 (Travel J. West)

Submitting various license applications for the period ending June 30, 2013 and June 30, 2014.

Stacy L. Mertzig appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Matichek moved, seconded by Ald. Lessard, to deny the license application based upon Ms. Mertzig'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 a negative recommendation from the Sheboygan Police Department. **All ayes; motion approved.**

Jessie M. Streff failed to appear before the committee. Ald. Matichek moved, seconded by Ald. Lessard, to request via certified mailing Ms. Streff's appearance before the committee at its April 9th meeting. **All ayes; motion approved.**

Adam M. Steward appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Matichek 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. **Four ayes and one nay (Ald. Lewandoske); motion approved.**

Trayel J. West failed to appear before the committee. Ald. Kath moved, seconded by Ald. Matichek, to request via certified mailing Mr. West's appearance before the committee at its April 9th meeting. **All ayes; motion approved.**

Possible action regarding Taxicab Business Lic. No. 2912-Independent Cab (Robert D. Phippen, Agent)

Robert D. Phippen and William Skirvin appeared before the committee. Mr. Skirvin indicated that they assumed that the police department would inform the clerk's office of the accident. The vehicle was totaled and has not been used since the accident. He will stop at the clerk's office following the meeting. Ald. Lessard moved, seconded by Ald. Matichek, to issue a warning to Independent Cab regarding failure to inform the clerk's office of the January 13, 2013 accident. **All ayes; motion approved.**

R.O. No. 303-12-13 (3-18-13) – Various License Applications

Submitting various license applications for the period ending June 30, 2013 and June 30, 2014.

Ald. Matichek moved to call in App. No. 9905 to discuss her application with the committee. **Motion died for lack of a second.** Ald. Lessard moved, seconded by Ald. Lewandoske, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9905 (Jessica D. Bradford). **Four ayes and one nay (Ald. Matichek); motion approved.**

Ald. Kath was excused from the meeting at 3:51 p.m.

Ald. Lessard moved, seconded by Ald. Matichek, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9902 (Stephanie A. Brandl). **Four ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Matichek, to call in Bev. Op. Lic. App. No. 8235 (Victoria M. Kunstman) to discuss her application with the committee. **Four ayes; motion approved.**

Ald. Matichek moved, seconded by Ald. Lessard, to call in Bev. Op. Lic. App. No. 5729 (Michelle Passmore) to discuss her application with the committee. **Four ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Matichek, to call in Taxicab Op. Lic. App. No. 9895 (Michelle D. Clausing) to discuss her application with the committee. **Four ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Matichek, to call in Taxicab Op. Lic. App. No. 9900 (Amanda L. Wilterdink) to discuss her application with the committee. **Four ayes; motion approved.**

Ald. Lessard moved, seconded by Ald. Matichek, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. **Four 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 at this time.

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

There being no further business to come before the committee, the meeting was adjourned at 3:55 p.m.

The next committee meeting is scheduled to be held on Tuesday, April 9, 2013 at 2:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.